

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

**Northwest Communications Cooperative,
a Cooperative Association
Bright Sound Communications, Inc., Complaint
Complaint**

Case No. PU-22-393

AFFIDAVIT OF SERVICE BY CERTIFIED AND REGULAR MAIL

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

Amy Haugen deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **25th day of November 2022** she deposited in the United States Mail at Bismarck, North Dakota, **one** envelope with certified postage, return receipt requested, fully prepaid, securely sealed and containing a photocopy of:

- **Notice to Cease and Desist**
- **Motion for an Order to Cease and Desist**

The envelope was addressed as follows:

Corporation Service Company
Registered Agent for Bright Sound Communications, Inc.
600 S 2nd St Ste 155
Bismarck ND 58504
Cert. No. 7019 1120 0002 3204 4558


Amy Haugen further deposes and says that on the **25th day of November 2022** she deposited in the United States Mail, Bismarck, North Dakota, **one** envelope by regular mail, with postage fully prepaid, securely sealed, each containing a photocopy of the same.

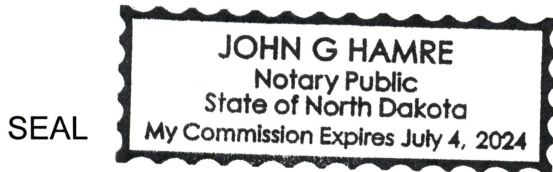
The envelope was addressed as follows:

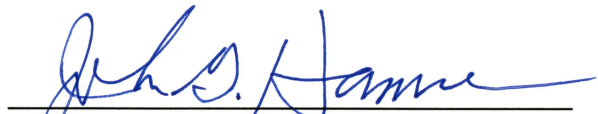
Bright Sound Communications, Inc.
113 S Monroe St
Tallahassee FL 32301

Each address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me
this **25th day of November 2022.**







Notary Public

BEFORE THE PUBLIC SERVICE COMMISSION OF NORTH DAKOTA

PUBLIC SERVICE COMMISSION,)	Case No. PU-22-393
)	
Complainant,)	NOTICE TO CEASE
vs.)	AND DESIST
)	
Bright Sound Communications, Inc.,)	
)	
Respondent.)	

TO: Bright Sound Communications, Inc., 600 S 2nd ST, Suite 155, Bismarck, ND 58504.

PLEASE TAKE NOTICE that the Public Service Commission, Advocacy Staff, Movant in the above proceeding, respectfully moves for a cease and desist order declaring Bright Sound Communications, Inc. in violation of North Dakota Century Code Section 49-21-02.4. The motion is attached to this notice and by reference made a part hereof.

YOUR ARE HEREWITH NOTIFIED to cease and desist all misrepresentation in sales calls and that a Motion for Cease and Desist Order has been submitted pursuant to N.D.C.C. § 28-32-21(e) and N.D. Admin. Code art. 69-02. The Public Service Commission may deem the Motion admitted and may enter a cease and desist order as the facts and law may warrant. You have (20) days after service of this Notice to file a response with the Public Service Commission requesting a hearing on the Motion for an Order to Cease and Desist.

Bismarck, North Dakota, this 23rd day of November, 2022.



Brian Johnson
Special Assistant Attorney General Bar ID 07937
North Dakota Public Service Commission
600 East Boulevard Avenue Dept. 408
Bismarck ND, 58505
701-328-2407

BEFORE THE PUBLIC SERVICE COMMISSION OF NORTH DAKOTA

PUBLIC SERVICE COMMISSION,)	Case No. PU-22-393
)	
Complainant,)	
)	MOTION FOR AN ORDER TO
vs.)	CEASE AND DESIST
)	
Bright Sound Communications, Inc.,)	
)	
Respondent.)	

MOTION FOR CEASE AND DESIST ORDER

Public Service Commission Advocacy Staff (“Advocacy Staff”) respectfully seeks a cease and desist order against Bright Sound Communications, Inc. In support of the motion, Advocacy Staff states the following:

BACKGROUND

On October 20, 2022, the Commission received an informal complaint from Jeremy Becker with Northwest Communications Cooperative (NCC). The complaint alleges a violation by Bright Sound Communications, Inc. (BSCI) of North Dakota Century Code (NDCC) Section 49-21-02.4 by material misrepresentation on sales calls. *See Attached NCC Informal Complaint.* On October 24, 2022, the Commission received an informal complaint from Karen Feickert with Feickert Drilling Co. This complaint alleges a similar violation by BSCI of NDCC Section 49-21-02.4 by material misrepresentation on a sales call. *See Attached Feickert Informal Complaint.*

Additional investigation by Advocacy Staff revealed similar instances of material misrepresentation on sales calls by BSCI in at least six other instances. In each of these instances subscribers reported that they received sales calls from a representative of BSCI claiming to be associated with or otherwise affiliated to their current long distance provider urging them to switch

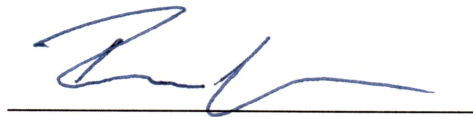
their long distance services to BSCI due to their current provider no longer offering the service. In each instance, the current providers confirmed that they have no affiliation with BSCI nor did they have any plans to discontinue said services.

CONCLUSION

For these reasons, Advocacy Staff respectfully requests Bright Sound Communications immediately cease and desist all misrepresentations in sales activities and the Public Service Commission enter a Cease and Desist Order against Bright Sound Communications, Inc., and such other relief that the Commission finds just and proper.

Dated: November 23, 2022

Respectfully,



Brian Johnson
Special Assistant Attorney General Bar ID 07937
North Dakota Public Service Commission
600 East Boulevard Avenue Dept. 408
Bismarck ND, 58505
701-328-2407