BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

M. Gene Hand, Director,) Departmental Complaint 22
Communications Department,) Application No. C-1681
Nebraska Public Service)
Commission, Lincoln,)
Nebraska, Complainant,)
vs.) PETITION FOR ORDER TO
) CEASE AND DESIST
Tel-Save, Inc., d/b/a Group)
Network Services, Inc. and)
also d/b/a TPC - The Phone)
Company of New Hope, New)
Hope, Pennsylvania,)
Defendant.) Entered: November 18, 1997

M. Gene Hand, Director of the Nebraska Public Service Commission's Communications Department, petitions the Nebraska Public Service Commission in the matter against Tel-Save, Inc., d/b/a Group Network Services, Inc. and also d/b/a TPC - The Phone Company of New Hope (Tel-Save) and its officers and alleges as follows:

- Complainant is Director of the Department of Communications of this Commission.
- 2. Defendant has a Certificate of Public Convenience and Necessity to operate as a reseller of intrastate interLATA and intraLATA interexchange telecommunications services in Nebraska.
- 3. On December 16, 1996, Tel-Save filed an application for authority to do business as "The Phone Company of New Hope". Aliant Communications Co. and the Nebraska Independent Telephone Association (collectively "Intervenors") filed a petition for formal intervention in that matter.
- 4. On April 14, 1997, Tel-Save and Intervenors filed a joint stipulation requesting that the Commission authorize an amendment to Tel-Save's tariff allowing Tel-Save to do business under the d/b/a "TPC The Phone Company of New Hope". The Commission granted the application and approved such stipulation on April 29, 1997, in Application No. C-1461.
- 5. Since the approval of Application No. C-1461, Tel-Save has been providing, and/or has offered to provide, telecommunications services as "The Phone Company" in violation of the terms of its tariff and the amendments thereto approved in such application.

WHEREFORE, complainant prays that the Commission convene a hearing on the foregoing petition pursuant to Neb. Rev. Stat. Section 75-131 (1996) and enter an order requiring defendant to (1) cease and desist from offering telecommunications services in Nebraska pursuant to Neb. Rev. Stat. Section 75-133 (1996); and (2) revoke defendant's Certificate of Public Convenience and Necessity to operate as a reseller of intrastate interLATA and intraLATA interexchange telecommunications services in Nebraska pursuant to Neb. Rev. Stat. Section 75-133 (1996).

Maurice Gene Hand

Director, Communications Department Nebraska Public Service Commission

John/A. Doyle, Jr., #20592

Legal Counsel, Communications Department

Nebraska Public Service Commission

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing PETITION FOR ORDER TO CEASE AND DESIST was sent by registered certified mail to the defendant Tel-Save, Inc., d/b/a Group Network Services, Inc. and also d/b/a TPC - The Phone Company of New Hope at 6805 Route 202, New Hope, Pennsylvania 18938, on the 20th day of November, 1997.

John A. Døyle, Jr.