

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

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BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

Cullen Robbins, Director,	)	Application No. NUSF-37.368
Nebraska Universal Service Fund	)	
Department of the Nebraska	)	
Public Service Commission,	)	
	)	
Complainant,	)	ORDER OF DISMISSAL
v.	)	
	)	
MegaPath Cloud Company, LLC,	)	
	)	
Respondent.	)	Filed: February 26, 2019

BY THE COMMISSION:

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

On December 14, 2018, the Nebraska Universal Service Fund ("NUSF") Department of the Nebraska Public Service Commission ("the Department") filed a Complaint against MegaPath Cloud Company, LLC (hereinafter "Respondent"), seeking to fine Respondent on the grounds that it failed to file required remittance worksheets and/or remittance payments as required by Nebraska statutes and regulations. See Neb. Rev. Stat. §§ 86-316 - 329 and 291 Neb. Admin. Code, Chapter 10. Specifically, the Complaint alleged that Respondent did not timely file its remittance worksheets for the remittance periods consisting of August and September of 2018.

Since the Complaint in this matter was entered, the Respondent has entered into a stipulated agreement with the Department resolving the allegations contained in the Complaint. Pursuant to this agreement, Respondent has paid a fine to the Department and has agreed to timely file its remittance payments and worksheets henceforth. Also pursuant to the agreement, the Department and Respondent have jointly requested the Commission to enter an order in this docket dismissing the Complaint and releasing Respondent from further compliance obligations regarding the NUSF remittance payment and worksheet for the remittance periods of August and September of 2018, as well as for the remittance period of December 2018, which was also filed late.

Upon review of the facts of this case, the stipulated agreement, and applicable laws and regulations, the Commission finds that the stipulation in this matter is reasonable and in accordance with Commission policy and that the Complaint in this matter should be dismissed.

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O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the stipulation between MegaPath Cloud Company, LLC and the Nebraska Universal Service Fund Department of the Public Service Commission be approved and the above-captioned Complaint be dismissed.

IT IS FURTHER ORDERED by the Nebraska Public Service Commission that the Nebraska Universal Service Fund Department of the Public Service Commission will not open an additional Complaint against MegaPath Cloud Company, LLC regarding the remittance period of December 2018.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 26th day of February, 2019.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Crystal Knodes*  
*Don Womack*  
*Tim Schram*  
*Red Johnson*

*Mary Ridd*  
Chair

ATTEST:

*Phil H. 20*  
Executive Director