

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of ) Application No. C-1233  
the Nebraska Public Service Commis- ) Dept. Complaint 17  
sion Communications Department )  
seeking an order to cease and )  
desist operations and to revoke the )  
certificates of public convenience ) ORDER TO REVOKE  
necessity issued to the ) OPERATING AUTHORITIES  
following Defendant: ) AND TO CEASE AND DESIST  
 ) OPERATIONS IN NEBRASKA  
International Telecommunications )  
Exchange Corporation. )  
 ) Entered: November 21, 1995

BY THE COMMISSION

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

The petition in the caption above was filed by the Communications Department (the "Department") of the Nebraska Public Service Commission (the "Commission") by and through its Director, M. Gene Hand, on September 11, 1995. The Department petitioned the Commission to revoke the intrastate operating authority of the following telecommunications companies (the "Defendants"):

International Telecommunications Exchange Corporation, and  
TelTrust Communications Services.

The defendants are telecommunications companies generally regulated by the Commission pursuant to Neb. Rev. Stats. 75-101 et seq. (1994 Cum. Supp.) and 86-801 to 86-811 (Reissue 1994). These companies are also governed by Title 291, NAC Ch. 5 of the Commission's Rules and Regulations.

As part of its regulatory authority and pursuant to 86-807, the Commission, through its Communications Department, requires telecommunications companies which file an annual report with a federal agency to file a copy of same report with the Commission on or before the date on which said report is filed with the federal agency. Every such company not required to file such a report with a federal agency shall file an annual report with the Commission in a form prescribed on or before April 30 of each year.

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In the case of the defendants, proper and complete annual reports were not filed for 1994, at the date of the petition. The companies were notified by the staff two times by first class mail, January 5 and May 5, 1995, that the annual report was due.

On September 26, 1995, an order was entered by the Commission dismissing Teltrust Communications Services from the complaint, as the company had filed a report that satisfied the Commission's annual reporting requirement.

The Commission did not receive any written or verbal correspondence from International Telecommunications Exchange Corporation pertaining to the annual report or the departmental complaint. International Telecommunications Exchange Corporation was purchased in 1995 by Corporate Telemanagement Group (CTG). Such transaction was approved by this Commission. CTG has informed the Commission the acquisition has been completed and the certificate of authority may be revoked.

Based on the failure of the defendant to file the required annual report, the defendant's certificate of authority is hereby revoked and the company is ordered to cease and desist operations in Nebraska.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the departmental complaint filed against International Telecommunications Exchange Corporation is sustained.

IT IS FURTHER ORDERED that the Certificates of Public Convenience and Necessity issued to this company be, and is hereby, revoked.

It is finally ordered that the company is ordered to cease and desist from operating in the state of Nebraska absent authority from this Commission.

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MADE AND ENTERED at Lincoln, Nebraska this 21st day of  
November, 1995.

COMMISSIONERS CONCURRING

*Rod Johnson*

//s//Rod Johnson

//s//Frank E. Landis

//s//James F. Munnelly

//s//Daniel G. Urwiller

NEBRASKA PUBLIC SERVICE COMMISSION

*Daniel G. Urwiller*  
Chairman

ATTEST:

*Robert R. Lagidon*  
Executive Director

# SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

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