

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Commission,) Application No. NUSF-1
on its own motion, seeking)
to establish guidelines for) PROGRESSION ORDER NO. 3
administration of the Nebraska)
Universal Service Fund.) Entered: November 16, 1999

BY THE COMMISSION:

On March 16, 1999, this Commission entered an Order Initiating Docket and Seeking Comment in Docket No. NUSF-1 in which the Commission sought comments and defined the services that would be subject to the Nebraska Universal Service Fund (NUSF) surcharge.

At that time, the Commission adopted the Federal Communications Commission's definitions for eligible retail end-user telecommunication revenues. In so doing, the Commission made "mobile services, including wireless telephony, paging and messaging, and other mobile services" subject to the NUSF surcharge.

On October 26, 1999, ATS Mobile Telephone filed a Petition for Declaratory Ruling that requested a hearing and an order declaring that ATS should not be subject to billing and collecting the surcharge on paging services for the Nebraska Universal Service Fund.

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

In light of the petition and its potential statewide impact, the Commission is of the opinion and finds that it should be considered in an investigative docket. Therefore, this Commission will consider said petition in Docket No. NUSF-1.

In order to be fully informed as to the issues surrounding this petition and its potential ramifications, the Commission shall hold a public hearing, in legislative format, to take public comment on this issue. Said hearing will be held on December 14, 1999, at 1:00 p.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln, Nebraska.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that a public hearing, in legislative format, shall be held in this matter on December 14, 1999, at 1:00 p.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln, Nebraska.

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MADE AND ENTERED at Lincoln, Nebraska, this 16th day of
November, 1999.

COMMISSIONERS CONCURRING:

NEBRASKA PUBLIC SERVICE COMMISSION:


Lowell C. Johnson

Chairman


Anna C. Boyle

ATTEST:


Robert B. Logsdon
Executive Director

//s//Lowell C. Johnson
//s//Frank E. Landis
//s//Daniel G. Urwiller