

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Petition of) Application No. NUSF-77
the Nebraska Telecommunications)
Association for investigation) ORDER DENYING FORMAL
and review of processes and) INTERVENTION AND GRANTING
procedures regarding the NUSF.) INFORMAL INTERVENTION
)
) Entered: January 12, 2011

BY THE HEARING OFFICER:

On January 14, 2010, a Petition was filed by the Nebraska Telecommunications Association (NTA) for an investigation and review of the processes and procedures regarding the Nebraska Universal Service Fund (NUSF). Notice of the filing was published in the Daily Record, Omaha, Nebraska, on January 19, 2010.

On January 3, 2011, CTIA filed a Petition of Formal Intervention and a Motion to Grant Notice of Intervention Out of Time. An Objection and Motion to Strike was filed on January 10, 2011 by the Rural Independent Companies (RIC) which are Formal Intervenors in this proceeding.

Pursuant to Neb. Admin. Code Title 291, Ch. 1 § 015.01B, petitions of Formal Intervention must be filed within the time frame specified in § 014.02 which refers to the time for filing a protest. That period of time is thirty (30) days from the date notice of the proceeding appears in the Daily Record.

Upon review of this matter, the Hearing Officer concludes CTIA's Petition seeking Formal Intervenor status is untimely and a waiver of the Commission's rule in this particular circumstance is not warranted. However, CTIA shall be granted informal intervenor status consistent with Neb. Admin. Code Title 291, Ch. 1 § 015.02.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Petition of Formal Intervention filed by CTIA is denied and Informal Intervention status is hereby granted.

MADE AND ENTERED at Lincoln, Nebraska, this 12th day of
January, 2011.

NEBRASKA PUBLIC SERVICE COMMISSION

By: _____
Frank E. Landis
Hearing Officer