

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

Sue Vanicek, Director of the)	Application No. 911-020.07/
Nebraska Telephone)	DC-84
Infrastructure and Public Safety)	
Department of the Nebraska)	
Public Service Commission,)	
)	
Complainant,)	
v.)	ORDER DISMISSING COMPLAINT,
)	IN PART
365 Wireless, LLC; Broadvox-)	
CLEC, LLC; Covista, Inc.; Cozad)	
Telephone Company; Ionex)	
Communications North, Inc.;)	
Teleport Communications of)	
America, LLC; XO Communications)	
Services, LLC,)	
)	
Respondent(s).)	Entered: June 18, 2013

BY THE COMMISSION:

On May 15, 2013, Sue Vanicek, Director of the Nebraska Telephone Infrastructure and Public Safety Department (Complainant), filed a complaint against the above-captioned Respondents in this docket alleging a violation of Neb. Rev. Stat. § 86-437. Complainant alleged Respondents failed to timely file with the Commission by April 30, 2013 annual reporting information as required by § 86-437(2). Complainant sought an order assessing administrative fines and ordering Respondents to comply with the reporting requirements.

Subsequent to the complaint, it was determined that Teleport Communications of America, LLC (Teleport) and 365 Wireless, L.L.C. (365 Wireless) did not provide service in 2012.

Additionally, XO Communications Services, LLC (XO Communications) and Ionex Communications North, Inc. (Ionex) each provided the required report and signed a stipulation agreeing to pay a fine. The fines and signed stipulations were received and staff recommends that the stipulations be approved and XO Communications and Ionex be dismissed from the complaint.

Therefore, the Commission finds that Ionex, XO Communications, Teleport and 365 Wireless should be dismissed from the complaint.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the stipulations between the Complainant and XO Communications Services, LLC and Ionex Communications North, Inc. are approved.

IT IS FURTHER ORDERED that Teleport Communications of America, LLC; 365 Wireless, L.L.C.; Ionex Communications North, Inc.; and XO Communications Services, LLC be, and are hereby, dismissed from the complaint.

MADE AND ENTERED at Lincoln, Nebraska this 18th day of June, 2013.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chair

ATTEST:

Deputy Director

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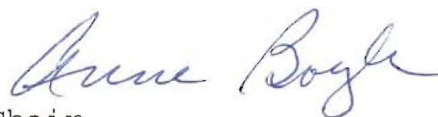
MADE AND ENTERED at Lincoln, Nebraska this 18th day of June, 2013.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:



//s// Anne Boyle
//s// Frank E. Landis



Chair

ATTEST:



Deputy Director