

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of )	Application No. C-472
Ainsworth Communications & Electronics, )	
Inc., O'Neill, Nebraska, for an Extension )	GRANTED IN PART
of Its Radio Common Carrier Service Area.)	
	Entered: April 17, 1984

APPEARANCES: For the applicant  
Richard A. Peterson, Attorney  
P.O. Box 81849  
Lincoln, Nebraska

OPINION AND FINDINGS

BY THE COMMISSION:

By its application filed November 16, 1983, Ainsworth Communications & Electronics, Inc., O'Neill, Nebraska seeks an extension of its radio common carrier service area.

Notice of the filing of the application was published pursuant to the provisions of the Commission's Rules and Regulations. A protest to the application was filed by Norman Nielsen of Inman, Nebraska.

Pursuant to notice required by law, public hearing was held on the application on February 9, 1984 at 9:00 a.m. in the Courthouse, O'Neill, Nebraska with appearance as shown.

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 a Nebraska corporation with its principal place of business at O'Neill, Nebraska. It is authorized by this Commission to operate as a radio common carrier serving subscribers having a business or residence in the portions of Holt and Boyd Counties served by Northwestern Bell Telephone Company.
2. Applicant seeks to extend its authorized service area to include all points in Holt, Boyd, Keya Paha, Rock and Brown Counties, Nebraska.
3. Applicant does not feel that its present system provides adequate coverage of its area. The present tower and base at O'Neill provides only two-way service and coverage to the north is spotty. It is proposed to install a new system in O'Neill in 1984 including a paging terminal. The existing O'Neill base station will be moved to a site northeast of Atkinson, Nebraska in order to provide adequate coverage in northern Holt County and in Boyd County.
4. Applicant also proposes to install a tower and base for two-way mobile at Ainsworth in 1985.

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5. Twelve witnesses testified that they were interested in using applicant's proposed service, eleven of them in the O'Neill-Butte-Spencer area and one in the Ainsworth area.

6. Protestant has been granted authority to operate as a radio common carrier in the Bloomfield and Neilgh areas. He was concerned about compatibility between his proposed systems, which are to be UHF and the applicant's systems, which are to VHF.

7. Applicant should be allowed to extend its system as proposed by adding a tower and base northeast of Atkinson to serve the Holt and Boyd County areas. Applicant should proceed to get that system installed and operating before adding a third location at Ainsworth. That part of its application covering Rock, Brown and Keya Paha Counties should be denied without prejudice to again seek authority.

8. The application should be granted in part and the applicant should be authorized to provide radio common carrier service in Holt and Boyd Counties through a tower and base located northeast of Atkinson, Nebraska, said service to be installed within two years from the date of this order.

ORDER

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that application No. C-472 be and it is hereby granted in part and Ainsworth Communications & Electronics, Inc. be and it is hereby authorized to operate as a radio common carrrier in Holt and Boyd Counties as set forth 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 offer radio common carrier service in Holt and Boyd Counties.

IT IS FURTHER ORDERED that the authority granted herein will expire two years from the date of this order in the event the service proposed has not been installed, unless said authority is extended by the Commission.

IT IS FURTHER ORDERED that extension of applicant's authority into Rock, Brown and Keya Paha Counties be and it is hereby denied.

MADE AND ENTERED at Lincoln, Nebraska, this 17th day of April, 1984.

NEBRASKA PUBLIC SERVICE COMMISSION

*Harold D. Simpson*  
Chairman

ATTEST:

*Terence L. Kubert*  
Executive Secretary

COMMISSIONERS CONCURRING:

*Duane D. Gay*