

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

| | | |
|----------------------------------|---|-----------------------|
| In the Matter of Maurice Gene |) | Application No. ADC-5 |
| Hand, Director of the |) | |
| Communications Department of the |) | |
| Nebraska Public Service |) | |
| Commission, |) | |
| |) | |
| Complainant, |) | DISMISSED |
| v. |) | |
| |) | |
| Echo 19 LLC, d/b/a Echo |) | |
| Research, |) | |
| |) | |
| Respondent. |) | Entered: June 1, 2016 |

BY THE COMMISSION:

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

On May 10, 2016, the Telecommunications Department (Department) Director filed a Complaint against Echo 19 LLC, d/b/a Echo Research, (Respondent) seeking to fine Respondent on the grounds that it ran a script that failed to include required information with its Automatic Dialing-Announcing Device (ADAD) script as prescribed by Neb. Rev. Stat. § 86-256(2)(b).

On May 26, 2016, the Department received a request from the Respondent for a waiver of the above-captioned Complaint as said Complaint was the first Complaint filed against the Respondent for violation of the ADAD Act. Pursuant to the Commission's Administrative Fining Policy, the Respondent is eligible for a one-time waiver and the Department recommends the administrative fines and penalties be waived and the complaint dismissed. Upon review the Commission is of the opinion and finds that the Department recommendation should be approved and the Complaint should be dismissed.

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O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the complaint against Echo 19 LLC, d/b/a Echo Research, be, and is hereby, dismissed.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 1st day of June, 2016.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Crystal Lwades

Tim Schram

Chairman

Frank E. Landis

ATTEST:

Jeffrey L. Puley

//s//Frank E. Landis
//s//Tim Schram

Executive Director