BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

Marilyn James, Niobrara, Nebraska, Formal Complaint No. FC-1150

Complainant,

vs.

DISMISSED

Northern Telephone Company, Blair, Nebraska,

Defendant

Entered: June 29, 1982

OPINION AND FINDINGS

BY THE COMMISSION:

By formal complaint filed October 28, 1981, Marilyn James, Niobrara, Nebraska charged that Northern Telephone Company, Blair, Nebraska was requiring an excessive deposit.

Defendant's Answer was filed on November 17, 1981. On December 3, 1981, defendant indicated that telephone service had been installed in complainant's residence in the name of Isanti Contractor's, Inc. On December 16, 1981, defendant reduced its requested deposit from \$100 to \$50. A letter dated December 22, 1981 to complainant requesting a reply as to whether or not the complaint had been satisfied was not answered.

Public hearing on the formal complaint was held on May 25, 1982 at 1:30 p.m. in the Commission Hearing Room, Lincoln, Nebraska. Neither complainant or defendant appeared at the hearing.

Upon consideration of the formal complaint and attending circumstances and being fully advised, the Commission is of the opinion and finds that the formal complaint be dismissed for lack of prosecution.

ORDER

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that FC-1150 be and it is hereby dismissed for lack of prosecution.

MADE AND ENTERED at Lincoln, Nebraska, this 29th day of June, 1982.

NEBRASKA PUBLIC SERVICE COMMISSION

Chairman

Terrence L. Kr

ATTEST:

@MMISSIONERS @ONCURBING:

Executive Secretary