

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of adversely affecting) Application No. C-781
the telephone service of others and)
use of telephone for unlawful) Order to Cease and
purposes by Rainwood Audio Text, aka) Desist Modified
Rainwood Marketing, aka Integrated)
Information Service, aka Bruce)
Abraham of Omaha, Nebraska.) Entered: October 17, 1989

Appearances: For the Respondent
Daniel W. Evans, Attorney
10810 Harney St.
Omaha, Nebraska

For the Commission
Chris Dibbern, Attorney
300 The Atrium
1200 N Street
Lincoln, Nebraska

OPINION AND FINDINGS

BY THE COMMISSION:

On August 29, 1989, The Commission entered an order directing Rainwood Audio Text, aka Rainwood Marketing, aka Integrated Information Service, aka Bruce Abraham, Omaha, Nebraska to cease and desist all unlawful activity and scheduling a public hearing.

Public hearing on this matter was held on September 18, 1989 at 11:00 a.m. in the Commission Hearing Room, Lincoln, Nebraska with appearances as shown.

Upon consideration of the August 29th order, the evidence addressed at the hearing and being fully advised, the Commission is of the opinion and finds that:

1. Herbert J. Sherdon, Director of Communications for the Commission testified concerning the circumstances which resulted in the August 29th order in this matter. He also testified that since that date a letter had been received from the State of Florida indicating that no further calls had been received.

2. Bruce Abraham is the owner of Rainwood Audio Text, Rainwood Audio Text manager on a day to day basis, the business of Integrated Information System, a Nebraska Corporation. Mr. Abraham testified that Integrated Information Service is an information provider using 900/976 services and also using automatic dialing-announcing devices to promote its information services. ADAD equipment is located in Council Bluffs, Iowa and other states but not in the State of Nebraska. Management of the

business, complaints and inquiries are handled by the Omaha, Nebraska office of Rainwood Audio Text. Mr. Abraham testified that it was not the intent of respondent to call hospitals or government agencies. He explained the procedure followed to attempt to verify emergency and other numbers which should not be called. He did not deny that the company called the Louisiana hospital and the Florida state government numbers and explained that additional procedures have been instituted to insure that emergency and other such numbers are not called and that all laws are complied with.

3. The evidence indicates that the calling which was the basis of this docket has ceased. Mr. Abraham and the other respondents have been cooperative in changing procedures to insure against a recurrence of such calls.

4. No disconnection of service should result from the occurrence which are the subject of this docket; however, an order authorizing disconnection of respondent's telephone service for any future violation of the Commission's Rules and Regulations or telephone company tariffs should be continued in effect.

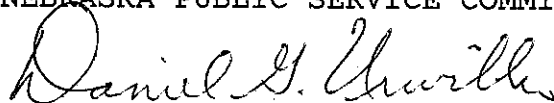
ORDER

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that telephone service of Rainwood Audio Text, Integrated Information Service, and Bruce Abraham not be disconnected.

IT IS FURTHER ORDERED that the original order to cease and desist all unlawful activity shall continue in full force and effect and any evidence of future unlawful activity shall be grounds for immediate disconnection by any Nebraska telephone carrier.

MADE AND ENTERED at Lincoln, Nebraska this 17th day of October, 1989.

NEBRASKA PUBLIC SERVICE COMMISSION

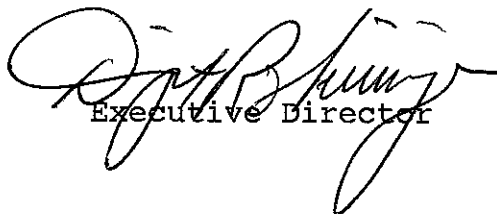


Chairman

COMMISSIONERS CONCURRING:

//s//Frank E. Landis, Jr.
//s//James Munnelly
//s//Eric Rasmussen
//s//Daniel G. Urwiller

ATTEST:


Executive Director