

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

M. Gene Hand, Director,) Departmental Complaint 23
Communications Department,) Application No. C-1708
Nebraska Public Service)
Commission, Lincoln,)
Nebraska, Complainant,) PETITION FOR ORDER TO
vs.) CEASE AND DESIST
US West Communications, Inc.,)
Denver, Colorado, Defendant.) Entered: December 22, 1997

M. Gene Hand, Director of the Nebraska Public Service Commission's Communications Department, petitions the Nebraska Public Service Commission in the matter against US West Communications, Inc. (USW) and its officers and alleges as follows:

1. Complainant is Director of the Department of Communications of this Commission.
2. USW is a certificated provider of both intrastate intraLATA interexchange and local exchange telecommunications services, in Nebraska, whereby it offers service to business customers.
3. The tariff filed by USW with the Commission specifies the rate at which USW shall charge for the delivery of telecommunications service to business customers.
4. Defendant utilizes the services of River City Communications, Inc. (River) of Mason City, Iowa, to market USW's telecommunications services.
5. Through its agent, River, defendant has represented to consumers that it will provide a substantial discount on local business lines without any change in the service provided.
6. The rate advertised for business basic exchange service is inconsistent with the business rate authorized by USW's tariff. If the rate advertised is for some service other than business basic exchange service, then the defendant and its agent, River, are misrepresenting the service offered to potential customers.

WHEREFORE, complainant prays that the Commission convene a hearing on the foregoing petition pursuant to Neb. Rev. Stat. Section 75-131 (Reissue 1996) and enter an order requiring defendant to cease and desist from its misleading and/or fraudulent marketing practices.

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Maurice Gene Hand
Director, Communications Department
Nebraska Public Service Commission



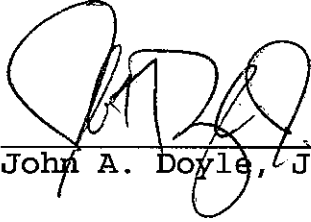
John A. Doyle, Jr., #20592
Legal Counsel, Communications Department
Nebraska Public Service Commission

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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 US West Communications, Inc. at 1314 Douglas on the Mall, 14th Floor, Omaha, NE 68102, on the 22nd day of December, 1997.



John A. Doyle, Jr.

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION
