

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the matter of the application of the)	Application No. C-276
Western Union Telegraph Company, Upper)	
Saddle River, New Jersey, for authority)	GRANTED
to cancel Tariff N.P.S.C. No. 1.)	
)	Entered: November 5, 1982

APPEARANCES: For the Applicant
Kenneth Gross, Attorney
1828 L Street
Washington, D.C.

OPINION AND FINDINGS

BY THE COMMISSION:

By its application filed July 9, 1982, The Western Union Telegraph Company, Upper Saddle River, New Jersey, seeks authority to cancel Tariff N.P.S.C. No. 1.

Notice of the filing of the application was published pursuant to the provisions of the Commission's Rules and Regulations. No protest to the application was filed.

Pursuant to notice required by law, public hearing was held on the application on October 12, 1982 at 1:30 p.m. in the Commission Hearing Room, Lincoln, Nebraska with appearance as set forth above.

Attached to the application and incorporated herein by reference are copies of the following proposed tariff sheets:

Supplement No. 1
107th Revised Page 1

Applicant seeks to cancel its Nebraska Intrastate Tariff as a result of the enactment by the United States Congress of the Record Carrier Competition Act of 1981 (RCCA). This law preempts all state regulation of record communication service.

Upon consideration of the application and attending circumstances and being fully advised, the Commission is of the opinion and finds that the application is fair and reasonable, is in the public interest and should be granted.

ORDER

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-276 be and it is hereby granted and The Western Union Telegraph Company be and it is hereby authorized to cancel its tariff N.P.S.C. No. 1.

MADE AND ENTERED at Lincoln, Nebraska, this 5th day of November, 1982.

NEBRASKA PUBLIC SERVICE COMMISSION

Harold D. Simpson
Chairman

ATTEST:

COMMISSIONERS CONCURRING:

Terence L. Kubicek
Secretary