BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

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| In the Matter of the Nebraska Public Service Commission Communications Department seeking an order to cease and desist operations and to revoke the certificates of public convenience and necessity issued to the named defendants. | Docket No. C-2540/DC-35<br><br>COMPLAINT DISMISSED IN PART<br><br>Entered: July 11, 2001 |

BY THE COMMISSION:

By original petition, dated June 5, 2001, the Communications Department (Department) of the Nebraska Public Service Commission (Commission) initiated this docket requesting the Commission to revoke the operating authority of various defendants for failure to file annual reports pursuant to Neb. Rev. Stat. §86-807 (Reissue 1999). All companies who had not filed annual reports with the Commission were named as defendants in this docket. A copy of the Petition and the Order Opening Docket was mailed to each defendant via United States mail.

The defendants are telecommunications companies generally regulated by the Commission, pursuant to Neb. Rev. Stat. §§ 75-101, et seq. (Reissue 1996) and 86-801 to 86-811 (Reissue 2000). Defendants are also governed by Title 291, NAC Ch. 5 of the Commission's Rules and Regulations.

As part of its regulatory authority and pursuant to §86-807, the Commission, through its Communications Department, requires telecommunications companies which file an annual report with a federal agency to file a copy of the same report with the Commission on or before the date on which said report is filed with the federal agency. Every such company not required to file such a report with a federal agency is required to file an annual report with the Commission in a form prescribed by the Commission on or before April 30th of each year.

A number of defendants have signed a stipulation with the Department wherein each defendant admits to filing its report late and agrees to pay an administrative fine to dismiss the departmental complaint. The signed stipulations are satisfactory and therefore, the following defendants should be dismissed from the complaint:

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Cable & Wireless Global Card Services, Inc.
Evercom Systems, Inc.
Intellicall Operator Services, Inc.
Inter-Tel Net Solutions, Inc.
KDD America, Inc.
New Path Holdings, Inc. (Interexchange and local exchange carrier)
RCN Long Distance Company
Cybertel Communications Corp.
Legacy Long Distance International, Inc.
McLeodUSA Telecommunications Services, Inc. (Interexchange and local exchange carrier)
Opex Communications, Inc.
RSL COM USA, Inc.
Talk.com Holding Corp., dba Group Network Service, Inc. and TPC - The Phone Company of New Hope
Telecom Resources
Tracy Corporation II (Interexchange and local exchange carrier)
Trans National International, Inc.
Ionex Communications North, Inc.
Panhandle Networx, LLC
CI2, Inc.

The companies listed in the preceding paragraph should be aware that this Commission will not tolerate similar behavior in 2002 regarding the filing of the 2001 report. If reports are not postmarked on or before April 30, 2002, the option of resolving the complaint through a stipulation will be closely scrutinized. All companies that have agreed to such a stipulation will be considered a willful violator and be subject to the maximum penalty allowed.

The above-named defendants have complied with the provisions of Neb. Rev. Stat. §86-807 (Reissue 1999) and have satisfactorily remitted an annual report for the year 2000; therefore, said defendants should all be dismissed from this complaint.

Furthermore, the following companies will be dismissed because their certificates have been canceled:

CallManage, Inc.
USA Global Link, Inc.
Utility.com, Inc.
Wessan Enterprises, Inc., dba Wessan Interactive
WorkNet Communications, Inc.

In addition, Trilogy Telemanagement, LLC, Maxcess, Inc., Lotel, Inc., dba Coordinated Billing Services; and Rural Telephone

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Service Co., Inc. were inadvertently included in the complaint as a result of reporting errors and accordingly will be administratively dismissed.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Cable & Wireless Global Card Services, Inc.; Evercom Systems, Inc.; Intellicall Operator Services, Inc.; Inter-Tel Net Solutions, Inc.; KDD America, Inc.; New Path Holdings, Inc. (Interexchange and local exchange carrier); RCN Long Distance Company; Cybertel Communications Corp.; Legacy Long Distance International, Inc.; McLeodUSA Telecommunications Services, Inc. (Interexchange and local exchange carrier); Opex Communications, Inc.; RSL COM USA, Inc.; Talk.com Holding Corp., dba Group Network Service, Inc. and TPC - The Phone Company of New Hope; Telecom Resources; Tracy Corporation II (Interexchange and local exchange carrier); Trans National International, Inc.; Ionex Communications North, Inc.; Panhandle Networx, LLC; CI2, Inc.; CallManage, Inc.; USA Global Link, Inc.; Utility.com, Inc.; Wessan Enterprises, Inc., dba Wessan Interactive; Trilogy Telemanagement, LLC; Maxcess, Inc.; Lotel, Inc., dba Coordinated Billing Services; and Rural Telephone Service Co., Inc. be, and they are hereby, dismissed from the departmental complaint.

IT IS FINALLY ORDERED that any defendant who has subsequently filed a satisfactory annual report may execute a stipulation with the department similar to that offered to the above-named companies in an effort to obtain dismissal.

MADE AND ENTERED at Lincoln, Nebraska, this 11th day of July, 2001.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director

//s//Frank E. Landis

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