

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Sue Vanicek)	Application No. NUSF-37.227
Director of the Nebraska)	
Telecommunications)	
Infrastructure and Public Safety)	
Department of the Nebraska)	
Public Service Commission,)	
)	DISMISSED
Complainant,)	
v.)	
)	
Discount Long Distance, Inc.,)	
)	
Respondent(s).)	
)	Entered: April 12, 2011

BY THE COMMISSION:

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

On September 28, 2010, the Nebraska Telecommunications Infrastructure and Public Safety (NTIPS) Director filed a Complaint against Discount Long Distance, Inc., (Respondent) seeking to fine Respondent on the grounds that it failed to file the required remittance worksheet or remittance payment by the 15th 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 did not file an answer. On February 23, 2011, the Commission scheduled the matter for hearing and ordered Respondent to show cause as to why civil penalties should not be assessed and its certificate of public convenience and necessity should not be revoked.

Since entering the show cause order, in an email received by the Department on April 5, 2011, the Respondent has requested a waiver of the above-captioned Complaint as said Complaint was the first Complaint filed against the Respondent for late-filed NUSF remittances. Pursuant to the Commission's Late-filed Remittance Policy and Procedures, the Respondent is eligible for a one-time waiver and NTIPS recommends the administrative fines and penalties be waived, the complaint dismissed, and the hearing scheduled for April 19, 2011, cancelled. Upon review the Commission is of the opinion and finds that the NTIPS Department recommendation should be approved, the Complaint should be dismissed, and the hearing cancelled.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the complaint and Show Cause Hearing against Discount Long Distance, Inc., be, and are hereby, dismissed.

MADE AND ENTERED at Lincoln, Nebraska, this 12th day of April, 2011.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

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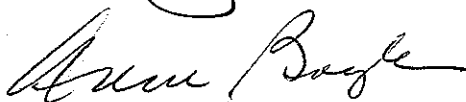
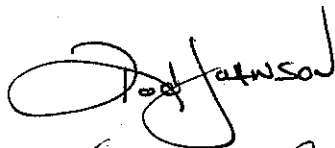
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IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the complaint and Show Cause Hearing against Discount Long Distance, Inc., be, and are hereby, dismissed.

MADE AND ENTERED at Lincoln, Nebraska, this 12th day of April, 2011.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:



//s// Frank E. Landis
//s// Tim Schram


Chairman

ATTEST:


Executive Director