

# SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

## BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Commission,	)	Application No. NUSF-7
on its own motion, seeking to	)	
review and approve requests for	)	WITHDRAWN AT APPLICANT'S
modification of the funding	)	REQUEST
calculation for the Nebraska	)	
Universal Service Fund.	)	Entered: November 8, 2000

BY THE COMMISSION:

### BACKGROUND

1. On May 18, 1999, the Nebraska Public Service Commission ("Commission") opened this docket to consider requests for additional funding from the Nebraska Universal Service Fund ("NUSF") made by a number of rural incumbent local exchange carriers ("ILEC"s).<sup>1</sup> These ILECs sought a modification of the NUSF funding mechanism set forth in C-1628/NUSF.<sup>2</sup> Such requests were consolidated for consideration under this docket.

2. Shortly thereafter, three additional companies requested to be included in this docket, and, by Commission Order entered May 26, 1999, Curtis Telephone Company, Inc.; Nebraska Central Telephone Company; and Elsie Communications, Inc. were made parties to this docket.<sup>3</sup>

3. On December 2, 1999, Cozad Telephone Company filed a letter requesting that the Commission permit it to withdraw its waiver request. The Commission granted Cozad's request and an order was entered to that effect on December 7, 1999, thereby removing Cozad Telephone Company from this docket.<sup>4</sup>

4. On October 12, 2000, Cambridge Telephone Co. ("Cambridge") filed a letter requesting that the Commission permit it to withdraw its waiver request. The Commission granted Cambridge's request and an order was entered to that effect on November 8, 2000, thereby removing Cambridge Telephone Co. from this docket.

### OPINION AND FINDINGS

5. On January 13, 1999, the Commission entered its Findings and Conclusions in C-1628/NUSF allowing each ILEC to select either the previous one or three years for a test period to be used to quantify NUSF support.<sup>5</sup>

<sup>1</sup> In the Matter of the Commission, on its own motion, seeking to review and approve requests for modification of the funding calculations for the Nebraska Universal Service Fund. Application No. NUSF-7, Order Initiating Docket (May 18, 1999).

<sup>2</sup> In the Matter of the Application of the Nebraska Public Service Commission, on its own motion seeking to conduct and investigation into intrastate access charge reform. Application No. C-1628, Findings and Conclusions (January 13, 1999) ("C-1628/NUSF").

<sup>3</sup> In the Matter of the Commission, on its own motion, seeking to review and approve requests for modification of the funding calculation for the Nebraska Universal Service Fund (NUSF). Application No. NUSF-7, Order Adding Parties (May 26, 1999).

<sup>4</sup> In the Matter of the Commission, on its own motion, seeking to review and approve requests for modification of the funding calculation for the Nebraska Universal Service Fund. Application No. NUSF-7, Order (December 7, 1999).

<sup>5</sup> C-1628/NUSF at 9.

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6. On November 7, 2000, United Telephone Company of the West d/b/a Sprint ("Sprint") filed a letter with the Commission requesting to change its test period selection, from the previously selected one-year period, to a three-year period. In addition, Sprint also indicated upon the Commission's grant of such request, it would request withdrawal of its pending waiver request in the NUSF-7 docket.

7. On November 8, 2000, the Commission entered Progression Order #14 in Application No. C-1628/NUSF granting Sprint's request for approval to change its test period election from a one-year period to a three year period, for NUSF earning purposes, effective from September 1, 2000.<sup>6</sup>

8. Thus, this Commission, being fully informed of the premises herein, is of the opinion and finds that Sprint's request to withdraw its waiver request should be granted.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that United Telephone Company of the West d/b/a Sprint shall be, and it is hereby, removed from Application No. NUSF-7.

MADE AND ENTERED at Lincoln, Nebraska, this 8<sup>th</sup> day of November, 2000.

NEBRASKA PUBLIC SERVICE COMMISSION:

COMMISSIONERS CONCURRING:

*[Signature]*  
*[Signature]*

//s//Anne C. Boyle  
//s//Daniel G. Urwiller

*[Signature]*  
Chairman

ATTEST:

*[Signature]*  
Executive Director

<sup>6</sup> In the Matter of the Application of the Nebraska Public Service Commission, on its own motion seeking to conduct and investigation into intrastate access charge reform. Application No. C-1628/NUSF, Progression Order #14 (November 8, 2000).