

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the)	Application No. C-5093
Application of Joseph R.)	
Stivers, Herman, Nebraska)	
seeking authority to receive)	ORDER DISMISSING APPLICATION
advanced telecommunications)	
capability from the Herman)	
Exchange of Great Plains)	
Communications.)	Entered: March 30, 2021

BY THE COMMISSION:

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

On January 13, 2020, Joseph Stivers (Applicant) of Herman, Nebraska filed an application seeking authority to receive telephone service from the Herman Exchange of Great Plains Communications. Notice of the Application appeared in The Daily Record, Omaha, Nebraska on January 16, 2020. On February 14, 2020, Westel Systems, d/b/a Hooper Telephone Company (Hooper Telephone) filed a protest to the application. In support of its Protest, Hooper Telephone stated that prior to, and at the time of the filing, Applicant was able to receive advanced telecommunications capability service from Hooper Telephone. By letter dated January 30, 2020, Great Plains respectfully declined to consent to the application as it would need to construct approximately a half mile of new facilities at a significant cost in order to serve Applicant.

Since that time, the Commission staff has tried to communicate with the Applicant about his application but has been unable to obtain a response. On February 2, 2021, the Commission entered an Order of Pending Dismissal setting a deadline for action to be taken by the Applicant. The Applicant had until February 23, 2021 to file notice of his intent to pursue the application, otherwise, the Commission would dismiss the application. The deadline has since passed with no notice filed by the Applicant. Accordingly, the Commission finds the application should be dismissed.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the above-captioned Application be, and it is hereby dismissed.

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

Application No. C-5093

Page 2

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 30th day of March, 2021.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Cystal Koades
Mary Kadden
Tim Schram

Don W. [Signature]
Chair

ATTEST:

Michael S. Hyatt