

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

|                                  |   |                           |
|----------------------------------|---|---------------------------|
| In the Matter of the Formal      | ) | Application No. FC-1332   |
| Complaint of Orbitcom, Inc.,     | ) |                           |
| Sioux Falls, South Dakota,       | ) |                           |
| seeking a determination that     | ) |                           |
| AT&T Communications of the       | ) | ORDER SETTING FILING      |
| Midwest, Inc., Denver, Colorado, | ) | DEADLINE FOR POST-HEARING |
| failed to pay intrastate access  | ) | BRIEFS                    |
| charges billed by Orbitcom in    | ) |                           |
| accordance with Orbitcom's       | ) |                           |
| intrastate switched access       | ) |                           |
| tariff.                          | ) |                           |
| In the Matter of the Formal      | ) | Application No. FC-1335   |
| Complaint of AT&T Communications | ) |                           |
| of the Midwest, Inc., Denver,    | ) |                           |
| Colorado, seeking a              | ) |                           |
| determination that OrbitCom,     | ) |                           |
| Inc., Sioux Falls, South Dakota, | ) |                           |
| failed to negotiate Intrastate   | ) |                           |
| Access Charges and that          | ) |                           |
| OrbitCom's tariffed Intrastate   | ) |                           |
| Switched Access Rates are unfair | ) |                           |
| and unreasonable.                | ) | Entered: October 7, 2009  |

BY THE HEARING OFFICER:

On February 27, 2009, a Formal Complaint was filed with the Nebraska Public Service Commission ("Commission") by Orbitcom, Inc., ("Orbitcom") against AT&T Communications of the Midwest, Inc. ("AT&T") and was docketed as Application No. FC-1332. On April 30, 2009, AT&T filed a Formal Complaint against OrbitCom with the Commission, which was docketed as Application No. FC-1335. On May 12, 2009, the Commission granted AT&T's Motion to Consolidate the above-captioned proceedings pursuant to Commission Rules of Procedure. A Hearing in this matter was held on September 16, 2009.

The transcript of the hearing was made available to the parties on Monday, October 5, 2009. Therefore, the Hearing Officer finds that post-hearing briefs in the above-captioned matter shall be filed by the end of business on **Friday, October 23, 2009.**

O R D E R

IT IS THEREFORE ORDERED by the Hearing Officer that the post-hearing briefs of Orbitcom, Inc. and AT&T Communications of the Midwest, Inc. shall be filed with the Nebraska Public Service Commission by the end of business on **Friday, October 23, 2009.**

MADE AND ENTERED in Lincoln, Nebraska, on this 7<sup>th</sup> day of  
October, 2009.

BY:

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Tim Schram  
HEARING OFFICER

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

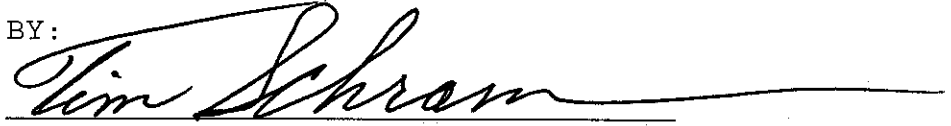
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Application Nos. FC-1332 & FC-1335

Page 2

MADE AND ENTERED in Lincoln, Nebraska, on this 7<sup>th</sup> day of  
October, 2009.

BY:

A handwritten signature in cursive script, reading "Tim Schram", written in black ink. The signature is fluid and extends across the line.

Tim Schram  
HEARING OFFICER