

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Cricket)	Application No. 911-022.4
Communications, San Diego,)	
California, seeking approval of)	ORDER APPROVING COSTS AND
recurring and non-recurring)	INCORPORATING PRIOR DOCKETS
costs of Enhanced Wireless 911)	
implementation.)	Entered: August 22, 2006

BY THE COMMISSION:

By written request for funding dated August 14, 2006, Cricket Communications (Cricket), San Diego, California, seeks additional funding from the Enhanced Wireless 911 Fund to provide enhanced wireless 911 service to the following public safety answering points (PSAPs): Cass County, Dodge County/Fremont Police Department, Douglas County, City of Lincoln/Lancaster County, and Sarpy County.

Cricket seeks additional recurring costs to implement and provide enhanced wireless 911 service for the above-listed PSAPs. Recurring costs are monthly fees for data circuits, facility charges, ongoing engineering labor, database management and project management. Cricket seeks additional costs related to increases in its contract for database management. Cricket has assured the Commission that although initial increases per cell site are necessary, as additional cell sites are constructed, the costs will decrease.

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

This request for funding is being processed pursuant to *Neb. Rev. Stat.* §§ 86-444 to 86-456 (2006 Cum. Supp.), 291 Neb. Admin. Code, Chapter 1, Section 5, and Progression Order No. 5 in Commission Docket No. 911-001, entered July 16, 2002.

As an initial matter, the Commission finds consistent with its order entered in Docket 911-022 on July 18, 2006, that all filings and orders entered in Dockets WSP-001 WSP-001.1, and WSP-001.2, shall be incorporated into the present docket by this reference.

Costs requested in the present funding request are eligible under *Neb. Rev. Stat. § 86-86-465(2)(a)* (2006 Cum. Supp.).

All costs have been incurred or will be incurred to implement enhanced wireless 911 service, and may include the following: (a) the portion of the costs for new equipment used for providing enhanced wireless 911 service; (b) costs to lease another vendor's equipment or services to provide enhanced wireless 911 service; (c) costs to create or maintain any

database or database elements used solely for enhanced wireless 911 service; and (d) other costs of establishing enhanced wireless 911 service.

Cricket has submitted an implementation plan in compliance with Commission Docket No. 911-001.

Based upon the request for additional funding and supporting documentation, the Commission is of the opinion and finds that the request for additional funding should be granted under the following conditions.

The Commission finds that payment to Cricket of the amended recurring monthly charges shall be made effective May, 2006.

Attached hereto in Appendix A is a summary of approved funding for Cricket to be paid from the Fund. All amounts previously approved will be paid according to the amounts set forth in Appendix A as of the effective date of this order. Information set forth in Appendix A shall be treated as proprietary and confidential.

Payment of all recurring charges shall be made in arrears on a quarterly basis. Payment shall be adjusted based upon the number of cell sites reported by Cricket in its quarterly reports required by Neb. Rev. Stat. § 86-459 (2006 Cum. Supp.). Payments to Cricket will no longer be made upon invoice. Any adjustments to costs must be approved by the Commission.

Cricket shall comply with all reporting requirements set forth in § 86-459. Failure to do so could result in delay or loss of funding.

The Commission further finds that Cricket is hereby put on notice, and shall sign an acknowledgement, indicating that Cricket is aware that approval of this funding request is made with the understanding that it may be modified in the future consistent with the permanent funding mechanism established pursuant to LB 1222 [2006].

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that all filings and orders entered in Dockets WSP-001, WSP-001.1, and WSP-001.2 shall be incorporated into the present docket by this reference. All future funding requests filed by Cricket Communications shall be filed in the present docket.

IT IS FURTHER ORDERED that that Cricket Communications' amended request for funding should be granted as outlined herein.

IT IS FINALLY ORDERED that all future payments made to Cricket Communications, after the effective date of this order, shall be consistent with Appendix A unless otherwise ordered by the Commission.

MADE AND ENTERED at Lincoln, Nebraska, this 22nd day of August, 2006.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director