

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

PROBE TECHNOLOGY, INC.	)	Formal Complaint No. 1256
Omaha, NE	)	
Complainant,	)	
	)	
vs.	)	DISMISSED
	)	
US WEST COMMUNICATIONS, INC.	)	
Omaha, NE	)	
Defendant.	)	Entered: February 18, 1997

BY THE COMMISSION

On October 21, 1996, Probe Technology, Inc. (Probe) of Omaha, Nebraska, filed a formal complaint against US West Communications, Inc. of Omaha, Nebraska, alleging failure to provide quality telecommunications services.

On November 13, 1996, the defendants filed an answer admitting in part and responding in part. US West contended that they had resolved all of the outstanding complaints against the company and that the formal complaint should be dismissed. However, at the time of filing the answer, US West had in fact not completed all of the items as they had suggested.

On November 18, 1996, Probe filed a response to the answer of US West. In that response Probe reiterated a number of allegations previously set out in the original complaint, and requested that the formal complaint not be dismissed.

Through the staff's assistance in negotiating with US West, the service problems raised in the complaint were satisfied. A letter from US West confirms that, as of December 13, 1996, all the services requested by Probe had been delivered.

While Probe has requested that damages be assessed for the delays caused by US West, the Commission is without jurisdiction to render financial damages to Probe or to administratively fine US West for its service problems. Therefore, as the issues brought forth in the complaint regarding service have been resolved, the Commission is of the opinion and finds that Formal Complaint 1256 should be dismissed.

O R D E R

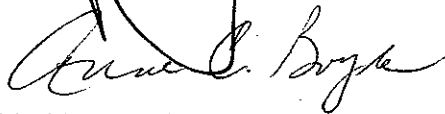
IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Formal Complaint 1256 is dismissed.

Formal Complaint No. 1256

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MADE AND ENTERED at Lincoln, Nebraska this 18th day of February, 1997.

COMMISSIONERS CONCURRING:



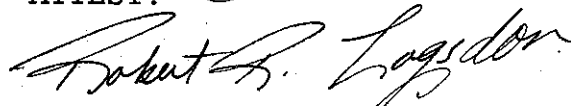
//s//Rod Johnson  
//s//Frank E. Landis  
//s//Daniel G. Urwiller

NEBRASKA PUBLIC SERVICE COMMISSION

Chairman



ATTEST:



Executive Director