

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Joint Appli-) Application No. C-2095
cation for approval of transfer of)
control of Feist Long Distance Ser-)
vice, Inc. of Wichita, Kansas;)
FirstTel, Inc. of Sioux Falls, South)
Dakota; Telecom Resources, Inc. of) ORDER NUNC PRO TUNC
Dallas, Texas; and Advanced Communi-)
cations Group, Inc. of Chesterfield,)
Missouri, to Ionex Telecommunications,)
Inc. of Dallas, Texas.) Entered: November 4, 1999

BY THE COMMISSION:

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

On October 19, 1999, the Commission entered an order in this docket approving the transfer of control of Feist Long Distance Service, Inc.; FirstTel, Inc.; and Telecom Resources, Inc. from Advanced Communications Group, Inc. to Ionex Telecommunications, Inc. Subsequently, the Commission discovered that although Ionex was correctly described within the Opinion and Findings section as a Delaware corporation, the caption and introductory paragraph of the order erroneously referred to Ionex as a limited liability company.

The purpose of an order nunc pro tunc is to correct the record which has been made so that it will truly record the action taken which, through inadvertence or mistake, was not truly recorded. Interstate Printing Co. v. Dept. of Revenue, 236 Neb. 110, 459 N.W.2d 519 (1990). Clerical errors may be corrected by an order nunc pro tunc, but not judicial errors. Larson v. Bedke, 211 Neb. 247, 318 N.W.2d 253 (1982).

After examining the record and being fully advised, the Commission finds that the October 19, 1999, order in Docket No. C-2095 contains a typographical error, erroneously indicating that Ionex Telecommunications is organized as a limited liability company. Therefore, the Commission should issue an order nunc pro tunc to correct the original order.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Commission's October 19, 1999, order in Docket No. C-2095 be, and it is hereby, corrected to reflect that Ionex Telecommunications is organized as a corporation, and not as a limited liability company.

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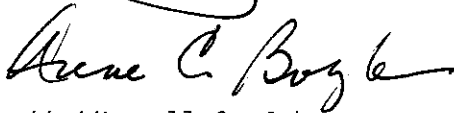
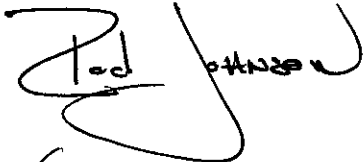
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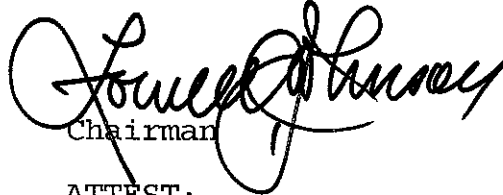
MADE AND ENTERED at Lincoln, Nebraska, this 4th day of November, 1999.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:



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



Chairman

ATTEST:



Executive Director