

# SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

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## BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) Application No. C-5334  
of Consolidated Telecom, Inc., )  
Lincoln, Nebraska, seeking a )  
waiver of the requirement of 291 ) ORDER GRANTING APPLICATION  
Neb. Admin. Code § 5-002.06 )  
regarding public pay stations. )  
 ) Entered: November 2, 2021

BY THE COMMISSION:

On September 22, 2021, the Nebraska Public Service Commission ("Commission") received an application from Consolidated Telecom, Inc. of Lincoln, ("Consolidated"), seeking a waiver of the requirement contained in 291 Neb. Admin. Code § 5-002.06 of the Commission's Rules and Regulations regarding public pay stations. Notice of the application was published in The Daily Record, Omaha, Nebraska, on September 27, 2021. No protests were filed to the waiver sought; therefore, this docket is processed pursuant to the Commission's rule of modified procedure.

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

Consolidated is a local exchange carrier holding a certificate of public convenience and necessity to provide local exchange service in the State of Nebraska. The Commission's regulations at 291 Neb. Admin. Code § 5-002.06 state:

In each municipality served by an exchange carrier where public convenience requires it, the exchange carrier shall supply at least one public pay station that will be available to the public on a 24-hour basis. The requirement for this facility may be waived by the Commission for reasons such as: abusive vandalism or damage, excessive cost of maintaining the pay station, or lack of use.

In its application, Consolidated seeks a waiver of the Commission's rule to maintain a public pay station in its Maxwell service territory.

Consolidated states the Commission should grant the requested waiver because of a lack of use and ongoing cost to maintain the

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Application No. C-5334

Page 2

pay station. Specifically, Consolidated states that this pay station is the target of frequent vandalism and theft, and that the station has not received any use within the past five years.

Upon consideration of the waiver request, the Commission is of the opinion and finds that in light of the reasons cited by Consolidated, the requested waiver is reasonable and should be granted.

## O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the waiver of 291 Neb. Admin. Code § 5-002.06 sought by Consolidated Telecom, Inc., shall be, and is hereby, granted.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 2nd day of November, 2021.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Rod Johnson*  
*Crystal Brander*  
*Mary Kiddy*  
*Tim Schram*

*Don Watson*  
Chair

ATTEST:

*Shanice Khutson*  
Deputy Director