

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Complaint            ) Application No. NUSF-37.45  
of Jeffrey L. Pursley, Director            )  
of the Nebraska Universal                 )  
Service Department of the                 )  
Nebraska Public Service                   )  
Commission,                                 )  
  ) COMPLAINT DISMISSED  
  )  
  )  
vs.    )  
  )  
Opex Communications                        )  
  )  
  )  
Respondent(s).                             ) Entered: April 5, 2005

BY THE COMMISSION:

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

By Petition dated October 13, 2004 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 Opex Communications, (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 February 8, 2005.

The Respondent subsequently resolved the delinquency with the NUSF Department. 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 the Complaint in Docket NUSF-37.45, be and is hereby, dismissed.

MADE AND ENTERED at Lincoln, Nebraska, this 5th day of April, 2005.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chair

ATTEST:

Executive Director