

**BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA**

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| <b>IN THE MATTER OF THE COMPLAINT FILED )</b> | <b>ORDER APPROVING</b>  |
| <b>BY ORBITCOM, INC. AGAINST VERIZON )</b>    | <b>STIPULATION FOR</b>  |
| <b>BUSINESS NETWORK SERVICES, INC. )</b>      | <b>SCHEDULING ORDER</b> |
| <b>REGARDING UNPAID ACCESS CHARGES )</b>      | <b>TC08-135</b>         |

On November 25, 2008, the Public Utilities Commission (Commission) received a Complaint from OrbitCom, Inc. (OrbitCom) against Verizon Business Network Services, Inc. (Verizon). OrbitCom seeks recovery on an account because of the failure of Verizon to pay OrbitCom the amounts invoiced pursuant to its state tariff for the provisioning of telephone access services.

On December 22, 2008, the Commission received an Answer to Complaint from Verizon. On June 1, 2009, the Commission received a Stipulation for Scheduling Order signed by the parties.

The Commission has jurisdiction in this matter pursuant to SDCL Chapters 1-26 and 49-31. The Commission may rely upon any or all of these or other laws of this state in making its determination.

At its regularly scheduled meeting of June 9, 2009, the Commission considered the Stipulation for Scheduling Order. The Commission voted unanimously to approve the Stipulation for Scheduling Order. It is therefore

ORDERED, that the Stipulation for Scheduling Order is hereby approved.

Dated at Pierre, South Dakota, this 24<sup>th</sup> day of June, 2009.

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| <b>CERTIFICATE OF SERVICE</b>  |
| The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, electronically. |
| By: <u><i>Delaine Kolbo</i></u>  |
| Date: <u>6/26/09</u>   |
| (OFFICIAL SEAL)  |

BY ORDER OF THE COMMISSION:

*Dustin Johnson*  
DUSTIN M. JOHNSON, Chairman

*Steve Kolbeck*  
STEVE KOLBECK, Commissioner

*Gary Hanson*  
GARY HANSON, Commissioner