

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Jeffrey L.                    ) Application No. NUSF-37.130  
Pursley Director of the Nebraska            )  
Telecommunications                            )  
Infrastructure and Public Safety            )  
Department of the Nebraska                   )  
Public Service Commission,                   )  
                                                  ) DISMISSED  
                                  Complainant,    )  
v.                                                 )  
                                                  )  
First Communications, LLC,                    )  
                                                  )  
                                  Respondent(s). ) Entered: August 14, 2007

BY THE COMMISSION:

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

On June 26, 2007 the Nebraska Telecommunications Infrastructure and Public Safety (NTIPS) Director filed a Complaint against First Communications, LLC, (Respondent) seeking to fine Respondent on the grounds that it failed to file the required remittance worksheet or remittance payment by the 15<sup>th</sup> day following the end of the remittance period pursuant to section 003.02 and/or section 003.03 of Title 291, Neb. Admin. Rules & Regs. Chapter 10.

As the Respondent's failure was the first violation of the its regulatory filing obligations with the NTIPS Department, the Respondent requested and the Commission agreed to a one-time waiver resolving the allegations with no administrative penalty or fees. Therefore, the Commission is of the opinion and finds that the Complaint should be dismissed.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the above-captioned complaint against First Communications, LLC, be, and is hereby dismissed.

MADE AND ENTERED at Lincoln, Nebraska, this 14th day of August, 2007.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director