

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

Sue Vanicek, Director of the ) Application No. 911-030.33  
Nebraska Telecommunications )  
Infrastructure and Public Safety )  
Department of the Nebraska )  
Public Service Commission, )  
 ) ORDER TO DISMISS  
Complainant, )  
v. )  
 )  
TON Services, Inc., Ogden, Utah, )  
 )  
Respondent. ) Entered: June 23, 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 TON Services, Inc., Ogden, Utah, (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).

Respondent has since filed the required report and signed a stipulation agreeing to pay a fine and administrative costs. Respondent has paid the required fine and Complainant recommends that the complaint be dismissed.

Therefore, the Commission finds that the stipulation should be approved and that the Complaint in Docket No. 911-030.33 should be and is hereby dismissed.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Complaint in Application No. 911-030.33 is hereby dismissed.

MADE AND ENTERED at Lincoln, Nebraska, this 23rd day of June, 2009.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director