

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

Sue Vanicek, Director of the	)	Application No. 911-030.19
Nebraska Telecommunications	)	
Infrastructure and Public Safety	)	
Department of the Nebraska	)	
Public Service Commission,	)	
	)	
Complainant,	)	ORDER TO DISMISS
v.	)	
	)	
Sioux City MSA LP, Bedminster,	)	
New Jersey,	)	
	)	
Respondent.	)	
	)	Entered: November 24, 2008

BY THE COMMISSION:

O P I N I O N     A N D     F I N D I N G S

On November 5, 2008, Sue Vanicek, Director of the Nebraska Telecommunications Infrastructure and Public Safety Department (NTIPS) (hereinafter "Complainant") of the Nebraska Public Service Commission (Commission) filed a Complaint against Sioux City MSA LP, Bedminster, New Jersey, (hereinafter "Respondent") alleging that Respondent failed to file its Quarterly Report pursuant to Neb. Rev. Stat. § 86-459(2)(Cum. Supp. 2006) due October 15, 2008.

Subsequent to the Complaint, Complainant was informed that the quarterly reporting information was filed on Respondent's behalf by Verizon Wireless, and not as a separate report. Verizon timely submitted the quarterly reports to Complainant pursuant to § 86-459(2). Therefore, the Commission finds that the Complaint should be dismissed against Respondent. Respondent is released from any further proceedings in relation to Application No. 911-030.19.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Complaint in Application No. 911-030.19 is hereby dismissed.

MADE AND ENTERED at Lincoln, Nebraska, this 24<sup>th</sup> day of November, 2008.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chair

ATTEST:

Deputy Director