

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-1122
of TCI Communications Inc., of)
Sioux Falls, South Dakota seeking)
authority to expand their oper-)
ations to operate as a resale) GRANTED
carrier of intrastate interLATA)
and intraLATA telecommunications)
services within the state of Ne-)
braska.) Entered November 29, 1994

PRELIMINARY MATTERS

By application filed October 24, 1994, TCI Communications Inc., (TCI) of Sioux Falls, South Dakota seeks authority to amend their Certificate of Public Convenience and Necessity to operate as a resale carrier of intrastate interLATA and intraLATA telecommunications services within the state of Nebraska. TCI was granted authority to operate in Nebraska pursuant to C-888, as an operator service provider. Notice of this application was published in the Omaha Daily Record on October 26, 1994. No protests to the application were received; therefore, we will process this matter according to the Commission's Rule of Modified Procedure (see Title 291, NAC Ch. 1, Rule 018.03).

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:

TCI obtained authority to operate as a telecommunications service provider on August 6, 1991 pursuant to Application No. C-888. C-888 specifically authorized TCI to provide operator services throughout the state of Nebraska. The present application requests that the certificate of authority be amended to also provide 1+ direct dialed and travel card services. Businesses throughout the state will be targeted as potential customers. Billing and collection will be handled by TCI, and an 800 number will be printed on the bills to answer any customer questions. No advance payments or deposits will be required.

Services will be provided through underlying carriers such as AT&T, Sprint, MCI, WilTel, and LDDS. Currently, TCI is authorized to provide intrastate service in Colorado, Illinois, Iowa, Minnesota, Montana, North Dakota, South Dakota and Utah. No further applications are pending at this time. No formal complaints or investigatory proceedings have been initiated against TCI.

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Based on the testimony, the exhibits and the proposed tariff, the applicant submitted the requisite information, is technically competent and is financially able to provide services; therefore 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-1122 be, and it is hereby, granted and TCI Communications Inc. of Sioux Falls, South Dakota is hereby authorized to operate as a resale carrier of intrastate interexchange interLATA and intraLATA telecommunications services within the state of Nebraska, including operator services.

IT IS FURTHER ORDERED that the applicant shall continue to 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 the 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 29th day of November, 1994.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Daniel S. Unwill
Duane D. Lay
 //s//Rod Johnson
 //s//Frank E. Landis
 //s//James F. Munnelly

John S. Anderson
 Chairman

ATTEST:

John B. Williams
 Deputy Director