

## SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the ) Application No. C-5123  
Application of Gerald Brown, )  
Doniphan, seeking authority to )  
receive telephone service from ) GRANTED  
the Doniphan exchange of )  
Hamilton Telephone Company. ) Entered: June 30, 2020

BY THE COMMISSION:

On April 29, 2020 an application was filed by Gerald Brown, of Doniphan, Nebraska seeking a boundary change to receive telephone service from the Doniphan 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 May 7, 2020. 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. Gerald Brown resides within the boundary of Windstream's Hansen Exchange, and has requested a boundary change so that he may receive telephone service from the Doniphan Exchange of Hamilton Telephone Company. 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 Doniphan Exchange. 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 July 30, 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 July 30, 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


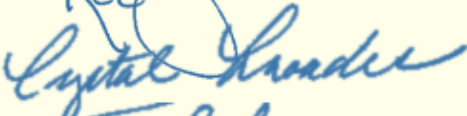


IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-5123 be, and it is hereby, granted.

IT IS FURTHER ORDERED that on or before July 30, 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 30<sup>th</sup> day of June, 2020.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:



Chair

ATTEST:

  
Executive Director