

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the matter of the application)	Application No. C-595
of Northwestern Bell Telephone)	
Company, Omaha, Nebraska, for)	
authority to Adjust the Rates and)	ORDER TO SHOW CAUSE
Charges for Telephone Service)	
Furnished by it in the State of)	
Nebraska.)	Entered: October 8, 1986

BY THE COMMISSION:

OPINION AND FINDINGS

This matter comes on for consideration upon the affidavit and application of Herbert J. Sherdon for an order to show cause and request for hearing.

On September 16, 1986 this Commission entered its order in this matter in which it granted in part the rate application of Northwestern Bell Telephone Company (NWB). That order was mailed September 16, 1986. Paragraph 49 of that order required NWB to file for Commission approval a schedule of rates designed to produce additional revenue of \$6,158,675 and a plan of refund. Section 75-134 R.R.S 1943, as amended, provides that commission rate orders shall go into effect ten days after the date of mailing of a copy of the order to the parties of record unless the commission prescribes a later effective date.

On September 22, 1986 NWB perfected its appeal of the September 16th order to the Supreme Court. Section 75-139 R.R.S. 1943, as amended, provides that a carrier may put into effect rate increases granted in part while appealing that part which was denied.

The Commission finds that NWB has failed to comply with the Commission's order of September 16, 1986 in that it has not filed a schedule of rates designed to produce the additional annual revenue granted by the Commission.

NWB should show whether it proposes to put into effect the rate increase granted by the Commission pursuant to 75-139, R.R.S. 1943, as amended, or whether it proposes to continue to charge the rates in effect prior to this application. Having failed to provide the rate plan pursuant to the September 16, 1986 order, NWB should show cause, if any there be, why the Commission should not invoke its power under Sections 75-125 and 75-140 R.R.S. 1943, as amended. Hearing on the order should be set October 21, 1986 at 2 p.m. in the Commission Hearing Room.

ORDER

IT IS THEREFORE ORDERED that Northwestern Bell Telephone Company be, and it is hereby, ordered to comply with the Commission's order of September 16, 1986 or show cause, if any there be, why the Commission should not invoke its power under Sections 75-125 and 75-140 R.R.S. 1943, as amended.

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IT IS FURTHER ORDERED that hearing on the foregoing order to show cause be, and it is hereby, set for October 21, 1986 at 2 p.m. in the Commission Hearing Room, 301 Centennial Mall South, Lincoln, Nebraska.

MADE AND ENTERED at Lincoln, Nebraska this 8th day of October, 1986.

NEBRASKA PUBLIC SERVICE COMMISSION

Bob Brayton

Chairman

ATTEST:

Donald Adams

Executive Secretary

COMMISSIONER'S CONCURRING:

//s//Bob Brayton
//s//Duane D. Gay
//s//James F. Munnelly
//s//Eric Rasmussen
//s//Harold D. Simpson