

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Complaint ) Application No. C-2734/DC-38  
of Maurice Gene Hand, Director, )  
Communications Department of the )  
Nebraska Public Service ) ORDER DISMISSING PETITION  
Commission, )  
Complainant, )  
vs. )  
Access One, Inc., )  
Defendant. ) Entered: April 27, 2004

BY THE COMMISSION:

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

By Petition filed May 14, 2002, Maurice Gene Hand, Director of the Communications Department, sought an order requiring Access One, Inc., to cease and desist from providing telecommunications services for hire within the State of Nebraska. The Petition was filed because Access One sent a remittance worksheet to the Nebraska Universal Service Fund Department which indicated that it had provided telecommunications services subsequent to the date that its authority had been revoked for failing to file an annual report. A hearing on the Petition was held on August 20, 2002. No appearance was entered by the Defendant.

Upon review of the Commission's records, it appears that Access One, shortly after receiving notice of the hearing, ceased providing telecommunications services in Nebraska. Accordingly, the Petition should be dismissed.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the above-captioned Petition filed against Access One, Inc., should be, and it is hereby, dismissed.

MADE AND ENTERED at Lincoln, Nebraska, this 27th day of  
April, 2004.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director