

# SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

## BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Alltel	) Application No. 911-022.3
Wireless, Little Rock, Arkansas,	)
seeking funding approval for	) ORDER APPROVING COSTS AND
recurring and non-recurring	) INCORPORATING PRIOR DOCKETS
costs of Enhanced Wireless 911	)
implementation.	) Entered: August 22, 2006

BY THE COMMISSION:

By written request for funding dated May 25, 2006, Alltel Wireless, Little Rock, Arkansas, seeks additional funding from the Enhanced Wireless 911 Fund to provide enhanced wireless 911 service to the following public safety answering points (PSAPs): Adams, Antelope, Arthur, Banner, Boone, Box Butte, Boyd, Brown, Buffalo, Burt, Butler, Cass, Cedar, Chase, Cherry, Cheyenne, Clay, Colfax, Cumin, Custer, Dawes, Dawson, Deuel, Dodge, Douglas, Dundy, Fillmore, Franklin, Frontier, Furnas, Gage, Garden, Garfield, Grant Greeley, Hall, Hamilton, Harlan, Hayes, Hitchcock, Holt, Hooker, Howard, Jefferson, Johnson, Kearney, Keith, Kimball, Knox, Lancaster, Lincoln, Logan, Loup, Madison, Merrick, Morrill, Nance, Nemaha, Nuckolls, Otoe, Pawnee, Perkins, Phelps, Pierce, Platte, Polk, Red Willow, Richardson, Rock, Saline, Sarpy, Saunders, Scotts Bluff, Seward, Sheridan, Sherman, Stanton, Thayer, Thomas, Thurston, Valley, Washington, Wayne, Webster, Wheeler, and York Counties.

Alltel Wireless seeks initial non-recurring costs and recurring costs to implement and provide enhanced wireless 911 service for the above-listed PSAPs. Initial costs are for data circuits, facility charges, engineering labor, database upgrades, project management and other operations costs. Recurring costs are monthly fees for data circuits, facility charges, ongoing engineering labor, database management and project management. The request for additional funding is due to Alltel Wireless' acquisition of Western Wireless and reflects the inclusion of all Western Wireless cell sites and customers. As required by the conditions of the merger, divestiture of certain overlapping properties is in process. Once completed, a new funding request will be submitted to reflect the corresponding reduction in costs.

### 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 (2006 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.

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As an initial matter, the Commission finds consistent with its order entered in Docket 911-022 on July 18, 2006, that all filings and orders entered in Docket WSP-005 shall be incorporated into the present docket by this reference.

Costs requested in the present funding request are eligible under Neb. Rev. Stat. § 86-86-465(2)(a) (2006 Cum. Supp.).

All costs have been incurred or will be incurred to implement enhanced wireless 911 service, and may include the following: (a) the portion of the costs for new equipment used for providing enhanced wireless 911 service; (b) costs to lease another vendor's equipment or services to provide enhanced wireless 911 service; (c) costs to create or maintain any database or database elements used solely for enhanced wireless 911 service; and (d) other costs of establishing enhanced wireless 911 service.

Alltel Wireless has submitted an implementation plan in compliance with Commission Docket No. 911-001.

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 under the following conditions.

The original costs for Alltel Wireless were approved in April, 2003. Polk County implemented Phase I in October, 2005. Due to the period of time between the approval of the costs and the implementation date, the number of sectors increased causing the initial implementation and monthly recurring costs to exceed what was initially approved. Therefore, the Commission finds that payment to Alltel Wireless of initial implementation charges and recurring monthly charges with respect to Polk County, shall be made retroactive to November, 2005. Payments with respect to the remaining counties shall be made effective May, 2006.

Attached hereto in Appendix A is a summary of approved funding for Alltel Wireless to be paid from the Fund. All amounts previously approved will be paid according to the amounts set forth in Appendix A as of the effective date of this order. 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. Payment shall be adjusted based upon the number of cell sites reported by Alltel Wireless in its quarterly reports required by Neb. Rev. Stat. § 86-459 (2006

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Cum. Supp.). Payments to Alltel Wireless will no longer be made upon invoice. Any adjustments to costs must be approved by the Commission.

Alltel Wireless shall comply with all reporting requirements set forth in § 86-459. Failure to do so could result in delay or loss of funding.

The Commission further finds that Alltel Wireless is hereby put on notice and shall sign an acknowledgement indicating that Alltel Wireless is aware 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 all filings and orders entered in Docket WSP-005 shall be incorporated into the present docket by this reference. All future funding requests filed by Alltel Wireless shall be filed in the present docket.

IT IS FURTHER ORDERED that that Alltel Wireless' request for additional funding should be granted as outlined herein.

IT IS FINALLY ORDERED that all future payments made to Alltel Wireless, after the effective date of this order, shall be consistent with Appendix A unless otherwise ordered by the Commission.

MADE AND ENTERED at Lincoln, Nebraska, this 22nd day of August, 2006.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Gerald L. Vay*

*Anne C. Boyle*

//s// Lowell C. Johnson

//s// Frank E. Landis

*Lowell C. Johnson*  
Chairman

ATTEST:

*Ad S. Pollak*

Executive Director