

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-1221
of US Telcom Group, Inc. of)
Portland, Oregon seeking author-)
ity to operate as a resale com-) DISMISSED
mon carrier of telecommunications)
services within the state of)
Nebraska.) Entered: October 16, 1995

PRELIMINARY MATTERS

On August 7, 1995, the applicant, US Telcom Group, Inc. of Portland, Oregon filed an application with the Commission for authority to transact business as a reseller of interexchange telecommunications in the State of Nebraska. Notice of the application was published in the Omaha Daily Record on August 9, 1995. No protests to the application were received.

BY THE COMMISSION

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

Based on rules, regulations and state statutes, all intrastate telecommunication providers must obtain a Certificate of Public Convenience and Necessity prior to operating within Nebraska. Nebraska Revised Statutes, 86-805 (Reissue 1994) and 75-604 (Cum. Supp. 1994), state that the Commission may issue a certificate authorizing any telecommunication company to offer and provide interLATA and intraLATA interexchange services. These statutes go on to provide that no person, firm, partnership, limited liability company, corporation, cooperative or association shall offer any telecommunications services without first making an application for and receiving from the Commission a Certificate of Public Convenience and Necessity.

US Telcom Group, Inc. filed an application with the Commission seeking a Certificate of Public Convenience and Necessity on August 7, 1995. Since filing, US Telcom Group has requested in writing that the Commission withdraw its application without prejudice.

After consideration of the request and being fully advised in the premises, the Commission is of the opinion and finds the request reasonable and that Application C-1221 may be withdrawn.

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O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application C-1221, filed by US Telcom Group, Inc. be, and it is hereby, withdrawn.

IT IS FURTHER ORDERED that the defendant shall not provide intrastate interexchange intraLATA and interLATA services in the state of Nebraska until granted a Certificate of Public Convenience and Necessity.

MADE AND ENTERED at Lincoln, Nebraska, this 16th day of October, 1995.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

[Signature]
//s//Rod Johnson
//s//Frank E. Landis
//s//James F. Munnelly
//s//Daniel G. Urwiller

[Signature]
Chairman

ATTEST:

[Signature]
Executive Director