

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-1133
of Steven and Mar-lynn Knigge, of)
Kimball, Nebraska, seeking authority)
to receive telephone service from) DISMISSED
the Kimball exchange of the)
Sprint/United Telephone Company.) Entered: May 28, 1996

PRELIMINARY MATTERS

Steven and Mar-lynn Knigge (the Applicants) of Kimball, Nebraska filed an application to revise the boundary between the Dalton Telephone Company (Dalton) and Sprint/United Telephone Company on December 5, 1994. Specifically, the applicants requested a boundary change be made so as to allow them to obtain service from the Kimball exchange served by Sprint/United, as opposed to the service they currently receive from the Dalton Telephone Company in the Dix exchange.

Notice of the application was published in the Omaha Daily Record on December 6, 1994 pursuant to the Commission's Rules and Regulations. A protest was received from Dalton on January 4, 1995. Dalton also served interrogatories on the Applicants, requesting responses be filed within thirty (30) days from January 4, 1995. The Applicants provided answers to Dalton's legal counsel on or about March 14, 1995.

On May 2, 1995, the Commission granted the Applicant's joint request that the application be held in abeyance. The Commission's order authorizing abeyance stated that additional information was being collected concerning an Extended Area Service request for the respected area. Furthermore, the Commission ordered that either Dalton Telephone Company or Steven and Mar-lynn Knigge be allowed to lift the abeyance and request a hearing on this application at any time.

BY THE COMMISSION

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

The Dalton Telephone Company and Sprint/United Telephone Company are local exchange carriers operating in Nebraska and are subject to the Commission's general regulation of common carriers. This application is governed specifically by Neb. Rev. Stats. 75-604 to 75-616 (1994 Cum Supp).

On May 20, 1996 the Commission received a request by the applicant, Steven Knigge, through his attorneys, that this application be dismissed without prejudice.

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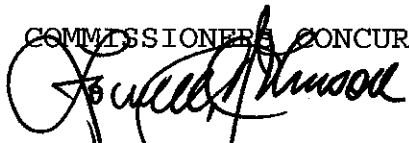
Upon consideration of the motion and being fully advised, the Commission is of the opinion and finds the request is reasonable, is in the public interest and should be granted.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-1133 be dismissed.

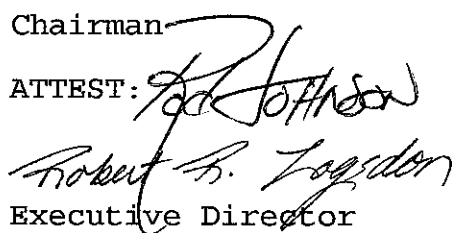
MADE AND ENTERED at Lincoln, Nebraska this 28th day of May, 1996.

COMMISSIONERS CONCURRING:


//s//Rod Johnson
//s//Frank E. Landis
//s//James F. Munnelly

Chairman

ATTEST:


Executive Director