

The signed stipulation is satisfactory and therefore, the above-listed defendants should be dismissed from the complaint.

In addition to the companies listed above, certain companies were included in the complaint due to administrative error or sufficiently complied with the filing requirements for the Annual Report for 2007. Those companies are:

GTE Midwest, Inc.

MCImetro Access Transmission Services, L.L.C.

Excel Telecommunications, Inc.

Therefore, the companies listed above should also be dismissed from the complaint.

The companies listed in the preceding paragraph that stipulated with the Department should be aware that this Commission will not tolerate similar behavior in 2009 regarding the filing of the 2008 report. If reports are not postmarked on or before April 30, 2009, the option of resolving the complaint through a stipulation will be closely scrutinized. All companies that have agreed to such a stipulation will be considered a willful violator and be subject to the maximum penalty allowed.

The companies listed herein have complied with the provisions of § 86-159 and have satisfactorily remitted an annual report for the year 2007; therefore, said defendants should be dismissed from this complaint.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Mobilitie, LLC; New Horizons Communications; Telrite Corporation; Working Assets Funding Service, Inc.; Frontier Communications of America, Inc.; Reliant Communications, Inc.; GTE Midwest, Inc.; MCImetro Access Transmission Services, L.L.C.; and Excel Telecommunications, Inc., be, and are hereby, dismissed from the departmental complaint.

IT IS FURTHER ORDERED that any defendant who subsequently files a satisfactory annual report may execute a stipulation with the department similar to that offered to the above-named company in an effort to obtain dismissal.

MADE AND ENTERED at Lincoln, Nebraska, this 1st day of July, 2008.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chair

ATTEST:

Executive Director

IT IS FURTHER ORDERED that any defendant who subsequently files a satisfactory annual report may execute a stipulation with the department similar to that offered to the above-named company in an effort to obtain dismissal.

MADE AND ENTERED at Lincoln, Nebraska, this 1st day of July, 2008.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Gerald V. Vap

Frank E. Landis

Anne C. Boyle

//s// Anne C. Boyle
//s// Frank E. Landis

Anne C. Boyle

Chair

ATTEST:

Michael J. Hill

Executive Director