

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of ) Application No. C-1273  
the Nebraska Telephone Association )  
and its Members for Approval of Re- )  
vised Access Service Tariffs for ) MOTION TO BIFURCATE  
Nebraska Local Exchange Carriers and)  
for implementation of a State Sub- )  
scriber Line Charge. ) Entered: December 19, 1995

B A C K G R O U N D

This application was received by the Commission on December 8, 1995. The staff reviewed the application and deemed it incomplete, not ready for filing because not all tariffs were attached from affected telephone companies, including the proposed Lincoln Telephone Company intraLATA toll rates. The question of whether or when the application should be deemed filed was discussed at the Commission's executive session December 19, 1995, with attorneys for the Applicants present. Commission staff addressed the issues raised by its refusal to file the application as received when received. Pursuant to agreement among the parties, the additional tariffs requested by the staff were filed on or before December 22, 1995, and the application was deemed complete and was formally filed December 22, 1995. Notice of the filing was also sent to the Omaha Daily Record on that date with the notice to be published as soon as possible. Additional notice of the application was promulgated in the form of press releases to numerous newspapers in the state.

As discussed in open session December 19th, the staff is proceeding with its announced intention of bifurcating the issues raised by the inclusion in the application of two rate issues.

M O T I O N

The staff of the Public Service Commission in its ex officio responsibility to represent the public, and particularly the consumers in general, and the rate payers of the applicants move that the Commission bifurcate this application into two applications, i.e., (1) an application for intrastate access charges which should be adjudicated according to the effects they will have on the applicants among themselves; and (2) an application for subscriber line charges which should be addressed as rate increase applications as the line charges apply to the basic local service rates of each applicant.

Briefs concerning these matters have been prepared and submitted which cite the statutes and precedents relied upon by the staff in support of the foregoing motion.

Application No. C-1273

Page 2

Parenthetically, the staff suggests that in the event this motion is sustained, the public would be adequately notified and protest periods be established so that hearings on the access charge application could be held on February 15, 1995. The basic local service rate increase should be addressed after the order is entered on the access charge issue, after notice pursuant to Neb. Rev. Stat. 86-803.

N O T I C E

TO ALL PARTIES OF RECORD:

Argument on the foregoing motion will be heard January 8, 1996, at 1:30 p.m. in the Commission Hearing Room, 300 The Atrium, Lincoln, Nebraska, or as soon thereafter, as may be convenient for the Commission.

NEBRASKA PUBLIC SERVICE COMMISSION  
Telecommunications Department

By: Deonne Bruning  
Deonne Bruning, its Attorney

C E R T I F I C A T E   O F   S E R V I C E

The undersigned certifies that a copy of the foregoing motion and notice was served on the attorneys for the applicants by first class mail this 22nd day of December, 1995.

Deonne Bruning  
Deonne Bruning, Attorney  
Nebraska Public Service Commission  
300 The Atrium  
Lincoln, Nebraska