

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Jeffrey L. ) Application No. NUSF-37.144  
Pursley, Director of the )  
Nebraska Telecommunications )  
Infrastructure and Public Safety )  
Department of the Nebraska )  
Public Service Commission, )  
 ) DISMISSED  
Complainant, )  
v. )  
 )  
Trinsic Communications, Inc., )  
 )  
Respondent(s). ) Entered: January 27, 2009

BY THE COMMISSION:

O P I N I O N A N D F I N D I N G S

On December 18, 2007, the Nebraska Telecommunications Infrastructure and Public Safety (NTIPS) Director filed a Complaint against Trinsic Communications, Inc. (Respondent) seeking to fine Respondent on the grounds that it failed to file the required remittance worksheet or remittance payment by the 15<sup>th</sup> day following the end of the remittance period pursuant to section 003.02 and/or section 003.03 of Title 291, Neb. Admin. Rules & Regs. Chapter 10.

Subsequent to the filing of this Complaint, Trinsic Communications, Inc. filed for Chapter 11 bankruptcy protection which was later converted to a liquidation proceeding.<sup>1</sup> Matrix Telecom, Inc. purchased assets of Trinsic Communications, Inc. in an Asset Purchase Agreement which was approved by the bankruptcy court. The Commission approved the transfer of assets by order in Docket C-3794. In light of these circumstances, the Commission is of the opinion and finds that the Complaint should be dismissed.

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<sup>1</sup> For a more complete description of the circumstances involving the transfer of Touch 1 Communications Inc.'s assets see Application No. C-3794, *In the Matter of the Joint Application of Trinsic Communications, Inc., Touch 1 Communications, Inc., Tampa, Florida, and any Successor in Interest, including a Chapter 7 Bankruptcy Trustee and Matrix Telecom, Inc., Dallas, Texas, seeking approval of a transfer of assets, Granted (May 23, 2007).*

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the above-captioned complaint against Trinsic Communications, Inc., be, and is hereby dismissed.

MADE AND ENTERED at Lincoln, Nebraska, this 27<sup>th</sup> day of January, 2009.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director