

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

Sue Vanicek, Director of the)	Application No. NUSF-75
Nebraska Telecommunications)	
Infrastructure and Public Safety)	
Department of the Nebraska)	
Public Service Commission,)	
)	
Complainant,)	ORDER TO DISMISS
v.)	
)	
Lightyear Network Solutions,)	
LLC,)	
)	
Respondent(s).)	Entered: February 9, 2010

BY THE COMMISSION:

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

On March 18, 2009, Sue Vanicek, Director of the Nebraska Telecommunications Infrastructure and Public Safety Department (NTIPS) (hereinafter "Complainant") of the Nebraska Public Service Commission (Commission) filed a Complaint against Lightyear Network Solutions, LLC (hereinafter "Respondent") alleging that Respondent failed to correctly calculate and remit NUSF surcharge assessments pursuant to Neb. Rev. Stat. § 86-322 (2008). On May 4, 2009, Respondent filed an Answer to the Complaint.

Since the filing of the Complaint, the Complainant and Respondent have entered into a signed stipulation whereby Respondent agreed to remit to the Department surcharge assessments due to the Department. Respondent has also agreed to disclose any and all adjustments to end-user intrastate revenue on the NUSF remittance worksheet on a going-forward basis.

Based on the foregoing, the Commission finds that the stipulation should be approved and that the Complaint should be dismissed against Respondent.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Complaint in Application No. NUSF-75 is hereby dismissed and that the stipulation be, and it is hereby, approved.

MADE AND ENTERED at Lincoln, Nebraska, this 9th day of
February, 2010.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Deputy Director