

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

In the Matter of

Sprint Communications Company L.P.,

Complainant,

v.

Tekstar Communications, Inc.,

Defendant.

File No.: EB-11-MD-006

ORDER OF DISMISSAL

Adopted: August 21, 2012

Released: August 22, 2012

By the Deputy Chief, Market Disputes Resolution Division, Enforcement Bureau:

1. On June 10, 2011, Sprint Communications Company L.P. (Sprint) filed with this Commission a formal complaint against Tekstar Communications, Inc. (Tekstar) under section 208 of the Communications Act of 1934, as amended (Act), 47 U.S.C. § 208.¹

2. On August 16, 2012, Sprint filed a Motion to Dismiss with Prejudice, stating that the parties “have settled their dispute in a mutually satisfactory manner.”² Sprint therefore requests that the Complaint be dismissed with prejudice.³

3. We are satisfied that granting the Motion to Dismiss will serve the public interest by encouraging parties to work privately to narrow and resolve disputed issues, which may limit or eliminate the need for litigation and the further expenditure of resources by the parties and this Commission.

4. Accordingly, IT IS ORDERED, pursuant to sections 4(i), 4(j), and 208 of the Act, 47 U.S.C. §§ 154(i), 154(j), 208, and sections 1.720-1.736 of the Commission’s rules, 47 C.F.R. §§ 1.720-1.736, and the authority delegated in sections 0.111 and 0.311 of the Commission’s rules, 47 C.F.R. §§ 0.111, 0.311, that the Motion to Dismiss IS GRANTED.

¹ Formal Complaint of Sprint Communications L.P., File No. EB-11-MD-006 (filed June 10, 2011) (Complaint).

² Motion to Dismiss with Prejudice, File No. EB-11-MD-006 (filed Aug. 16, 2012) (Motion to Dismiss) at 1.

³ *Id.* at 2.

5. IT IS FURTHER ORDERED, pursuant to sections 4(i), 4(j), and 208 of the Act, 47 U.S.C. §§ 154(i), 154(j), 208, and sections 1.720-1.736 of the Commission's rules, 47 C.F.R. §§ 1.720-1.736, and the authority delegated in sections 0.111 and 0.311 of the Commission's rules, 47 C.F.R. §§ 0.111, 0.311, that the Complaint IS DISMISSED WITH PREJUDICE.

FEDERAL COMMUNICATIONS COMMISSION

Lisa B. Griffin
Deputy Chief, Market Disputes Resolution Division
Enforcement Bureau