

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Complaint ) Application No. NUSF-37.64  
of Jeffrey L. Pursley, Director )  
of the Nebraska Universal )  
Service Department of the )  
Nebraska Public Service )  
Commission, )  
)  
)  
Complainant, ) COMPLAINT DISMISSED  
vs. )  
)  
Broadwing Communications, LLC )  
f/k/a CIII Communications )  
Operations, )  
)  
)  
Respondent. ) Entered: November 8, 2005

BY THE COMMISSION:

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

On June 28, 2005, Jeffrey L. Pursley, Director of the Nebraska Universal Service Fund (NUSF) Department of the Nebraska Public Service Commission (Commission) (hereinafter "Complainant") filed a Complaint against Broadwing Communications, LLC f/k/a CIII Communications Operations (hereinafter "Respondent") alleging that Respondent failed to file the required remittance worksheets or remittance payments to the NUSF Department by the 15th day following the end of the remittance period.

A copy of the Complaint was mailed to Respondent, by certified mail, on July 8, 2005. On October 18, 2005, the Commission ordered a hearing on this Complaint be held on December 6, 2005.

Respondent entered into a stipulation with Complainant and paid the required fine. In consideration thereof, the Commission is of the opinion and finds that the stipulation should be approved and the Complaint should be dismissed as satisfied. The Commission further finds the hearing previously set on this Complaint should be canceled.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Complaint in Docket No. NUSF-37.64, be, and is hereby, dismissed.

IT IS FURTHER ORDERED that the December 6, 2005 hearing on this Complaint be and it is hereby canceled.

MADE AND ENTERED at Lincoln, Nebraska, this 8th day of November, 2005.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director