

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-1093
of Hertz Technologies, Inc., of)
Oklahoma City, Oklahoma, seeking)
authority to amend its Certificate) GRANTED
of Public Convenience and Necessity)
to include intraLATA interexchange)
service.) Entered: September 13, 1994

PRELIMINARY MATTERS

By application filed August 4, 1994, Hertz Technologies Inc., of Oklahoma City, Oklahoma, seeks authority to amend its Certificate of Public Convenience and Necessity to operate as an intrastate interexchange intraLATA reseller of telecommunications services. Notice was published in the Omaha Daily Record on August 8, 1994. No protests to the application were received; therefore, the matter will be processed pursuant to the Commission's Rule of Modified Procedure (see Title 291, Ch. 1, Rule 018.03).

BY THE COMMISSION

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

Upon consideration of the application, the governing statutes and rules, and being fully informed, the Commission is of the opinion and finds:

Hertz Technologies Inc., of Oklahoma City, Oklahoma was granted a Certificate of Public Convenience and Necessity to operate as an intrastate interexchange interLATA reseller of telecommunication services on July 22, 1993 in Application Number C-988. Since that time, the company has been conducting business according to the Commission's Rules and Regulations. Furthermore, no complaints have been rendered against the company since it was granted operating authority.

The company utilizes AT&T, WilTel and MCI as underlying carriers. As the applicant operates as a "switchless" reseller, facilities will not be located in Nebraska

Services will be provided statewide, as well as on an interstate and international basis. Specifically, Message Telecommunications Service, Wide Area Telecommunications Service, direct dial 800 service, and data transmission service and other services designed primarily for business users will be offered. Rates will be as posted in the tariff which is already on file.

Financially, the applicant is in good standing. Hertz Technologies is a wholly owned subsidiary of The Hertz

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Corporation. Financial statements were offered in the application, and the Form 10-K demonstrates that The Hertz Corporation is able to provide ample resources for its subsidiary to expand its service offerings to include intraLATA authority.

Based on the application and the exhibits, 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-1093 be, and it is hereby, granted and Hertz Technologies, Inc. of Oklahoma City, Oklahoma is hereby authorized to operate as a resale carrier of intrastate interexchange intraLATA telecommunications services, as well as interLATA services, within the state of Nebraska.

IT IS FURTHER ORDERED that the applicant shall file, in accordance with the applicable statutes, an annual report with this Commission consisting of (a) a copy of any report filed with the Federal Communications Commission, (b) the annual report to stockholders, and (c) for the State of Nebraska on a combined interstate-intrastate basis, the investment in telephone plant and equipment located within the state, accumulated depreciation thereon, operating revenues, operating expenses and taxes.

IT IS FURTHER ORDERED that applicant file an updated tariff prior to offering service pursuant to the certificate granted in this order.

IT IS FINALLY ORDERED that this order be, and it is hereby made the Commission's official certificate of authority to furnish the service authorized herein as a common carrier.

MADE AND ENTERED at Lincoln, Nebraska this 13th day of September, 1994.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Daniel G. Mueller

//s//Duane D. Gay
//s//Rod Johnson
//s//Frank Landis, Jr.
//s//James F. Munnelly

Frank Landis, Jr.
Chairman

ATTEST:

John R. King
Executive Director