

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Commission, on its own motion, to establish a procedure for receiving and approving interconnection agreements pursuant to the "1996 Telecommunications Act.") APPLICATION NO. C-1326
)
) REQUEST FOR PRODUCTION
) DENIED
)
) ENTERED: JULY 2, 1996

APPEARANCES:

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BY THE COMMISSION:

OPINION AND FINDINGS

On February 8, 1996, Congress passed the Telecommunications Act of 1996. On February 29, 1996, AT&T filed its application for authority to provide local service in all Nebraska exchanges. AT&T also filed on March 15, 1996, a motion to require each local exchange carrier (LEC) to file with the Commission its interconnection agreements.

The Commission, on its own motion, on April 30, 1996, opened these proceedings to establish a procedure for receiving and approving interconnection agreements. Notice of this action was published pursuant to the rules of the Commission, comments were solicited, and argument was set for June 4, 1996. A progression order was entered May 28, 1996, restricting argument to the question of whether the Commission may require the production and filing of interconnection agreements and deferred for later consideration the issue of procedure.

Comments were filed and arguments thereon were heard June 4, 1996, with appearances as shown.

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From consideration of the comments and the arguments heard, the Commission finds that the Telecommunications Act is somewhat ambiguous and that the Federal Communications Commission is in the process of writing rules which are due to be published August 8, 1996. This Commission deems it the wiser course to temporarily deny AT&T's request for production of interconnection agreements of LECs at least until the FCC publishes its rules which may provide an interpretation of the act.

O R D E R

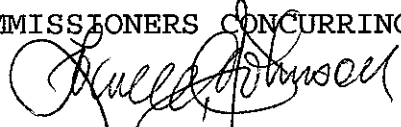
IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that the request of AT&T for the production and filing of interconnection agreements be, and it is hereby, denied.


IT IS FURTHER ORDERED that this order is a temporary order on a collateral issue and not subject to appeal.

MADE AND ENTERED at Lincoln, Nebraska, this 2nd day July, 1996.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:


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

Chairman 

ATTEST:


Executive Director