

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Formal) Application Nos. FC-1337
Complaint of N State Packaging)
Equipment & Supply Co., Omaha,)
alleging improper billing by) ORDER GRANTING REQUEST FOR
Windstream Nebraska, Inc.,) EXTENSION
Little Rock, Arkansas.)
)
)
) Entered: June 12, 2009

BY THE HEARING OFFICER:

On May 15, 2009, a Formal Complaint was filed with the Nebraska Public Service Commission ("Commission") by N State Packaging Equipment & Supply Co., ("N State") Omaha, Nebraska, seeking a determination that Windstream Nebraska, Inc., ("Windstream") Little Rock, Arkansas, improperly billed N State for certain long distance charges.

Commission Rules of Procedure set a deadline for the respondent to file an Answer to a Formal Complaint of fifteen (15) days after mailing of the Formal Complaint by the Commission. Accordingly, the deadline was established as June 5, 2009.

On June 5, 2009, a Hearing Officer order was entered granting Windstream's motion for a seven (7) day extension of time to answer the complaint. Windstream stated in its motion that settlement negotiations were ongoing.

On June 12, 2009, Windstream filed a motion for a second extension of time to answer the complaint. Windstream stated in the June 12, 2009 motion that settlement terms had been reached between the Complainant and the Respondent, however, the paperwork memorializing the agreement was not yet finalized. Therefore, Windstream requests another extension for purposes of allowing the parties time to finalize the settlement agreement.

I find that an extension of time for Windstream to file an Answer should be granted. Therefore, I find that Windstream has until **June 26, 2009**, to file an Answer in the above-captioned proceeding.

O R D E R

IT IS THEREFORE ORDERED by the Hearing Officer that the motion by Windstream Nebraska, Inc. for an extension of the deadline to file an Answer be, and is hereby, granted and the deadline for filing an Answer is extended to **Friday, June 26, 2009**.

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Application Nos. FC-1332

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MADE AND ENTERED at Lincoln, Nebraska this 12th day of
June, 2009.

BY:

Frank Landis

Frank E. Landis
HEARING OFFICER