

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

<p>IN RE:</p> <p>PRAIRIEWAVE TELECOMMUNICATIONS, INC.,</p> <p style="padding-left: 40px;">Complainant,</p> <p style="padding-left: 40px;">vs.</p> <p>AT&T COMMUNICATIONS OF THE MIDWEST, INC.,</p> <p style="padding-left: 40px;">Respondent.</p>	<p>DOCKET NO. FCU-05-71</p>
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**ORDER DISMISSING COMPLAINT AND COUNTERCLAIM
AND CLOSING DOCKET**

(Issued February 23, 2006)

On February 21, 2006, AT&T Communications of the Midwest, Inc. (AT&T) filed a "Joint Stipulation for Dismissal of Complaint and Counterclaims" and an "OCA Statement Regarding Dismissal of Complaint and Counterclaims" with the Utilities Board (Board). In the joint stipulation, AT&T and PrairieWave Telecommunications, Inc. (PrairieWave) state that they have resolved the issues pertaining to this proceeding and request the Board to dismiss with prejudice PrairieWave's complaint filed November 21, 2005, and AT&T's Counterclaim filed December 16, 2005. The Consumer Advocate Division of the Department of Justice does not object to the joint stipulation. AT&T and PrairieWave's request should be granted.

IT IS THEREFORE ORDERED:

1. The complaint filed with the Board by PrairieWave on November 21, 2005, and the counterclaim filed with the Board by AT&T on December 16, 2005, are hereby dismissed with prejudice.

2. The hearing scheduled for Tuesday, April 18, 2006, is cancelled and this docket is hereby closed.

UTILITIES BOARD

/s/ Amy L. Christensen
Amy L. Christensen
Administrative Law Judge

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

Dated at Des Moines, Iowa, this 23rd day of February, 2006.