

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of)	Application No. C-223
Russell A. Genung, Juniata, Nebraska,)	
for authority to receive telephone ser-)	DENIED
vice from the Lincoln Telephone Company.)	
)	Entered: May 25, 1982

APPEARANCES: For the protestant Glenwood
Telephone Membership Corporation
Charles Hastings, Attorney
P.O. Box 1044
Hastings, Nebraska

OPINION AND FINDINGS

BY THE COMMISSION:

By application filed January 12, 1982, Russell A. Genung, Juniata, Nebraska seeks authority to receive telephone service from the Juniata exchange of The Lincoln Telephone and Telegraph Company.

Copies of the application were served upon The Lincoln Telephone and Telegraph Company and Glenwood Telephone Membership Corporation.

Pursuant to notice required by law, public hearing was held on the application on April 30, 1982, at 10:00 a.m. in the Adams County Court House, Hastings, Nebraska with appearance as set forth above.

Upon consideration of the application, the evidence adduced at the hearing and being fully advised, the Commission is of the opinion and finds that:

1. Applicant is an individual residing within the Roseland service area of Glenwood Telephone Membership Corporation. The legal description of applicant's residence is: Northwest quarter of the Northwest quarter of Section 31, Township 7 North, Range 10 West, Adams County, Nebraska.

2. The Lincoln Telephone and Telegraph Company is a common carrier under the jurisdiction of this Commission and owns and operates a telephone exchange at Juniata, Nebraska.

3. Glenwood Telephone Membership Corporation is a common carrier under the jurisdiction of this Commission and owns and operates a telephone exchange at Blue Hill, Nebraska serving the Roseland area, among others. Glenwood Telephone Membership Corporation protests the granting of this application.

4. Mrs. Genung testified that they have lived at their present location for about six weeks, that there is no telephone service at that location and that they would prefer Juniata service. They lease the property where they live, which is owned by the Little Blue Natural Resources District. She indicated that most of their business and social contacts would be in Hastings, which would be a toll call if they had Glenwood service.

5. Roger Hoffman, Assistant Manager of Glenwood Telephone Membership Corporation testified that the applicant's residence was within Glenwood's service area, that Glenwood was ready willing and able to provide service to the applicants if requested and that there would be no construction charge. Glenwood's nearest subscriber is across the corner northwest of the applicants, one-fourth mile away. Mr. Hoffman also indicated that Glenwood offers its subscribers the Optional Calling Plan which allows toll calls up to 25 miles at a reduced rate.

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6. The Nebraska Statutes sets forth the requirements which each applicant must establish before the Commission may grant applications such as this. We find that the applicant has failed to establish that the existing service of Glenwood Telephone Membership Corporation is inadequate.

7. The application should be denied.

ORDER

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-223 be and it is hereby denied.

MADE AND ENTERED at Lincoln, Nebraska, this 25th day of May, 1982.

NEBRASKA PUBLIC SERVICE COMMISSION

Harold D. Simpson
Chairman

ATTEST:

Terrence L. Hubert
Executive Secretary

COMMISSIONERS CONCURRING:

Quane D. Gay