

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Formal	)	Application No. FC-1348
Complaint of AT&T	)	
Communications of the Midwest,	)	
Inc., Denver, Colorado, v.	)	
Arapahoe Telephone Company,	)	
Blair; Benkelman Telephone	)	
Company, Inc., Benkelman;	)	
Cambridge Telephone Company,	)	
Cambridge; Cozad Telephone	)	
Company, Cozad; Diller	)	
Telephone Company, Diller;	)	
Eastern Nebraska Telephone	)	
Company, Blair; Great Plains	)	
Communications, Inc., Blair;	)	
Hartington Telecommunications	)	ORDER DISMISSING COMPLAINT IN
Company, Inc., Hartington;	)	PART
Hartman Telephone Exchanges,	)	
Inc., Benkelman; Henderson	)	
Cooperative Telephone Company,	)	
Henderson; Hershey Cooperative	)	
Telephone Company, Hershey;	)	
Hooper Telephone Company,	)	
Hooper; Northeast Nebraska	)	
Telephone Company, Jackson;	)	
Rock County Telephone Company,	)	
Blair; Southeast Nebraska	)	
Communications, Inc., Falls	)	
City; Three River Telco,	)	
Lynch; and Wauneta Telephone	)	
Company, Benkelman; alleging	)	
unfair and unreasonable	)	
intrastate switched access	)	
rates and inefficient network	)	
architecture.	)	
In the Matter of the Formal	)	Application No. FC-1350
Complaint of Cambridge	)	
Telephone Company, Cambridge,	)	
Nebraska, v. AT&T	)	
Communications of the Midwest,	)	
Inc. a/k/a AT&T, Olathe,	)	
Kansas, alleging failure to	)	
pay for intrastate switched	)	
access services.	)	
In the Matter of the Formal	)	Application No. FC-1352
Complaint of Great Plains	)	
Communications, Inc., Blair,	)	
Nebraska, v. AT&T	)	
Communications of the Midwest,	)	

Inc. a/k/a AT&T, Olathe, )  
Kansas, alleging failure to )  
pay for intrastate switched )  
access services. )  
In the Matter of the Formal ) Application No. FC-1355  
Complaint of Northeast )  
Nebraska Telephone Company, )  
Jackson, Nebraska, v. AT&T )  
Communications of the Midwest, )  
Inc. a/k/a AT&T, Olathe, )  
Kansas, alleging failure to )  
pay for intrastate switched )  
access services. ) Entered: September 13, 2011

## BY THE COMMISSION:

On November 17, 2010, a Formal Complaint was filed with the Nebraska Public Service Commission ("Commission") by AT&T Communications of the Midwest, Inc. ("AT&T"), Denver, Colorado, against Arapahoe Telephone Company; Benkelman Telephone Company, Inc.; Cambridge Telephone Company; Cozad Telephone Company; Diller Telephone Company; Eastern Nebraska Telephone Company; Great Plains Communications, Inc.; Hartington Telecommunications Company, Inc.; Hartman Telephone Exchanges, Inc.; Henderson Cooperative Telephone Company; Hershey Cooperative Telephone Company; Hooper Telephone Company; Northeast Nebraska Telephone Company; Rock County Telephone Company; Southeast Nebraska Communications, Inc.; Three River Telco; and Wauneta Telephone Company. That Formal Complaint was docketed by the Commission as Application No. FC-1348.

On January 4, 2011, the Commission entered an order dismissing Arapahoe Telephone Company, Benkelman Telephone Company, Inc., Cozad Telephone Company, Diller Telephone Company, Hartman Telephone Exchanges, Inc., Henderson Cooperative Telephone Company, Hershey Cooperative Telephone Company, and Wauneta Telephone Company from the above-captioned complaint as they had reached agreement with AT&T and both parties had requested dismissal. Answers were timely filed by the remaining Respondents.

On January 18, 2011, the Hearing Officer entered an order granting informal interventions to Sprint Communications Company, L.P. d/b/a Sprint and MCI Communications Services, Inc. d/b/a Verizon Business Services.

On February 4, 2011, formal complaints were filed with the Commission by Cambridge Telephone Company, Eastern Nebraska Telephone Company, Great Plains Communications, Inc., Hartington

Telecommunications Company, Inc., Hooper Telephone Company, Northeast Nebraska Telephone Company, and Rock County Telephone Company, against AT&T. Those complaints were docketed as Docket Nos. FC-1350 through FC-1356. AT&T timely filed answers in all seven of the RLEC complaints.

The Commission entered an order on March 1, 2011, dismissing Southeast Nebraska Communications, Inc. and Three Rivers Telco from the above-captioned complaint.

On May 2, 2011, the Hearing Officer entered an order consolidating the above-captioned complaints finding them to be factually and legally related.

The Commission entered an order on July 11, 2011, dismissing Hartington Telecommunications Company, Inc. and Hooper Telephone Company from the above-captioned proceeding.

On September 7, 2011, the Commission entered an order dismissing Eastern Nebraska Telephone Company and Rock County Telephone Company from the above-captioned proceeding.

The following Respondents remain in the above-captioned complaint: Cambridge Telephone Company, Great Plains Communications, Inc., and Northeast Nebraska Telephone Company.

On September 9, 2011, Cambridge Telephone Company ("Cambridge") and Northeast Nebraska Telephone Company ("Northeast") filed Statements of Satisfaction and requested the dismissal of Formal Complaints FC-1350 and FC-1355 and the dismissal of Cambridge and Northeast from Formal Complaint FC-1348 as Cambridge, Northeast and AT&T had reached agreement and resolved their disputes in the above-referenced Formal Complaints.

On September 12, 2011, AT&T filed Statement of Acceptance and Motions to Dismiss Cambridge and Northeast from AT&T's Formal Complaint, Docket FC-1348, and the dismissal of Formal Complaints FC-1350 and FC-1355, citing the same agreements reached by the parties resolving all the outstanding issues in the Formal Complaints.

Being fully informed, the Commission is of the opinion and finds that Cambridge and Northeast should be dismissed from Docket FC-1348 and Formal Complaints, Dockets FC-1350 and FC-1355 should be dismissed.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Cambridge Telephone Company and Northeast Nebraska Telephone Company, be, and are hereby, dismissed from Formal Complaint Docket FC-1348.

IT IS FURTHER ORDERED that Formal Complaints, Dockets FC-1350 and FC-1355, be and are hereby, dismissed.

MADE AND ENTERED at Lincoln, Nebraska, this 13<sup>th</sup> day of September, 2011.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Deputy Director

O R D E R

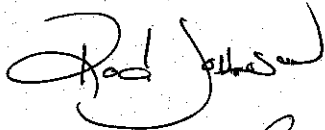
IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Cambridge Telephone Company and Northeast Nebraska Telephone Company, be, and are hereby, dismissed from Formal Complaint Docket FC-1348.

IT IS FURTHER ORDERED that Formal Complaints, Dockets FC-1350 and FC-1355, be and are hereby, dismissed.

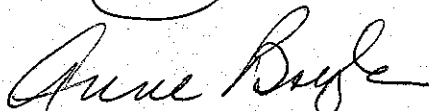
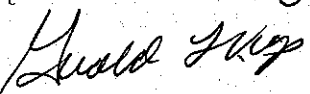
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NEBRASKA PUBLIC SERVICE COMMISSION

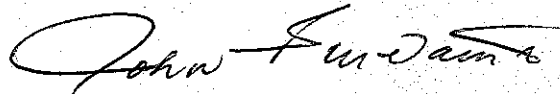
COMMISSIONERS CONCURRING:



Chairman

ATTEST:



Deputy Director

//s// Frank Landis

//s// Tim Schram