

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

Sue Vanicek, Director of the)	Application No. 911-030.30
Nebraska Telecommunications)	
Infrastructure and Public Safety)	
Department of the Nebraska)	
Public Service Commission,)	
)	
Complainant,)	ORDER TO DISMISS
v.)	
)	
Affinity Mobile, LLC,)	
Plano, Texas,)	
)	
Respondent.)	
)	Entered: May 27, 2009

BY THE COMMISSION:

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

On April 21, 2009, 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 Affinity Mobile, LLC, Plano, Texas (hereinafter "Respondent") alleging that Respondent failed to timely file its Quarterly Report due April 15, 2009, pursuant to Neb. Rev. Stat. § 86-459(2)(Cum. Supp. 2008).

Subsequent to the Complaint, Respondent filed a letter on May 18, 2009 stating that it had ceased to provide service in Nebraska effective December 31, 2008. Therefore, the Commission finds that the Complaint should be dismissed. Respondent is released from any further proceedings in relation to Application No. 911-030.30.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Complaint in Application No. 911-030.30 is hereby dismissed.

MADE AND ENTERED at Lincoln, Nebraska, this 27th day of May, 2009.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director