

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

Sue Vanicek, Director of the	)	Application No. 911-020.06/
Nebraska Telephone	)	DC-82
Infrastructure and Public Safety	)	
Department of the Nebraska	)	
Public Service Commission,	)	
	)	
Complainant,	)	
v.	)	
	)	
Cable USA III, LLC;	)	
Covista, Inc.; Crexendo Business	)	
Solutions, Inc.; DIECA	)	
Communications, Inc.; DSLNet	)	
Communications, LLC; Geneva	)	
Broadband, LLC; Ionex	)	
Communications North, Inc.;	)	
LH Telecom; Long Lines	)	ORDER NUNC PRO TUNC
Siouxland, LLC; Midwestern	)	
Telecommunications, Inc.;	)	
NetTalk.Com, Inc.; Neutral	)	
Tandem-Nebraska, LLC; New Edge	)	
Network, Inc.; NOS	)	
Communications, Inc.;	)	
Reliant Communications, Inc.;	)	
inContact, Inc.; Velocity the	)	
Greatest Phone Company Ever,	)	
Inc.; Wholesale Carrier	)	
Services, Inc.; XO	)	
Communications, LLC	)	
	)	
Respondent(s).	)	Entered: May 30, 2012

BY THE COMMISSION:

The purpose of an order nunc pro tunc is to correct the record which has been made so that it will truly record the action taken which, through inadvertence or mistake, was not truly recorded. Interstate Printing Co. v. Dept. of Revenue, 236 Neb. 110, 459 N.W.2d 519 (1990). Clerical errors may be corrected by an order nunc pro tunc, but not judicial errors. Larson v. Bedke, 211 Neb. 247, 318 N.W.2d 253 (1982).

On or about May 22, 2012, an order was entered setting a hearing for the above captioned complaint. Due to a clerical error, the complaint had not yet been issued. Therefore, the first paragraph of the May 22, 2012 order should be amended to reflect the following:

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On or about May 24, 2012, 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.

Additionally, two carriers were erroneously included in the caption of the order. Therefore the caption is amended to eliminate Centurytel Fiber Company, LLC and Kentucky Data Link, Inc.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the May 22, 2012 order remains in effect as entered but is corrected as set forth herein.

MADE AND ENTERED at Lincoln, Nebraska this 30th day of May, 2012.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Tim Schram*

Chairman

*Rod Johnson*

*Gerald L. Vap*

//s// Rod Johnson  
//s// Frank Landis

ATTEST:

*Shirley S. Johnson*  
Executive Director