

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

John Burvainis, Deputy Director,) Departmental Complaint No. 28
Communications Department,) Application No. C-1888
Nebraska Public Service)
Commission, Lincoln,)
Nebraska, Complainant,)
vs.) DISMISSED
USA Tele Corp.,)
Pompano, Florida,)
Defendant.) Entered: December 1, 1998

BY THE COMMISSION:

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

On September 10, 1998, a departmental complaint was filed by John Burvainis, on behalf of the Nebraska Public Service Commission Communications Department, against USA Tele Corp. of Pompano, Florida. The complaint alleges that USA Tele Corp. had engaged in misleading marketing practices and that they had performed unauthorized switching of customers interexchange carriers.

On November 5, 1998, USA Tele Corp. responded to the allegations and indicated that all complaints and problems had been investigated and were tied to the same telemarketing group, with which the company has terminated its relationship. The actions of the telemarketing group were not endorsed by the company, and the company remains committed to providing service in accordance with Commission rules and regulations.

Upon consideration of the complaint, the governing statutes and rules, and being fully informed, the Commission is of the opinion and finds that the complaint should be dismissed and the hearing scheduled for December 1, 1998, be cancelled.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-1888/Departmental Complaint No. 28 be, and it is hereby, dismissed.

IT IS FURTHER ORDERED that the hearing scheduled for December 1, 1998, in this matter be cancelled.

Application No. C-1888/DC-28

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MADE AND ENTERED at Lincoln, Nebraska, this 1st day of
December, 1998.

COMMISSIONERS CONCURRING:

NEBRASKA PUBLIC SERVICE COMMISSION



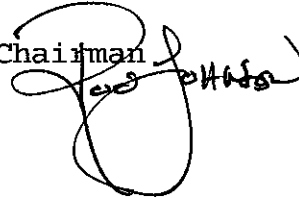
//s//Rod Johnson

//s//Frank E. Landis

//s//Daniel G. Urwiller

Acting Chairman

ATTEST:



Executive Director

