

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska) Application No. NUSF-33/
Public Service Commission, on) PI-68
its own motion, seeking to)
investigate the audit) AUDIT WAIVER ORDER
requirements related to the)
Nebraska Universal Service)
Fund.) Entered: December 7, 2021

BY THE COMMISSION:

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

The Nebraska Public Service Commission (Commission) opened this docket on its own motion November 26, 2002, seeking to establish remittance audit requirements related to the Nebraska Universal Service Fund (NUSF). The Commission established an audit policy in its Universal Service Fund Rules and Regulations, Neb. Admin. Code, Title 291, Ch. 10, effective September 16, 2002, and has been operating under that policy.

On April 10, 2007, the Commission entered an Order adopting remittance policies and establishing a waiver mechanism for certain qualifying carriers. On September 30, 2008, the Commission entered an Order modifying and clarifying the remittance policy and waiver mechanism. In addition, on May 5, 2020, the Commission entered an Order modifying and clarifying the remittance policy and waiver mechanism to account for connections-based remittances.

This Order addresses the timely filed and the late-filed waiver requests filed by carriers. First, the Commission finds that the timely filed waiver requests received by the following carriers have met all criteria designated by the Commission in its May 5, 2020 Order, and accordingly, should be granted a waiver for the audit otherwise due on December 31, 2021:

NE000741	Cause Based Commerce, Inc.
NE001140	Syndeo, LLC

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Additionally, the Commission finds the late-filed waiver requests filed by the following carriers should be accepted:

NE000111	Elsie Communications, Inc.
NE000863	Phone.com, Inc.
NE001067	Tailwind Voice & Data, Inc.
NE001068	Dialpad, Inc.
NE000293	Applied Communications Technology, Inc.
NE001041	MagicJack SMB, Inc.

The carriers referenced above have met all criteria designated by the Commission in its May 5, 2020 Order, accordingly, should be granted a waiver for the audit otherwise due on December 31, 2021.

Finally, the Commission finds that the following carrier has not met the Commission's waiver criteria, and should therefore be denied a waiver:

NE000121	Comtech 21, LLC
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Consequently, Comtech 21, LLC is required to file an audit with the Commission which will be due on or before December 31, 2021.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the above findings be, and they are hereby, adopted as it relates to the timely and late-filed waiver requests for the audit otherwise due on December 31, 2021.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska this 7th day of December, 2021.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Rock Johnson
Cystal Brader
Mary Kidden
Tim Schram

Don Wagoner
Chair

ATTEST:

Sharice Knutson
Deputy Director