

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

Sue Vanicek, Director of the ) Application No.911-020.05/  
Nebraska Telephone ) DC-78  
Infrastructure and Public Safety )  
Department of the Nebraska )  
Public Service Commission, )  
)  
Complainant, )  
v. )  
)  
Broadview Networks, Inc.; Cozad )  
Telephone Company; Dark Fiber )  
Solutions, Inc.; Ernest )  
Communications, Inc.; Lightyear ) ORDER TO DISMISS, IN PART  
Network Solutions LLC; McLeod )  
USA Telecommunications )  
Services/Paetec Business )  
Services; Northstar Telecom, )  
Inc.; NOS Communications, Inc.; )  
Reliance Communications, Inc.; )  
Sprint Communications LP; TCG )  
Omaha; and Wholesale Carrier )  
Services, Inc., )  
)  
Respondent(s). ) Entered: May 24, 2011

BY THE COMMISSION:

On May 17, 2011, Sue Vanicek, Director of the Nebraska Telephone Infrastructure and Public Safety Department (Complainant), filed a complaint in this docket alleging a violation of Neb. Rev. Stat. § 86-437. Complainant alleged Respondents failed to timely file with the Commission annual reporting information as required by § 86-437(2) by April 30, 2011. Complainant sought an order assessing administrative fines and ordering Respondents to comply with the reporting requirements.

Subsequent to filing the complaint, it was determined that Respondents listed below should be dismissed from the complaint:

**Ernest Communications, Inc.**  
**NOS Communications, Inc.**  
**Reliance Communications, Inc.**  
**TCG Omaha**  
**Wholesale Carrier Services, Inc.**



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Respondents timely filed their annual reporting information to the Commission, and were named in this action due to clerical error. Therefore, the Commission finds that the above-listed Respondents should be dismissed from the complaint.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Ernest Communications, Inc., NOS Communications, Inc., Reliance Communications, Inc., TCG Omaha, and Wholesale Carrier Services, Inc., be, and are hereby, dismissed from the complaint.

MADE AND ENTERED at Lincoln, Nebraska this 24<sup>th</sup> day of May, 2011.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Frank E. Landis*

*Tim Schram*

*Gerald L. Kopp*

//s//Frank E. Landis

//s//Tim Schram

*Tim Schram*

Chairman

ATTEST:

*Shirley J. [Signature]*

Executive Director