

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

M. Gene Hand, Director,	)	Departmental Complaint 16
Communications Department,	)	Docket No. C-1227
Nebraska Public Service	)	
Commission, Lincoln,	)	
Nebraska, Complainant	)	PETITION FOR ORDER TO
vs.	)	CEASE AND DESIST
	)	
Public Service Enterprise, of	)	
Forty Fort, Pennsylvania,	)	
Defendant.	)	Entered: August 25, 1995

M. Gene Hand, Director of the Nebraska Public Service Commission's Communications Department, petitions the Nebraska Public Service Commission in the matter against Public Service Enterprise 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. By certified letter dated July 24, 1995, complainant informed defendant that its operations were illegal and requested it become certified. Defendant was advised to contact the Commission on or before August 4, 1995. To date, no contact has been received.

According to Title 291 Neb. Admin. Reg. Ch. 1, Rule 005.09, the defendant shall answer each allegation within twenty (20) days after service of the complaint.

WHEREFORE, after the expiration of twenty (20) days, the 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

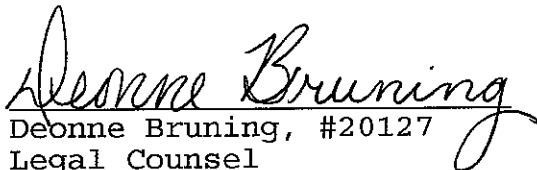
Application No. C-1227  
Departmental Complaint No. 016

PAGE TWO

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 Bruning, #20127  
Legal Counsel  
Communications Department  
Nebraska Public Service Commission