

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

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| In the matter of the application of) | Application No. C-502 |
| Mid-State Systems, Inc., McCook,) | |
| Nebraska, application for Certificate) | GRANTED IN PART |
| of Public Convenience and Necessity.) | |
| | Entered: October 17, 1984 |

APPEARANCES

For the applicant
Stanley Goodwin, Attorney
P.O. Box 100
McCook, Nebraska 69001

For the protestant
Cambridge Telephone Company
Eric B. Eisenhart, Attorney
303 Nelson
Cambridge, Nebraska 69022

For the protestant
Arapahoe Telephone Company
Robert F. Craig, Attorney
10306 Regency Parkway Drive
Omaha, Nebraska 68114

OPINION AND FINDINGS

BY THE COMMISSION:

By its application filed April 17, 1984, Mid-State Systems, Inc., McCook, Nebraska seeks a Certificate of Public Convenience and Necessity

Notice of the filing of the application was published pursuant to the provisions of the Commission's Rules and Regulations. Protests were filed by Cambridge Telephone Company and Arapahoe Telephone Company.

Pursuant to notice required by law, public hearing was held on June 21, 1984 at 10:00 a.m. at the City Hall, Cambridge, Nebraska with appearances 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 McCook, Nebraska. It is engaged in the communications business as a radio common carrier at McCook, Imperial, Trenton and Hayes County, Nebraska.
2. Applicant now seeks authority to provide radio common carrier service to subscribers at Cambridge and Bartley, Nebraska.
3. Protestant, Cambridge Telephone Company furnishes telephone service to subscribers at Cambridge and Bartley, Nebraska. It does not furnish mobile radio or paging service at this time.

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4. Protestant, Arapahoe Telephone Company, furnishes telephone service to subscribers at Arapahoe, Hendley and Holbrook, Nebraska and offers mobile and paging service to its subscribers.

5. Stan Davis, President of Mid-State Systems testified that the service proposed for Cambridge consisted of a direct dial simplified mobile telephone service and the same type of paging system as is used in McCook.

6. Mr. Davis has visited with potential subscribers and has signed applications from five such potential subscribers.

7. The applicant is financially and technically qualified to operate the proposed system.

8. Applicant has no potential subscribers in Arapahoe Telephone Company's service area and has indicated that it was unlikely that Arapahoe area subscribers would be interested in the service.

9. The application is fair and reasonable and should be granted in part. The authority granted should exclude service to subscribers having businesses or residences located in the area served by Arapahoe Telephone Company.

ORDER

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-502 be and it is hereby granted in part and Mid-State Systems, Inc. be and it is hereby authorized to offer mobile radio and paging service to subscribers having businesses or residences within a thirty-five mile radius of Cambridge, except those subscribers located in the area served by Arapahoe Telephone Company.

IT IS FURTHER ORDERED that this order be and it is hereby made the Commission's Official Certificate of Public Convenience and Necessity to provide the service authorized herein.

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

NEBRASKA PUBLIC SERVICE COMMISSION

Harold D. Simpson
Chairman

ATTEST:

Ronda Sue Kucera
Acting Executive Secretary

COMMISSIONERS CONCURRING:

Duane D. Gay