

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Sue Vanicek	)	Application No. NUSF-37.182
Director of the Nebraska	)	
Telecommunications	)	
Infrastructure and Public Safety	)	
Department of the Nebraska	)	
Public Service Commission,	)	
	)	COMPLAINT AND SHOW CAUSE
Complainant,	)	DISMISSED
v.	)	
	)	
Broadview Networks, Inc.,	)	
	)	
Respondent(s).	)	Entered: March 16, 2010
	)	

BY THE COMMISSION:

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

On January 21, 2009, the Nebraska Telecommunications Infrastructure and Public Safety (NTIPS) Director filed a Complaint against Broadview Networks, 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.

Respondent requested a one-time waiver of the complaint and the associated penalties and fees as this was Respondent's first failure to comply with the remittance policy of the Commission. The NTIPS Director granted the one-time waiver resolving the allegations. The Commission is of the opinion and finds that the Complaint and the Order to Show Cause against Broadview Networks, Inc., should be dismissed.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the above-captioned Complaint and Order to Show Cause against Broadview Networks, Inc., be, and is hereby, dismissed.

MADE AND ENTERED at Lincoln, Nebraska, this 16<sup>th</sup> day of March, 2010.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director