

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-2293/DC-34
of the Nebraska Public Service)
Commission Communications)
Department seeking an order to) ORDER DISMISSING THE
cease and desist operations and) COMPLAINT AND CLOSING
to revoke the certificates of) THE DOCKET
public convenience and necessity)
issued to the named defendants)
(locals).) Entered: June 14, 2000

BY THE COMMISSION:

The complaint in caption seeks an order revoking the intrastate operating authority of each of the defendants named in the Amended Petition filed in this matter. Said carriers failed to timely file an annual report pursuant to Neb. Rev. Stat. § 86-807 (Reissue 1999).

The defendants are telecommunications companies generally regulated by the Commission, pursuant to Neb. Rev. Stat. §§ 75-101, et seq. (Reissue 1996) and 86-801 to 86-811 (Reissue 1999). Defendants are also governed by Title 291, NAC Ch. 5 of the Commissions Rules and Regulations.

As part of its regulatory authority and pursuant to §86-807, the Commission, through its Communications Department (Department), requires telecommunications companies which file an annual report with a federal agency to file a copy of the same report with the Commission on or before the date on which said report is filed with the federal agency. Every such company not required to file such a report with a federal agency is required to file an annual report with the Commission in a form prescribed by the Commission on or before April 30th of each year.

On May 24, 2000, both DSLnet Communications, LLC and FirstTel, Inc. were dismissed from the complaint after signing stipulations and paying an administrative fine. Thereafter, Houlton Enterprises, Inc., dba EZ Phone Connections, also signed a stipulation admitting to filing its annual report late and agreeing to pay an administrative fine in exchange for being dismissed from the departmental complaint. The signed stipulation filed by Houlton Enterprises is satisfactory and, therefore, Houlton Enterprises should be dismissed from the complaint.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Houlton Enterprises, Inc., dba EZ Phone Connections be, and is hereby, dismissed from the departmental complaint.

IT IS FINALLY ORDERED that as every defendant named in the

departmental complaint has complied with Commission requirements and have been dismissed from the complaint, this docket is hereby closed.

MADE AND ENTERED at Lincoln, Nebraska, this 14th day of June, 2000.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director

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