

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska        ) Application No. 911-042.41  
Public Service Commission, on        )  
its own motion, seeking to        )  
administer funding for public        )  
safety answering points for the        ) ORDER NUNC PRO TUNC  
implementation and provision of        )  
Enhanced Wireless 911 service:        )  
City of Beatrice.                    )  
  ) Entered: January 12, 2016

BY THE COMMISSION:

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

The purpose of an order nunc pro tunc is to correct the record which has been made so that it will truly record the action taken which, through inadvertence or mistake, was not truly recorded.<sup>1</sup> Clerical errors may be corrected by an order nunc pro tunc, but not judicial errors.<sup>2</sup>

On December 8, 2015, the Nebraska Public Service Commission (Commission) entered an order approving funding for the City of Beatrice (Beatrice) pursuant to a funding request that Beatrice filed with the Commission on June 30, 2015.

Due to a clerical error, the order incorrectly stated on page three that Nemaha County was permitted to use set-aside funds up to \$89,747.28 for eligible non-recurring costs. The order should have stated that Beatrice was permitted to use set-aside funds up to \$89,747.28 for eligible non-recurring costs.

Based on the above, the Commission finds that the December 8, 2015 order should be corrected to reference the City of Beatrice instead of Nemaha County. The remainder of the December 8, 2015 order remains unchanged and in full effect.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the December 8, 2015 order should be corrected as set forth herein.

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<sup>1</sup> *Interstate Printing Co. v. Dept. of Revenue*, 236 Neb. 110(1990).

<sup>2</sup> *Larson v. Bedke*, 211 Neb. 247 (1982).

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IT IS FURTHER ORDERED that the remainder of the December 8, 2015 order remains unchanged and in full effect.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska this 12<sup>th</sup> day of January, 2016.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Gerald W. Up*  
*Crystal Knodes*  
*Reel Johnson*

*Tim Schram*  
Chairman

ATTEST:

*Sally L. Riley*  
Executive Director

//s//Frank E. Landis  
//s//Tim Schram