

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the matter of the application of) Ainsworth Communications & Electronics,) Inc., O'Neill, Nebraska, for approval) of the Acquisition of a portion of the) Assets and Service Area of Charles P.) Oden, doing business as Nebraska Radio) Telephone Systems.)	Application No. C-377 GRANTED Entered: July 26, 1983
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APPEARANCES: For the applicant
Richard A. Peterson, Attorney
P.O. Box 81849
Lincoln, Nebraska

OPINION AND FINDINGS

BY THE COMMISSION:

By application filed March 24, 1983, Ainsworth Communications & Electronics, Inc., O'Neill, Nebraska, seeks approval of acquisition of a portion of the assets and service area of Charles P. Oden, d/b/a/ Nebraska Radio Telephone Systems.

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 June 21, 1983 at 8:00 a.m. in the Commission Hearing Room, Lincoln, 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, Ainsworth Communications & Electronics, Inc. is a Nebraska corporation with its principal place of business in O'Neill, Nebraska. It is presently a Motorola communications equipment sales and service facility.

2. Charles P. Oden, d/b/a Nebraska Radio Telephone Systems is a sole proprietorship with its principal place of business as a radio common carrier with operations in O'Neill, Norfolk, Fremont, Grand Island and Lincoln, Nebraska. At O'Neill Mr. Oden is authorized to serve subscribers having a business or residence located in portions of Holt and Boyd counties served by Northwestern Bell Telephone Company.

3. Applicant and Mr. Oden have entered into an agreement for the purchase by applicant of the radio communication facilities of Mr. Oden in O'Neill, Nebraska. A copy of said agreement is attached to the application and incorporated herein by reference.

4. David L. McCain is president and treasurer of the applicant and he and his wife own all of the stock in the corporation. Mr. McCain holds a first class FCC license and has nine years experience in repairs and servicing of two-way radio equipment.

5. Customer service and sales for the O'Neill area is presently conducted from the Grand Island office of Nebraska Radio Telephone Systems. Applicant's place of business is about one mile from the O'Neill base station and applicant would be able to promptly serve O'Neill subscribers.

6. A copy of applicant's balance sheet for March 15, 1983 is attached to the application and shows that applicant is financially sound.

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7. 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-377 be and it is hereby granted and Ainsworth Communications & Electronics, Inc. be and it is hereby authorized to acquire that portion of the assets of Charles P. Oden d/b/a Nebraska Radio Telephone Systems serving O'Neill, Nebraska, as set forth in the purchase agreement referred to in the Opinion and Findings herein.

IT IS FURTHER ORDERED that this order be and it is hereby made the Commission's Official Certificate of Public Convenience and Necessity to applicant to operate as a radio common carrier serving subscribers having a business or residence located in portions of Holt and Boyd counties served by Northwestern Bell Telephone Company.

IT IS FURTHER ORDERED that applicant and Charles P. Oden d/b/a Nebraska Radio Telephone Systems file appropriate tariffs.

MADE AND ENTERED at Lincoln, Nebraska, this 26th day of July, 1983.

NEBRASKA PUBLIC SERVICE COMMISSION

Harold D. Simpson
Chairman

ATTEST:

COMMISSIONERS CONCURRING:

Duane D. Gay

Terrence L. Kubicek
Executive Secretary