

RECEIVED-FPSC

10 AUG 16 AM 8:21

COMMISSION CLERK August 13, 2010 Via US Mail

Ms. Ann Cole Commission Clerk Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee FL 32399-0850

Re: TON Services, Inc. - Notification of the Discontinuance of Telecommunication Services

Dear Ms. Cole:

Attached per FCC requirements is a copy of the Section 63.71 Application ("Application") that TON Services Inc. ("TON") has filed with the Federal Communications Commission regarding the discontinuance of its telecommunication services.

Associated required filings have been or will be submitted to your state's utility regulatory agency.

If you have any questions or need additional information please contact me at 407-740-3033.

Sincerely,

Enclosure

Ann-Marie Kemp Consultant to TON Services Inc. Technologies Management, Inc. 2600 Maitland Center Parkway, Suite 300 Maitland, FL 32751

cc: Gary Barlow - TON file: TON - FL tms: FCi1002a (16 7 1 6 AUG 15 2 FP30-00 MIT 3 A AUG 15 2

DOCUMENT SCHERES

Before the FEDERAL COMMUNICATIONS COMMISSION Washington, D.C. 20554

)

In the Matter of Section 63.71 Application of **TON Services Inc.** to Discontinue Service

File No.

PETITION TO DISCONTINUE SERVICE AND WAIVER FOR NOTICE

TON Services Inc. ("TON") hereby requests, pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. Section 214, and Section 63.71 of the Commission's Rules, 47 C.F.R. Section 63.71, to discontinue domestic and international services as a reseller of telecommunications services, specifically prepaid calling cards.

TON is a company incorporated under the laws of the State of Utah. In support of TON's request for authorization to discontinue service, the following information is submitted pursuant to Section 63.71 of the Commission Rules, 47 C.F.R. Section 63.71.

1. The name, address and telephone number of the applicant:

 TON Services Inc.

 4185 Harrison Boulevard, Suite 301

 Ogden, UT 84403

 Phone:
 801-334-4500

 Fax:
 801-334-4530

Correspondence concerning this application should be sent to:

Ann-Marie KempConsultant to TON Services Inc.Technologies Management, Inc.2600 Maitland Center Parkway, Suite 300Maitland, FL 32751Phone:407-740-3033Fax:407-740-0613E-Mail:akemp@tminc.com

Section 63.71 Petition to Discontinue Service TON Services Inc. Page 1

FPSC-CGAN CONTOLEN

AUG 16

0

2. The Company began offering domestic interstate and international service in 1999, and plans to cease all operations nationwide on August 31, 2010.

3. TON Services Inc. is authorized to offer prepaid card service in the following states: Alabama, Arkansas, Arizona, California, Colorado, Connecticut, Delaware, Florida, Georgia. Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Okłahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Virginia, Vermont, Washington, West Virginia, Wisconsin and Wyoming. The jurisdiction of actual calls varies.

4. TON Services Inc.'s prepaid calling card services are sold only at travel plazas owned by the Applicant's parent company. Flying J.

- 5. TON Services Inc. is non-dominant with respect to the service being discontinued. The public convenience and necessity will not be adversely affected, because customers will be able to receive the same service or a reasonable substitute from a wide array of other long distance carriers throughout the country. The prepaid calling card industry is in decline in large part due to the growth of wireless services.
- 6. Individual customer notice is not possible since the Applicant does not have presubscribed customers and has no customer contact information.
- 7. As an alternative form of customer notice, the company has posted or will post the information required by FCC rule Section 63.71(a)(5)(i) at all Flying J travel plazas. Persons with outstanding card balances will be provided with customer service contact information to obtain balance information and to request refunds.
- 8. Notice has been or will be sent to the State Regulatory agencies, Governors' offices and the Department of Defense, as required under Section 63.71, concurrent with each state's discontinuance and/or this filing. A service list is provided in Exhibit A.

Conclusion

Pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U. S. C. Section 214, and Section 63.71 of the commission's Rules, 47 C. R. R. Section 63.71, the Company understands that this application will be automatically granted on the 31st day after the Public Notice is released, with no Commission notification to the Company, unless the Commission has notified the company that the grant will not be automatically effective.

Dated this <u>27</u> day of <u>Inlay</u> 2010.

Gary Barlow, Chief Financial Officer TON Services Inc.

Ann-Marie Kemp
Consultant to TON Services Inc.Technologies Management, Inc.2600 Maitland Center Parkway, Suite 300
Maitland, FL 32751Phone:407-740-3033
Fax:Fax:407-740-0613
E-Mail:akemp@tminc.com

Section 63.71 Petition to Discontinue Service TON Services Inc. Page 3

State Utility Regulatory Agency Service List

Mr. Charles L.A. Terreni Chief Clerk South Carolina Public Service Commission Synergy Business Park, Saluda Bldg. 101 Executive Center Drive Suite 100 Columbia, SC, 29210

Mr. James R. Galloway Filing Clerk Central Records Public Utility Commission of Texas 1701 N. Congress Avenue Austin, TX, 78711-3326 Ms. Patricia Van Gerpen Executive Director South Dakota Public Utilities Commission Capitol Building, 500 East Capitol Avenue 1st Floor Pierre, SD, S7501-5070

Commission Secretary Utah Public Service Commission Heber M. Wells Building 160 East 300 South Street Salt Lake City, UT, 84114

Mr. Joel Peck Clerk of the Commission Virginia State Corporation Commission Tyler Tyler Building, 1300 E. Main Street 1st Floor Richmond, VA, 23219

Ms. Sandy Paske Commission Secretary Wisconsin Public Service Commission 610 N. Whitney Way Madison, WI, 53705-2729 Ms. Carol J. Washburn Executive Secretary Washington Utilities & Transportation Commission 1300 S. Evergreen Park Drive SW Olympia, WA, 98504-7250

Mr. David Lucero Commission Attorney Wyoming Public Service Commission Hansen Building 2515 Warren Avenue Suite 300 Cheyenne, WY, 82002 Ms. Sharla Dillon Dockets & Records Manager Tennessee Regulatory Authority Attn: Utilities Division 460 James Roberston Parkway Nashville, TN, 37243-0505

Ms. Susan Hudson Clerk of the Board Vermont Public Service Board 112 State Street, 4th Floor Montpelier, VT, 05620-2701

Ms. Sandra Squire Executive Secretary West Virginia Public Service Commission 201 Brooks Street Charleston, WV, 25323

State Utility Regulatory Agency Service List

Ms. Catrice Williams Secretary Massachusetts Department of Telecommunications & Cable 1000 Washington Street Suite 820 Boston, MA, 02118-6500

Mr. Brian Ray Executive Secretary Mississippi Public Service Commission Woolfolk Building 501 North West Street, Suite 201A Jackson, MS, 39201

Mr. Michael Hybl Executive Director Nebraska Public Service Commission 300 The Atrium 1200 N Street Lincoln, NE, 68059-4927

Ms. Nancy Matt Assistance Manager, Regulatory Department New Jersey Board of Public Utilities Two Gateway Center 8th Floor Newark, NJ, 7102

Ms. Renne Vance Chief Cierk North Carolina Utilities Commission 4325 Mail Service Center Raleigh, NC, 27699-4325

Commission Court Clerk's Office Oklahoma Corporation Commission Public Utilities Division 2101 N. Lincoln Avenue Room 103 Oklahoma City, OK, 73105 Ms. Robin Ancona Director Michigan Public Service Commission 6545 Mercantile Way Lansing, MI, 48909-7804

Ms. Coleen M. Dale Chief Regulatory Law Judge Missouri Public Service Commission Office of the Public Counsel 200 Madison Street Suite 650 Jefferson City, MO, 65101-3254

Ms. Nancy Krassner Assistant Commission Secretary Public Utilities Commission of Nevada 1150 E. William Street Carson City, NV, 89701-3109

Records Department New Mexico Public Regulation Commission 1120 Paseo De Peralta Santa Fe, NM, 87501

Mr. Darrell Nitschke Executive Secretary North Dakota Public Service Commission 600 E. Boulevard Avenue Dept 408 Bismarck, ND, 58505-0480

Mr. Richard Willis Executive Director Oregon Public Utilities Commission Telecom Division 550 Capitol Street NE Suite 215 Salem, OR, 97301-2551 Dr. Burl W. Haar Executive Secretary Minnesota Public Utilities Commission 121 7th Place East, Suite 350 St. Paul, MN, 55101

Ms. Kate Whitney Program Director Montana Public Service Commission 1701 Prospect Avenue Helena, MT, 59620-2601

Telecommunications Division New Hampshire Public Utilities Commission 21 South Fruit Sreet Suite 100 Concord, NH, 03301-2429

Hon. Jaclyn A. Brilling Commission Secretary New York Public Service Commission Three Empire State Plaza Agency Building 3 Albany, NY, 12223-1350

Ms. Renee Jenkins Commission Secretary Public Utilities Commission of Ohio 180 East Broad Street 13th Floor Columbus, OH, 43215-3793

Ms. Rosemary Chiavetta Commission Secretary Pennsylvania Public Utility Commission Keystone Building 400 North Street 2nd Floor Harrisburg, PA, 17120

State Utility Regulatory Agency Service List

Ms. Jan Sanders

Commission Secretary

Arkansas Public Service Commission

1000 Center Street

Little Rock, AR, 72203

Mr. Walter L. Thomas, Jr. Secretary Alabama Public Service Commission 100 N. Union Street, Suite 850 Montgomery, AL, 36130

Telecommunications Division California Public Utilities Commission 505 Van Ness Avenue, 3rd Floor San Franci, CA, 94102 Mr. Doug Dean Director Colorado Public Utilities Commission 1560 Broadway J. Suite 250 Denver, CO, 80202 Docket Control Center Arizona Corporation Commission 1200 W. Washington Street Phoenix, AZ, 85007-2927

Ms. Kimberley J. Santopietro Executive Secretary Connecticut Dept. of Public Utility Control 10 Franklin Square New Britain, CT, 6051

Ms. Alisa Bentley Executive Secretary Delaware Public Service Commission Cannon Building 861 Silver Lake Blvd., Suite 100 Dover, DE, 19904

Mr. Reese McAlister Executive Secretary Georgia Public Service Commission 244 Washington Street SW Atlanta, GA, 30334-5701

Ms. Brandy Darlington Tariff Administrator Indiana Utility Regulatory Commission PNC Center 101 West Washington Street, Suite 1500E Indianapolis, IN, 46204

Mr. Brent Kirtley Tariff Branch Manager Kentucky Public Service Commission 211 Sower Blvd Frankfort, KY, 40602-0615 Ms. Dorothy Wideman Commission Secretary Public Service Commission of the Dist. of Columbia 1333 H. Street NW Suite 200W Washington, DC, 20005

Ms. Jean D. Jewell Secretary Idaho Public Utilities Commission 472 West Washington Statehouse Boise, ID, 83720-0074

Ms. Judi Cooper Executive Secretary Iowa Utilities Board 350 Maple Street Des Moines, IA, 50319-0069

Ms. Eve Kahao Gonzalez Secretary Louisiana Public Service Commission Galvez Building 602 North Sth Street, 12th Floor Baton Rouge, LA, 70802 Ms. Ann Cole Commission Clerk Florida Public Service Commission 2540 Shumard Oak Boulevard Tallahassee, FL, 32399-0850

Ms. Elizabeth A. Rolando Chief Clerk Illinois Commerce Commission 527 East Capital Avenue Springfield, IL, 62701

Ms. Susan Duffy Executive Director Kansas Corporation Commission 1500 SW Arrowhead Road Topeka, KS, 66604-4027

Ms. Karen Geraghty Administrative Director Maine Public Utilities Commission 101 Second Street Hallowell, ME, 4347

Federal and State Governor Service List

Governor of South Carolina PO Box 11829 Columbia, SC 29211

. .

Governor of Texas PO Box 12428 Austin, TX 78711-2428 Governor of South Dakota 500 East Capitol Pierre, SD 57501-5070

Governor of Utah 210 State Capitol Salt Lake City, UT 84114 Governor of Tennessee State Capitol Building Nashville, TN 37243-0001

Governor of Vermont 109 State St. Montpelier, VT 05609

Governor of Virginia State Capitol Building 3rd Floor Richmond, VA 23219

Governor of Wisconsin PO Box 7863 Madison, WI 53707

1

Governor of Washington PO Box 40002 Olympia, WA 98504-0002 Governor of West Virginia State Capitol Complex Charleston, WV 25305

Governor of Wyoming Wyoming State Capitol 200 West 24th Street Cheyenne, WY 82002 Secretary of Defense Attn: Special Assistant for Telecommunications Pentagon Washington DC 20301

Federal and State Governor Service List

Governor of Michigan PO Box 30013 Lansing, MI 48909

Governor of Missouri Missouri Capitol Bldg, Rm 216 PO Box 720 Jefferson City, MO 65102-0720 Governor of Minnesota 130 State Capitol 75 Constitution Ave. St. Paul, MN 55155

Governor of Montana State Capitol Building Helena, MT 59620 PO Box 139 Jackson, MS 39205

Governor of Mississippi

Governor of Nebraska PO Box 94848 Lincoln, NE 68509-4848

Governor of Nevada State Capitol Building 101 N. Carson Street Carson City, NV 89701

Governor of New Mexico State Capitol Building Santa Fe, NM 87503

Governor of North Dakota 600 E. Boulevard Avenue Bismark, ND 58505-0001

Governor of Oregon State Capitol Building Salem, OR 97310 Governor of New Hampshire State House Concord, NH 03301-4990 Governor of New Jersey PO Box 004 Trenton, NJ 08625

Governor of New York State Capitol Building Albany, NY 12224 Governor of North Carolina 116 West Jones St. Raleigh, NC 27603

Governor of Ohio 77 South High St 30th Floor Columbus, OH 43215 Governor of Oklahoma State Capitol Building Room 212 Oklahoma City, OK 73105

Governor of Pennsylvania 225 Main Capitol Harrisburg, PA 17120 Governor of Rhode Island 222 State House Providence, RI 02903-1196

Federal and State Governor Service List

Governor of Arizona 1700 W. Washington Phoenix, AZ 85007

Governor of Colorado 136 State Capitol Denver, CO 80203-1792 Governor of Arkansas State Capitol Building Little Rock, AR 72201

Governor of Connecticut State Capitol 210 Capitol Ave. Hartford, CT 06106 Governor of California State Capitol Building Sacramento, CA 95814

Governor of Delaware 820 N. French St. Wilmington, DE 19801

Governor of Florida The Capitol Tallahassee, FL 32399-0001

> Governor of Illinois 207 State House Springfield, IL 62706

Governor of Kansas State Capitol Second Floor Topeka, KS 6612

Governor of Maine State House Station #1 Augusta, ME 04330 Governor of Georgia State Capitol Room 111 Atlanta, GA 30334

Governor of Indiana State Capitol Building Indianapolis, IN 46204 Governor of Idaho 700 W. Jefferson, 2nd Floor Boise, ID 83720-0034

Governor of Iowa State Capitol Des Moines, IA 50319

Governor of Kentucky 700 Capitol Ave. Frankfurt, KY 40601 Governor of Louisiana PO Box 94004 Baton Rouge, LA 70804

Governor of Maryland State Capitol Building Annapolis, MD 21401 Governor of Massachusetts Office of the Governor Room 360 Boston, MA 02133