

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the matter of the application of
Answer Omaha, Inc., Omaha, Nebraska,
to Provide Radio Paging Service.

) Application No. C-509

) DENIED

) Entered: December 11, 1984

APPEARANCES: For the applicant
Warren Zweiback, Attorney
10250 Regency Circle
Omaha, Nebraska 68114

For the protestant,
A.T.S. Mobile Telephone, Inc.
Donald H. Erickson, Attorney
10330 Regency Parkway Drive
Omaha, Nebraska 68114

OPINION AND FINDINGS

BY THE COMMISSION:

By its application filed May 10, 1984, Answer Omaha, Inc., Omaha, Nebraska seeks to provide radio paging service.

Notice of the filing of the application was published pursuant to the Commission's Rules and Regulations. A protest was filed by A.T.S. Mobile Telephone, Inc.

Pursuant to notice, public hearing was held on the application on August 10, 1984 at 9:30 a.m. in the Board of Equalization Room, Omaha-Douglas Civic Center, Omaha, 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 Omaha, Nebraska it is engaged in the telephone answering business and is also authorized by this Commission to resell paging service as a common carrier.

2. Protestant is a radio common carrier furnishing service at Omaha, Nebraska.

3. Applicant presently resells the tone only and digital paging service of Advanced Paging System, Inc. In order to also provide tone and voice paging, applicant seeks a Certificate of Public Convenience and Necessity to offer paging service in the Omaha area over its own facilities.

4. One potential subscriber testified in support of the application: the Communications Coordinator of Nebraska Methodist Hospital in Omaha. Her testimony was that the tone and voice pagers of A.T.S. did not work reliably in all areas of the hospital. This problem would be solved by the applicant placing his antenna on the hospital building.

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5. Before it may grant this application, the Commission must find that the existing service is inadequate and will not be adequate in a reasonable time. Applicant has failed to establish this. The needs of Nebraska Methodist Hospital can best be served by a private paging system. Radio common carrier service is not required to meet that need.

6. The application should be denied.

ORDER

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that application No. C-509 be and it is hereby denied.

MADE AND ENTERED at Lincoln, Nebraska this 11th day of December, 1984.

NEBRASKA PUBLIC SERVICE COMMISSION

Harold D. Simpson
Chairman

ATTEST:

COMMISSIONERS CONCURRING:

Donald Adams
Executive Secretary