

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of)	Application No. C-1244
subscribers of Hoskins exchange)	
served by the Pierce Telephone)	
Company Nebraska seeking authority)	WITHDRAWN
to receive telephone service from)	
the Norfolk Exchange served by US)	
West Communications.)	Entered: August 20, 1996

PRELIMINARY MATTERS

Jerry & Renee Bauer, Lonny & Jeanne Timperley, Dave & Charlotte Reifert, Tom Marks, Keith Gradert, Myron Wagner, Randy & Dorinda Janke, Alan Strong, George Meyer, Justin Fauss, Dave & Donna Lichtenberg, Jerry & Karen Zimmerman, James & Pamela Speidel, Alan & Marie Rundell, Mike Krueger, Rudolph Pavlik, Anthony Wehrer, David Johnson, Robert Hoffman, Mike & Lori Miller, Larry Beltz & Raymond Walker of Norfolk, filed an application on November 29, 1995. Applicants requested the boundary change so that they could change their telephone company from the Pierce Telephone Company to the US West Norfolk Exchange. Notice of the application was published in the Omaha Daily Record on October 11, 1995 pursuant to the Commission's Rules and Regulations.

BY THE COMMISSION

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

The Pierce Telephone Company and US West Communications 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. Sec. 75-604 to 75-616 (1994 Reissue). The Pierce Telephone Company filed a protest to the application and a motion to dismiss on November 17, 1995.

An oral argument was held on the motion to dismiss on May 20, 1996. The motion was sustained in part on May 21, 1996.

A pre-hearing conference was held on July 29, 1996 to clarify issues, witnesses and procedures. A hearing set for August 15, 1996, at the Northeast Community College in Norfolk, Nebraska, was postponed at the request of the applicants' attorney. By letter dated August 14, 1996, the applicants' attorney requested the Commission withdraw the application from further consideration.

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The applicants requested the application be withdrawn due to the substantial cost that would be incurred to reimburse Pierce Telephone Company and to pay US West Communications for construction.

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 The application is withdrawn.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-1244 be, and it is hereby, withdrawn.

MADE AND ENTERED at Lincoln, Nebraska this 20th day of August, 1996.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:



//s//Red Johnson

//s//Frank E. Landis

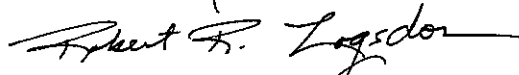
//s//James F. Munnelly

//s//Daniel G. Urwiller

Chairman



ATTEST:



Executive Director