

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

In re Kara J. Thielen, Director)	Docket No. 911-005/DC-64
of the Nebraska Public Service)	
Commission Wireless E911)	
Department,)	
)	COMPLAINT DISMISSED
Complainant,)	
)	
v.)	
)	
Virgin Mobile,)	
)	
Defendant.)	ENTERED: October 15, 2003

BY THE COMMISSION:

On September 9, 2003, Kara J. Thielen, Director of the Nebraska Public Service Commission Wireless E911 Department, filed a complaint against Virgin Mobile for failure to timely remit surcharges to the Enhanced Wireless 911 Fund.

On October 13, 2003, Virgin Mobile filed an answer to the complaint, stating that Virgin Mobile's surcharge remittances were untimely due to a misunderstanding with the consultants who prepare its state regulatory compliance filings.

On October 15, 2003, the complainant filed a motion to dismiss the application.

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

After due consideration of the motion and being fully advised in the premises, the Commission is of the opinion and finds:

1. The motion should be granted.
2. The complaint in Docket No. 911-005/DC-64 should be dismissed.

O R D E R

IT IS THEREFORE, ORDERED by the Nebraska Public Service Commission that complainant's motion to dismiss be, and it is hereby, granted.

IT IS FURTHER ORDERED that the complaint in Docket No. 911-005/DC-64, be, and it is hereby, dismissed.

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION



Docket No. 911-005/DC-64

PAGE 2

MADE AND ENTERED at Lincoln, Nebraska, this 15th day of
October, 2003.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

//s//Anne C. Boyle
//s//Frank E. Landis


Chair

ATTEST:


Executive Director