

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application     ) Application No. C-1259  
of Excel Telecommunications, Inc.     )  
of Dallas, Texas seeking authority    )  
to provide intraLATA telecommuni-     ) GRANTED  
cations services within the state     )  
of Nebraska.                             ) Entered: December 5, 1995

PRELIMINARY MATTERS

On November 1, 1995, an application was filed by Excel Telecommunications, Inc. of Dallas, Texas for authority to amend its Certificate of Public Convenience and Necessity to provide intraLATA telecommunications services within the state of Nebraska. Notice of the application was published in the Omaha Daily Record on November 2, 1995. No protests were received; therefore, we will process this application pursuant to the Commission's Rule of Modified Procedure.

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

Excel Telecommunications, Inc. (Excel) obtained a Certificate of Public Convenience and Necessity from the Commission pursuant to Application C-885 on July 30, 1991. That application solely requested authority to provide interLATA telecommunications services within the state of Nebraska.

Excel currently provides telecommunications services to both business and residential customers throughout the state. At this time, no formal or departmental complaints are pending against Excel.

The applicant hopes it will be able to to expand its customer base by offering subscribers the ability to place intraLATA calls, as well as interLATA calls. The company also intends to offer a travel card to the public in the future.

There are no present plans to install or construct any facilities to implement the additional service requested herein. No changes are anticipated with the expansion of this additional authority.

Upon consideration of the application, the governing statutes and rules, and being fully informed, the Commission is of the opinion and finds the Certificate of Public Convenience and Necessity previously issued to Excel Telecommunications, Inc. is hereby amended to include intrastate interexchange intraLATA service.

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O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application C-1259 be, and it is hereby granted and the Certificate of Public Convenience and Necessity previously issued to Excel Telecommunications, Inc. of Dallas, Texas in C-885 is hereby amended to include intrastate interexchange intraLATA telecommunications services.

IT IS FURTHER ORDERED that Excel shall continue to file annually, in accordance with the applicable statutes, a report with this Commission consisting of (a) a copy of any reports filed with the Federal Communications Commission (FCC) and the Securities and Exchange Commission (SEC), (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, expenses and taxes by April 30th of each year.

IT IS FINALLY ORDERED that this order be and 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 5th day of December, 1995.

COMMISSIONERS CONCURRING: NEBRASKA PUBLIC SERVICE COMMISSION

//s//Lowell Johnson

//s//Rod Johnson

//s//Frank E. Landis

//s//James F. Munnelly

Vice Chairman

ATTEST:

Robert R. Lagsdor  
Executive Director