

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Complaint	)	Docket No. NUSF-37.17
of Jeffrey L. Pursley, Director	)	
of the Nebraska Universal	)	
Service Department of the	)	
Nebraska Public Service	)	
Commission,	)	
	)	COMPLAINT DISMISSED
Complainant,	)	
vs.	)	
	)	
NUI Telecom, Inc.,	)	
	)	
Respondent.	)	Entered: February 3, 2004

BY THE COMMISSION:

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

By petition dated December 3, 2003, Jeffrey L. Pursley, Director of the Nebraska Universal Service Fund (NUSF) Department of the Nebraska Public Service Commission (Commission) (hereinafter "Complainant") filed a Complaint against NUI Telecom, Inc. (hereinafter "Respondent") alleging that Respondent failed to file the required remittance worksheets or remittance payments to the NUSF Department by the 15th day following the end of the remittance period.

A copy of the Complaint was mailed to the Respondent, by certified mail, on December 8, 2003.

The Respondent subsequently resolved the delinquency with the NUSF Department. Respondent then requested and the Commission granted a reduced penalty of Two Hundred dollars (\$200.00) from Seven Hundred and Thirty dollars and Ninety-three cents (\$730.93). The Two Hundred dollars (\$200.00) and the stipulation have now been received by the Commission. Accordingly, Director Pursley has requested that the Commission dismiss the Complaint. However, the Commission may impose the full amount of this fine along with any new penalties should NUI file its remittance worksheets or payments late in the future.

In consideration thereof, the Commission is of the opinion and finds that the Complaint should be dismissed as satisfied.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Docket No. NUSF-37.17, be, and is hereby, dismissed.

MADE AND ENTERED at Lincoln, Nebraska, this 3<sup>rd</sup> day of February 2004.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Vice-Chair

ATTEST:

Executive Director