

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Complaint) Application No. C-2292/DC-33
of Maurice Gene Hand, Director of)
the Nebraska Public Service)
Commission Communications)
Department,)
)
Complainant,)
)
vs.)
) AMENDED PETITION TO
)
REVOKE)
ACC National Long Distance Co.;) OPERATING AUTHORITIES
Access One, Inc.;) AND CEASE AND DESIST
Alliance Group Services, Inc.;) OPERATIONS IN NEBRASKA
America One Communications, Inc.;)
Atcall, Inc.;)
Buyers United International, Inc.;)
Cable & Wireless Global Card)
Services;)
Cable & Wireless Global Markets,)
Inc.;)
Claricom Networks, Inc.;)
Clear World Communications Corp.;)
Colorado River Communications Corp.;)
Compass Telecommunications Inc.;)
DSLnet Communications, LLC;)
Dakota Cooperative Telecommu-)
nications, Inc.;)
Eastern Telecommunications, Inc.;)
en.able, LLC;)
EqualNet Corporation;)
Evercom Systems;)
FaciliCom International, LLC;)
Federal Transtel, Inc.;)
Feist Long Distance;)
)
FirstTel, Inc.;)
Intercontinental Communications)
Group, Inc., dba Fusion)
Telecom and Fusion-Trucker)
Phone;)
Global Time, Inc.;)
Home Owners Long Distance;)
International Exchange Communi-)
cations, Inc., dba IE Com;)
Inacom Communications, Inc.;)
Intelicom International Corp.;)
KMC Telecom IV, Inc.(f/k/a KMC)
Telecom III);)
Legends Communications, Inc.;)
Coleman Enterprises, Inc., dba)
Local Long Distance;)
Protel Advantage, Inc., dba Long)
Distance Savings;)

Maxxis Communications, Inc.;)
 Parcel Consultants, Inc., dba)
 Minimum Rate Pricing;)
 NOR Communications, Inc.;)
 National Accounts, Inc.;)
 New Media Telecommunications, Inc .;))
 Phoenix Network, Inc.;)
 Preferred Carrier Services, Inc.;)
 Promise-Net International, Ltd.;)
 Qwest Communications Corp.;)
 LCI International Telecom Corp.,)
 dba Qwest Communications)
 Services;)
 RDST, Inc.;)
 SeTel, LLC;)
 Speer Communications Virtual)
 Media, Inc.;)
 Telephone Company of Central)
 Florida, Inc.;)
 TelTrust Communications Services;)
 TransNet Connect, Inc.;)
 U.S. Long Distance, Inc.;)
 U.S. South Communications, Inc.,)
 dba U.S. South and INCOMM;)
 US WATS, INC.;)
 USP Communications;)
 Williams Communications, Inc.;)
 WinStar Gateway Network, Inc.;)
 Winstar Wireless, Inc.;)
 WorldPort Communications, Inc.,)
))
 Defendants.)

The Communications Department of the Nebraska Public Service Commission (Commission), by and through its Director, Maurice Gene Hand, alleges that:

1. The above-mentioned defendants are telecommunication companies generally regulated by the Commission, pursuant to Neb. Rev. Stat. §§ 75-101, et seq. (Reissue 1996) and 86-801 to 86-811 (Reissue 1999). Defendants are also governed by Title 291, NAC Ch. 5 of the Commissions Rules and Regulations.

2. As part of its regulatory authority and pursuant to §86-807, the Commission, through its Communications Department requires telecommunication 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.

3. In its original Petition To Revoke Operating Authorities

and Cease and Desist Operations in Nebraska dated May 16, 2000, the Communications Department inadvertently included Budget Call Long Distance, Inc.; CenturyTel Telecommunications, Inc.; Frontier Communications International, Inc.; Allnet Communications Services, dba Frontier Communications Services; LDM Systems, Inc.; RSL PrimeCall, Inc. and Frontier Communications of the West, Inc. as carriers that had failed to timely submit their annual reports. However, upon further review, these companies through their various holding companies have satisfied the filing requirements and should not be included within this complaint.

4. Furthermore, ACC National Long Distance Co; Cable & Wireless Global Card Services, Inc. and Eastern Telecommunications, Inc. and US WATS, INC. were carriers that were inadvertently excluded from the Communications Department's original Petition To Revoke Operating Authorities and Cease and Desist Operations in the state of Nebraska. Therefore, said companies are hereby included in this Amended Petition. The above amended caption now reflects the correct parties to this docket.

5. None of the defendants filed the required proper and complete annual reports for 1999 as of April 30, 2000. Each company was notified by the staff two times by first class mail, January 10, 2000, and April 10, 2000, that the annual report was due. None of the defendants responded by April 30, 2000, with a report which satisfies the Commission's requirements.

6. Based on the failure of the defendants to file the required annual reports by April 30, 2000, and each defendant's disregard of the requests to do so, each defendant's certificate of authority should be revoked and each defendant should be ordered to cease and desist operations in Nebraska.

WHEREFORE, the complainant prays that this Commission set this matter for hearing and revoke each certificate of authority previously issued to the above-named defendants.

DATED this 24th day of May, 2000.

Maurice Gene Hand, Complainant

BY _____
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Attorney for Complainant
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VERIFICATION

STATE OF NEBRASKA)
) ss.
COUNTY OF LANCASTER)

Chris A. Post, being first duly sworn, deposes and says that he is Legal Counsel for the Communications Department of the Nebraska Public Service Commission; that he is the Attorney for the Complainant in the foregoing complaint; that he has read the allegations contained therein and understands them to be true to the best of his knowledge and belief.

Chris A. Post,
Attorney for the Complainant

SUBSCRIBED AND SWORN to before me this ____ day of May, 2000.

Notary Public

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