

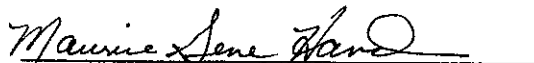
BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

M. Gene Hand, Director,)	Departmental Complaint No. 12
Communications Department,)	Docket No. C-1181
Nebraska Public Service)	
Commission, Lincoln,)	
Nebraska, Complainant)	PETITION FOR ORDER TO
vs.)	CEASE AND DESIST
)	
Business Network Communications,)	
Cherry Hill, New Jersey,)	
Defendant.)	Granted: April 24, 1995

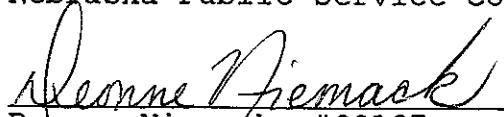
M. Gene Hand, Director of the Nebraska Public Service Commission's Communications Department, petitions the Nebraska Public Service Commission in the matter against Business Network Communications and its officers and alleges as follows:

1. Complainant is Director of the Department of Communications of this Commission.
2. Defendant operates as a reseller of intrastate interLATA and intraLATA interexchange telecommunications services in Nebraska without a Certificate of Public Convenience and Necessity contrary to Neb. Rev. Stat. § 75-604 (Cum. Supp. 1994).
3. Defendant is aware that a Certificate of Public Convenience and Necessity is needed and had filed for authority to operate in Nebraska as a reseller on September 7, 1994. The application, C-1105, was dismissed on January 31, 1995 because the defendant maintained it would not operate as a resale carrier in Nebraska, but solely market services for other telecommunications companies.

WHEREFORE, complainant prays that the Commission convene a hearing on the foregoing petition pursuant to Neb. Rev. Stat. § 75-131 (Cum. Supp. 1994) and enter an order requiring defendant to cease and desist from offering telephone communications services in Nebraska pursuant to Neb. Rev. Stat. § 75-133 (Cum Supp. 1994).



Maurice Gene Hand
Director, Communications Department
Nebraska Public Service Commission



Deonne Niemack, #20127
Legal Counsel, Communications Department
Nebraska Public Service Commission