

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

Curtis L. Bader,)	Formal Complaint No. 1247
Complainant)	
)	
vs.)	DISMISSED
)	
The Blair Telephone Company,)	
Defendant)	Entered: September 19, 1995

BY THE COMMISSION

On July 7, 1995, Curtis L. Bader filed a formal complaint against The Blair Telephone Company, related to excessive charges billed the company for repairs made to a cable cut on March 23, 1994. On August 2, 1995, the defendant filed an answer to the formal complaint with the Commission.

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

On or about March 23, 1994, a 100 pair cable was cut within territory served by The Blair Telephone Company. The defendant mailed an invoice to the complainant for the sum of \$1,181.18 for repairs made to the cut cable. The complainant admitted to having operated a tree spade in the area of the damaged cable; but, disputed the amount of the bill and did not pay the charges.

The defendant subsequently filed suit in the County Court of Washington County, Nebraska to collect the debt from the complainant on December 19, 1994.

Since filing the formal complaint, the defendant and the complainant have reached a settlement and submit to the Commission a Statement of Satisfaction. Attached as Exhibit A is a Memorandum of Understanding, signed by both parties, setting forth the basis for settlement of this Complaint.

Pursuant to the memorandum, the complainant agrees to pay \$750.00 to the defendant for repairs made to the cable cut on March 23, 1994. Furthermore, the defendant agrees to release the complainant from all pending, as well as future court cases, which might result from the facts described herein.

As the parties of the complaint have negotiated a reasonable settlement, the Commission is of the opinion and finds that the complaint should be dismissed.

Formal Complaint 1247


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O R D E R


IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Formal Complaint 1247 is dismissed.

MADE AND ENTERED at Lincoln, Nebraska, this 19th day of September, 1995.

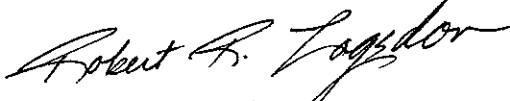
COMMISSIONERS CONCURRING:


//s//Frank Landis
//s//James F. Munnelly
//s//Daniel G. Urwiller

NEBRASKA PUBLIC SERVICE COMMISSION


Chairman

ATTEST:


Executive Director