

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

<p>IN RE:</p> <p>OFFICE OF CONSUMER ADVOCATE,</p> <p style="padding-left: 100px;">Complainant,</p> <p style="padding-left: 100px;">vs.</p> <p>BUSINESS NETWORK LONG DISTANCE, INC.,</p> <p style="padding-left: 100px;">Respondent.</p>	<p style="text-align:right">DOCKET NOS. FCU-06-17 FCU-06-21 FCU-06-22 FCU-06-23</p>
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**ORDER APPROVING SETTLEMENT AGREEMENT AND
ASSESSING CIVIL PENALTY**

(Issued April 5, 2006)

On January 23 and February 16, 2006, the Consumer Advocate Division of the Department of Justice (Consumer Advocate) filed with the Utilities Board (Board) four petitions for proceedings to consider civil penalties for alleged slamming violations committed by Business Network Long Distance, Inc. (BNLD). Consumer Advocate asserts that BNLD switched consumers' telephone service without authorization in violation of Iowa's law against slamming, Iowa Code § 476.103. The proceedings were identified as Docket Nos. FCU-06-17, FCU-06-21, FCU-06-22, and FCU-06-23.

On March 31, 2006, Consumer Advocate and BNLD submitted a joint motion for approval of the settlement agreement contained in the motion. The settlement agreement addresses all issues in the dockets and includes a monetary penalty in

the total amount of \$1,500, which is to be paid within 30 days of the date of this order.

The Board has reviewed the settlement agreement and will approve it. The settlement agreement is reasonable in light of the record, conforms with all applicable statutes and rules, and is in the public interest. 199 IAC 7.18.

IT IS THEREFORE ORDERED:

1. The "Joint Motion for Approval of Settlement Agreement" filed in these dockets on March 31, 2006, is approved.

2. Pursuant to Iowa Code § 476.103 and the "Settlement Agreement" filed March 31, 2006, Business Network Long Distance, Inc., is assessed a civil penalty in the amount of \$1,500. Payment, in the form of a check made payable to the Iowa Utilities Board, should be forwarded to the Executive Secretary of the Iowa Utilities Board at 350 Maple Street, Des Moines, Iowa 50319-0069. Payment is due within 30 days of the date of this order. The docket numbers listed on this order shall be listed on the check or in the accompanying correspondence.

UTILITIES BOARD

/s/ John R. Norris

/s/ Diane Munns

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

/s/ Curtis W. Stamp

Dated at Des Moines, Iowa, this 5th day of April, 2006.