

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

Sue Vanicek, Director of the ) Application No. 911-033.05  
Nebraska Telecommunications )  
Infrastructure and Public Safety )  
Department of the Nebraska )  
Public Service Commission, )  
 )  
Complainant, ) ORDER TO DISMISS  
v. )  
 )  
I-Wireless, )  
 )  
Respondent(s). )  
 )  
 ) Entered: March 17, 2009

BY THE COMMISSION:

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

On October 21, 2008, Sue Vanicek, Director of the Nebraska Telecommunications Infrastructure and Public Safety Department (NTIPS) of the Nebraska Public Service Commission (Commission) (hereinafter "Complainant") for Complaint against I-Wireless, LLC, Newport, Kentucky (hereinafter "Respondent") alleging that Respondent failed to file its wireless E911 remittance worksheets or remittance payments to the NTIPS department for **January, 2008; March, 2008; April, 2008; May, 2008; and June, 2008** pursuant to Neb. Rev. Stat. § 86-442 et seq. (2008 Supp.).

Since the filing of the complaint, Respondent has filed the appropriate worksheets and/or payments and informed the Commission that steps are being taken to ensure that future filings will be made on a timely basis. Additionally, Respondent has requested a waiver of fines. Pursuant to Commission policy, Respondent is entitled to a one-time waiver. Respondent is on notice that should it fail to timely make future filings that additional administrative fines and costs may be imposed.

The Commission finds that the one-time waiver should be approved and that the Complaint should be dismissed against Respondent. Respondent is released from any further proceedings in relation to Application No. 911-033.05.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Complaint in Application No. 911-033.05 is hereby dismissed.

MADE AND ENTERED at Lincoln, Nebraska, this 17th day of March, 2009.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director