

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Commission on) Application No. C-856
its own motion to determine the)
boundary between the McCool exchange)
of The Lincoln Telephone Company and) BOUNDARY DETERMINED
the Henderson exchange of the)
Henderson Cooperative Telephone)
Company.) Entered: April 16, 1991

OPINION AND FINDINGS

BY THE COMMISSION:

By docket opened August 7, 1990, the Commission on its own motion seeks to determine the boundary between the McCool exchange of The Lincoln Telephone and Telegraph Company and the Henderson exchange of the Henderson Cooperative Telephone Company.

Both The Lincoln Telephone and Telegraph Company and the Henderson Cooperative Telephone Company were notified of this docket and directed to propose a revised boundary which will eliminate the duplicate service area.

Both telephone companies have agreed that the area in question should be included in the Henderson exchange of the Henderson Cooperative Telephone Company and one customer, Mr. James Labart, should be allowed to continue to receive telephone service from the McCool exchange. If the customer moves or sells the property or business or the existing service is disconnected for any other reason then new service must be provided solely by the Henderson Cooperative Telephone Company, the only exception being that service may be transferred to another family member who is a member of the household at that time.

Mr. Labart was notified of this proposal by certified mail on March 12, 1991, and given 30 days in which to request a public hearing. No response has been received.

Upon consideration of the docket and being fully advised, the Commission is of the opinion and finds that a boundary has been agreed upon by all parties which will eliminate the duplicate service area in question between the McCool and Henderson exchanges. Both telephone companies should be ordered to file revised service area maps showing the area in question to be in the Henderson exchange and that Mr. James Labart be grandfathered to receive service from the McCool exchange.

ORDER

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that a boundary be determined in docket No. C-856 which

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will eliminate the duplicate service area in question between the McCool and Henderson exchanges.

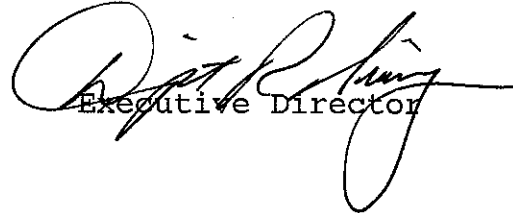
IT IS FURTHER ORDERED that revised service area maps be filed by The Lincoln Telephone and Telegraph Company and the Henderson Cooperative Telephone Company showing the area in question to be in the Henderson exchange with a note on the maps indicating that service to Mr. James Labart is grandfathered from the McCool exchange.

MADE AND ENTERED at Lincoln, Nebraska this 16th day of April, 1991.



NEBRASKA PUBLIC SERVICE COMMISSION


Chairman

ATTEST:


Executive Director

COMMISSIONERS CONCURRING:

//s//Frank E. Landis, Jr.
//s//James F. Munnelly
//s//Eric Rasmussen