

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application	)	Application No. C-1183
of Cherry Communications, Inc. of	)	Application No. C-1824/
Westchester, Illinois, seeking	)	Departmental Complaint 27
authority to operate as a reseller	)	
of interexchange telecommuni-	)	
cations services;	)	
	)	APPLICATION WITHDRAWN AND
and	)	DEPARTMENTAL COMPLAINT
	)	DISMISSED
In the Matter of Gene Hand, Dir-	)	
ector, Communications Department,	)	
Nebraska Public Service Commission	)	
vs. Cherry Communications, Inc.	)	Entered: March 2, 1999

BY THE COMMISSION:

On April 4, 1995, Cherry Communications, Inc. (Cherry) of Westchester, Illinois, filed an application for a Certificate of Public Convenience and Necessity to operate as a reseller of interexchange telecommunications services within the state of Nebraska. On July 31, 1995, the Commission granted Cherry a certificate on a conditional basis, due to concerns over Cherry's financial condition. Under the terms of the conditional authority, Cherry was required to file monthly financial statements with the Commission. Due to continued concerns about Cherry's financial condition, on June 15, 1998, the Commission opened Application No. C-1824/Departmental Complaint No. 27 against the carrier.

By letter dated February 16, 1999, Cherry, by and through its attorney, requested that Application No. C-1183, and all authority granted thereunder, be voluntarily withdrawn. Cherry has sold its customer base and, therefore, does not currently have any customers in Nebraska. If Application No. C-1183 and all authority granted thereunder is withdrawn, then the Commission no longer has any need to pursue Departmental Complaint No. 27. Therefore, the application should be withdrawn and the departmental complaint be dismissed.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-1183 and all authority granted thereunder be, and it is hereby, withdrawn.

Application No. C-1183  
Application No. C-1824/DC-27

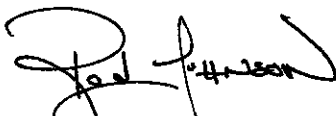
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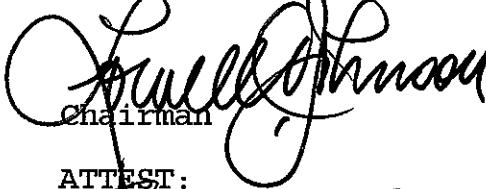
IT IS FURTHER ORDERED and that Application No. C-1824/Departmental Complaint No. 27 be, and it is hereby, dismissed.

MADE AND ENTERED at Lincoln, Nebraska, this 2nd day of March, 1999.

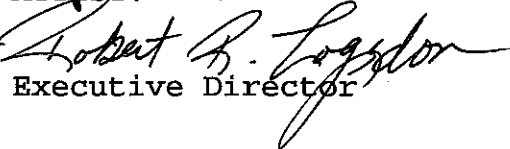
COMMISSIONERS CONCURRING:

NEBRASKA PUBLIC SERVICE COMMISSION

  
//s//Lowell C. Johnson  
//s//Frank E. Landis  
//s//Daniel G. Urwiller

  
Chairman

ATTEST:

  
Executive Director