

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-5192
of Spectrotel, Inc. and Spectrotel)
of the West, LLC, Neptune, New) GRANTED
Jersey, seeking to transfer)
control of a certificated carrier.) Entered: January 26, 2021

BY THE COMMISSION:

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

On December 16, 2020 an application was filed by Spectrotel, Inc. (Spectrotel) and Spectrotel of the West, LLC (Spectrotel of the West)(collectively referred to as the Joint Applicants), seeking the approval for a transfer of control. Notice of the application was published in The Daily Record, Omaha, Nebraska, on December 21, 2020. No protests were filed; therefore, this application is processed pursuant to the Commission's rule of modified procedure.

The Parties:

Spectrotel is a privately held corporation organized under the laws of the State of Delaware. Spectrotel's principal business is located in Neptune, New Jersey. Spectrotel was authorized to provide facilities-based and resold local exchange and resold interexchange telecommunications services in Nebraska on January 24, 2012 in Docket No. C-4419.

Spectrotel of the West is a newly created privately-held limited liability company organized under the laws of the State of Delaware, with offices at the same location as Spectrotel. Spectrotel of the West is in good standing in the State of Delaware and has been authorized to transact business as a foreign limited liability company in Nebraska.

Description of the Transaction:

Spectrotel has undertaken an internal corporate reorganization, creating Spectrotel of the West to serve its customers in Nebraska. Joint Applicants state the corporate reorganization will not impact customers, and service will continue under the current rates, terms, and conditions. The ultimate ownership and control of the Company will not change. Spectrotel of the West is a member managed LLC with Spectrotel Holding Company, LLC, a Delaware LLC, as its sole member. Spectrotel Holding Company, LLC is also a member managed LLC, with Spectrotel as its primary member. The ultimate parent company of

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Spectrotel of the West will continue to be 100% owned by Jack Dayan.

No new parent corporation or other entity will acquire Spectrotel and no change of control will occur. No public service company or stock corporation will acquire Spectrotel because of this transaction.

Upon completion of this reorganization, there will be no change to the management, corporate ownership, employees, rates, services, or other contract rights and obligations of the company. Joint Applicants state that all the current managerial, technical, and financial resources available to Spectrotel will remain available to Spectrotel of the West, since the ultimate ownership of the Company will not change. Joint Applicants further state that customer bills will continue to reflect the name Spectrotel. Because the internal corporate restructuring will be transparent to customers, customer notice was not provided.

Joint Applicants stated that the proposed restricting is in the public interest because it will allow Spectrotel to achieve administrative efficiencies and potential cost savings, thus financially strengthening the company without altering its operations in any respect.

Upon review of the application, the Commission is of the opinion and finds that the application filed herein is fair, reasonable, and in the public interest. Accordingly, the application should be granted.





O R D E R


IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-5192 be, and is hereby, granted.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 26th day of January, 2021.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:


Chair

ATTEST:


Executive Director