

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of )	Application No. C-28
The Lincoln Telephone and Telegraph )	
Company, Lincoln, Nebraska, for )	
authority to Revise the General )	DISMISSED
Exchange Tariff to Provide for )	
Cable Television Pole Attachment )	
Rentals. )	Entered: April 14, 1981

OPINION AND FINDINGS

BY THE COMMISSION:

By its application filed June 13, 1980, The Lincoln Telephone and Telegraph Company, Lincoln, Nebraska seeks authority to revise its tariff to provide for cable television pole attachment rentals.

Notice of the filing of the application was published pursuant to the provisions of the Commission's Rules and Regulations. Protests to the application were filed by Nebraska Cable Communications Association and by Horizon Communications Corporation.

Applicant seeks approval of a tariff providing that it will allow cable television companies to attach to its facilities and setting forth the terms and conditions of such attachments.

Subsequent to the filing of this application, the Commission proposed rules and regulations governing cable television pole attachments. On January 27, 1981, the Commission adopted Proposed Rule and Regulation No. 53 which provides that where a telephone company and a cable television company are unable to agree on the rates, terms and conditions for pole attachments, the Commission, upon petition from either party, will establish just and reasonable rates, terms and conditions for such pole attachments.

The application should be dismissed.

ORDER

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-28 be and it is hereby dismissed.

MADE AND ENTERED at Lincoln, Nebraska, this 14th day of April, 1981.

NEBRASKA PUBLIC SERVICE COMMISSION

*Duane D. Gay*  
Chairman

ATTEST:

COMMISSIONERS CONCURRING:

*Jack Remans*

*Terence L. Kuback*  
Secretary