

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Cullen Robbins,)	Application No. ADC-9
Director of the Communications)	
Department of the Nebraska)	
Public Service Commission,)	
)	
Complainant,)	DISMISSED
v.)	
)	
Target Marketing USA, Inc.,)	
)	
Respondent.)	Entered: December 6, 2016

BY THE COMMISSION:

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

On November 21, 2016, the Telecommunications Department (Department) Director filed a complaint against Target Marketing USA, Inc., (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)(a).

On November 28, 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 Target Marketing USA, Inc., be, and is hereby, dismissed.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 6th day of December, 2016.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:



//s//Frank E. Landis

//s//Tim Schram


Chairman

ATTEST:



Deputy Director