

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Formal                    ) Application No. FC-1351  
Complaint Eastern Nebraska                    )  
Telephone Company, Blair,                    )  
Nebraska, v. AT&T                                ) ORDER SCHEDULING ORAL  
Communications of the Midwest,                ) ARGUMENTS ON MOTION TO DISMISS  
Inc. a/k/a AT&T, Olathe,                        )  
Kansas, alleging failure to                    )  
pay for intrastate switched                    )  
access services.                                ) Entered: March 2, 2011

BY THE HEARING OFFICER:

On February 4, 2011, a Formal Complaint was filed with the Nebraska Public Service Commission ("Commission") by Eastern Nebraska Telephone Company, Blair, Nebraska, ("Complainant") against AT&T Communications of the Midwest, Inc. ("AT&T"), Denver, Colorado, alleging failure by AT&T to pay for intrastate access services provided by the Complainant. AT&T timely filed an answer in the above-captioned complaint.

On March 1, 2011, AT&T filed a Motion to Dismiss the above-captioned complaint and requested oral argument on the motion.

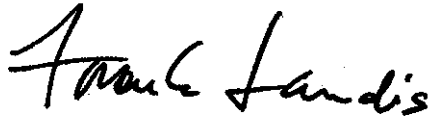
The parties have requested an opportunity to brief the issues pertaining to the outstanding Motion to Dismiss prior to oral arguments. Therefore, being fully informed, I find that initial briefs from the parties regarding the motion shall be submitted by the close of business on **Monday, March 14, 2011**. Reply briefs shall be due by the close of business on **Monday, March 28, 2011**. Finally, I find that oral arguments in front of the Commission shall be scheduled for **Tuesday, April 5, 2011**, immediately following the Commission's regularly scheduled weekly meeting at 10:00 a.m. in the Commission Hearing Room at 300 The Atrium, 1200 N Street, Lincoln, Nebraska.

O R D E R

IT IS THEREFORE ORDERED by the Hearing Officer that initial briefs regarding the pending motion in the above-captioned docket shall be submitted by the close of business on **Monday, March 14, 2011**. Reply briefs shall be due to the Commission by the close of business on **Monday, March 28, 2011**.

IT IS FURTHER ORDERED that oral arguments in the above-captioned matter be, and are hereby, scheduled for **Tuesday, April 5, 2011**, immediately following the Commission's regularly scheduled weekly meeting at 10:00 a.m. in the Commission Hearing Room at 300 The Atrium, 1200 N Street, Lincoln, Nebraska.

MADE AND ENTERED at Lincoln, Nebraska, this 2<sup>nd</sup> day of March, 2011.

A handwritten signature in black ink, reading "Frank Landis". The signature is written in a cursive style with a large, stylized "F" and "L".

BY:

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Frank E. Landis  
HEARING OFFICER

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

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MADE AND ENTERED at Lincoln, Nebraska, this 2<sup>nd</sup> day of March, 2011.

*Frank Landis*

BY:

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Frank E. Landis  
HEARING OFFICER