

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the City of) Application No. 911-023.36
Lincoln/Lancaster County,)
seeking funding approval for)
recurring and non-recurring) ORDER APPROVING FUNDING
costs of Enhanced Wireless 911)
implementation.)
) Entered: May 19, 2009

BY THE COMMISSION:

By written request for funding received May 7, 2009, Lincoln/Lancaster County seeks an amendment to its funding from the Enhanced Wireless 911 Fund for expenses of implementing and providing enhanced wireless 911 service previously approved on August 29, 2006. Lincoln/Lancaster County has one public safety answering point (PSAP), which will provide enhanced wireless 911 service throughout Lincoln/Lancaster County. The local exchange carrier serving Lincoln/Lancaster County's PSAP is Windstream Nebraska, Inc. (Windstream). Lincoln/Lancaster County was previously approved for funding by an order entered for the following wireless carriers: Alltel Wireless, AT&T, Cricket, Sprint, T-Mobile, US Cellular and Western Wireless.

Lincoln/Lancaster County entered into a service agreement with Windstream for enhanced wireless 911 equipment and services. A copy of the agreement was attached to the request for funding. In the agreement, Lincoln/Lancaster County authorized the Commission to remit all payments for enhanced wireless 911 service to Windstream. Since the order approving funding, Windstream has amended its tariff, effective July 22, 2008. The amended charges are reflected in Appendix A attached hereto and incorporated herein by this reference.

Lincoln/Lancaster County seeks the recurring costs in Appendix A attached hereto including all applicable taxes and fees. Initial costs are for database upgrades, trunking infrastructure and purchase, installation, and testing of circuits for enhanced wireless 911. Recurring costs are monthly fees for database management and for operation and maintenance of trunks and circuits.

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 (2008 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.

Costs requested in the present funding request are eligible under *Neb. Rev. Stat. § 86-465(2)(a)* (2008 Cum. Supp.). All costs have been incurred or will be incurred for the purchase, installation, maintenance and operation of telecommunications equipment and telecommunications services required for the provision of enhanced wireless 911 service.

Lincoln/Lancaster County has submitted a PSAP registration in compliance with Commission Docket 911-001.

Because Lincoln/Lancaster County authorized Windstream to receive all payments on its behalf for wireless enhanced 911, the Commission finds that payment should be made to Windstream consistent with the amounts set forth in Appendix A.

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

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. Any adjustments to costs must be approved by the Commission.

The Commission further finds that Lincoln/Lancaster County is on notice 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 Lincoln/Lancaster County's request for funding shall be granted consistent with the terms set forth herein.

IT IS FURTHER ORDERED that the Commission shall remit to Windstream amounts that comport with Appendix A attached hereto.

It is FINALLY ORDERED that Lincoln/Lancaster County is on notice 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].

MADE AND ENTERED at Lincoln, Nebraska this 19th day of May, 2009.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director