

Before the  
Federal Communications Commission  
Washington, D.C. 20554

In the Matter of

SPRINT COMMUNICATIONS COMPANY  
LIMITED PARTNERSHIP,  
Complainant,

File No. E-94-61

v.

LUFKIN-CONROE TELEPHONE  
EXCHANGE, INC.,  
Defendant.

ORDER

Adopted: February 1, 1996; Released: February 9, 1996

By the Acting Chief, Formal Complaints & Investigations  
Branch, Enforcement Division, Common Carrier Bureau:

1. On April 6, 1994, Sprint Communications Company Limited Partnership (Sprint) filed the above-captioned complaint against Lufkin-Conroe Telephone Exchange, Inc. (Lufkin-Conroe) seeking damages resulting from Lufkin-Conroe's alleged violations of the Commission's rate of return prescription for the period January 1, 1991 through December 31, 1992. On January 16, 1996, however, Sprint filed a motion requesting that the complaint be dismissed with prejudice. In support of the motion, Sprint states that the parties have settled all issues in dispute in this proceeding.

2. We are satisfied that granting Sprint's motion for dismissal will serve the public interest by eliminating the need for further litigation and the expenditure of further time and resources by the parties and by the Commission.

3. Accordingly, IT IS ORDERED, pursuant to Sections 1, 4(i), 4(j), and 208 of the Communications Act of 1934, as amended, 47 U.S.C. §§ 151, 154(i), 154(j), and 208, and the authority delegated in Section 0.291 of the Commission's rules, 47 C.F.R. § 0.291, that the Motion of Sprint to Dismiss Complaint with Prejudice IS GRANTED.

4. IT IS FURTHER ORDERED that the above-captioned complaint IS DISMISSED WITH PREJUDICE and the PROCEEDINGS ARE TERMINATED.

FEDERAL COMMUNICATIONS COMMISSION

Kurt A. Schroeder  
Acting Chief, Formal Complaints  
and Investigations Branch  
Common Carrier Bureau