

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) Application No. C-1059  
of Charles and Judith Koch, )  
Hershey, Nebraska for authority to ) GRANTED  
receive telephone service from the )  
Hershey Cooperative Telephone )  
Company. ) Entered: May 17, 1994

O P I N I O N   A N D   F I N D I N G S

BY THE COMMISSION:

By application filed March 10, 1994, Charles and Judith Koch, of Hershey, Nebraska, seek authority to receive telephone service from the Hershey Cooperative Telephone Company.

Pursuant to notice required by law, a copy of the application was served upon Great Plains Communications, Inc. (GPC) and Hershey Cooperative Telephone Company (Hershey). GPC filed a Protest against the Application on April 11, 1994. GPC subsequently, on May 2, 1994, filed a Motion with this Commission seeking leave to withdraw its Protest. Leave was granted on May 3, 1994, to do so. Thus, the application will be processed according to the Commission's modified procedure rule as allowed under 018.03 of the Rules of Commission Procedure. Consent to this application was received from Hershey.

Upon consideration of the application, the letter of consent and withdrawal of protest, and being fully advised, the Commission is of the opinion and finds that:

1. Applicant resides within the Sutherland exchange of GPC and desires to receive telephone service from the Hershey exchange of Hershey. The legal description of the location of which applicant desires telephone service is: SE 1/4 of Section 35, Township 14N, Range 33W in Lincoln County. The home is positioned on the boundary line between the two exchanges.

2. Hershey is a common carrier providing telephone service in the Hershey exchange.

3. GPC is a common carrier providing telephone service in the Sutherland exchange.

4. The application is economically sound and will not impair the capability of the telephone companies affected to serve the remaining subscribers in the affected exchanges.

5. The application states that no service is currently being received from GPC, and therefore, no facility of GPC would be rendered valueless by the granting of the application. We,

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therefore, find that there is no loss of investment to GPC. Applicant has indicated a willingness to pay construction charges to Hershey.

6. The application is fair and reasonable, is in the public interest and should be granted.

O R D E R

IT IS THEREFORE ordered by the Nebraska Public Service Commission that Application No. C-1059 be and it is hereby granted and that Charles and Judith Koch of Hershey, Nebraska be and are hereby authorized to receive telephone service from the Hershey exchange of the Hershey Cooperative Telephone Company.

IT IS FURTHER ORDERED that Great Plains Communications, Inc. and Hershey Cooperative Telephone Company file appropriate revised service area maps with the Commission.

MADE AND ENTERED in Lincoln, Nebraska this 17th day of May, 1994.

NEBRASKA PUBLIC SERVICE COMMISSION

Commissioners Concurring:

*Duane D. Gray*

//s//Rod Johnson

//s//Frank E. Landis, Jr.

//s//James F. Munnely

ATTEST:

*James E. Landis*  
Chairman

*James E. Landis*  
Executive Director