

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the) Application No. C-5089
Application of Austin Turner,)
Harvard, seeking authority to)
receive telephone service from) GRANTED
the Trumbull Exchange of)
Hamilton Telephone Company.) Entered: January 14, 2020

BY THE COMMISSION:

On December 9, 2019 an application was filed by Austin Turner, of Harvard, Nebraska seeking a boundary change to receive telephone service from the Trumbull Exchange of Hamilton Telephone Company ("Hamilton"), in lieu of his current telephone service from Windstream Nebraska, Inc., ("Windstream"). Notice of the application was published in The Daily Record, Omaha, Nebraska, on December 13, 2019. No protests were filed; therefore, this docket was handled pursuant to the Commission's Rules of Modified Procedure.

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

Hamilton and Windstream are local exchange carriers holding certificates of public convenience and necessity to provide local exchange service in their respective territories. Austin Turner resides within the boundary of Windstream's Harvard Exchange, and has requested a boundary change so that he may receive telephone service from the Trumbull Exchange of Hamilton. Windstream has notified the Commission that it does not oppose the proposed boundary change. Hamilton has also notified the Commission that it is willing to make the boundary change and provide service to the Applicant.

Changes of a local exchange territory are governed by Neb. Rev. Stat. §§ 86-135 to 86-138. Section 86-135 states that only upon non-consent of all telephone carriers involved shall the Commission hold a public hearing in the application. With no protest filed by any party and with each of the affected local exchange carriers consenting to the boundary change, the Commission processes this application administratively and without a public hearing.

The Commission staff has modified the Windstream and Hamilton local exchange maps to show the boundary change to the Harvard and Trumbull Exchanges. Copies of the exchange maps with the proposed revisions are attached as Attachment "A" to this Order and hereby incorporated for reference. If either company has objections or

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changes to the proposed boundary map, it has until February 5, 2020, to contact the Commission with said objections or changes. If the Commission receives no objections or changes from Windstream or Hamilton by close of business on February 5, 2020 the boundary maps shall be modified as proposed in Attachment "A".

The Commission finds that, in light of the consent between the parties involved, the application is in the public interest and should be granted. It is the expectation of the Commission that the two carriers involved in the boundary change shall collaborate in good faith to ensure that the transition of the customer's service from one carrier to the other shall be as seamless as possible.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-5089 be, and it is hereby, granted.

IT IS FURTHER ORDERED that on or before February 5, 2020 the parties to this docket shall contact the Commission with any changes or concerns regarding the boundary as proposed in Attachment "A" to this order. If no objection is received from Windstream or Hamilton, the boundary as shown in Attachment "A" to this Order, shall be the official boundary of the two telecommunication companies.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 14th day of January, 2020.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Capital Charter
Red Johnson
Dee Hester
Tim Schan

Mary Rulli
 Chair

ATTEST:

Michael H. H. H.
 Executive Director



