

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-1368
of NYNEX Long Distance Company,)
of New York, New York, seeking)
authority to operate as a resale) GRANTED
common carrier of telecommunica-)
tion services within the state of)
Nebraska.) Entered: September 24, 1996

APPEARANCES:

For the Applicant:
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206 So. 13th St. Suite 1500
Lincoln, Nebraska 68508

For the Commission Staff:
Hal Hasselbalch, Staff Attorney
300 The Atrium
Lincoln, Nebraska 68508

BY THE COMMISSION:

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

By application filed July 11, 1996, NYNEX Long Distance Company, of New York, New York, seeks authority to provide intraLATA and interLATA resold telecommunications services within the state of Nebraska. Notice of the application was published in the Daily Record, Omaha, Nebraska, on July 12, 1996, pursuant to the rules of the Commission. No protests were filed. Hearing on the application was held by video communication on September 16, 1996.

Applicant produced one witness, John J. Miller, who testified: He is vice president of marketing for applicant. Exhibit 3 is a copy of the application. It is correct except for a typographical error on paragraph 7; "Georgia" should be changed to "Nebraska". Exhibit 4 amends the application, Paragraph 5 showing a current list of states where applicant has obtained authority. NYNEX proposes to provide direct-dialed 1+ services, toll-free 800 and 888 services charged to the called party, operator-assisted services using automated voice response systems and live operators, travel card services and billing capabilities. Sprint will be its underlying carrier. Technical support will be provided by the underlying carrier and applicant's own personnel. Although telemarketing will be used, third party verification will be required before a customer is switched to applicant's network.

Interexchange reseller applications are subject to Commission jurisdiction under Neb. Rev. Stat. 75-604 and 86-805 and Title 291 of the Commission's Rules and Regulations, Chapter 5, Rule 003.12. From examination of the application filed herein

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and the testimony adduced at the hearing, the Commission finds applicant has provided all the information required by the Commission; possesses adequate financial resources to provide the proposed service, and possesses adequate technical competency to provide the proposed service. The application should be granted.

O R D E R

IT IS THEREFORE ORDERED BY THE Nebraska Public Service that Application Number C-1368 be, and it is hereby, granted and NYNEX Long Distance Company, of New York, New York, is hereby authorized to operate as a resale carrier of intrastate inter-exchange intraLATA and interLATA telecommunications services within the state of Nebraska.

IT IS FURTHER ORDERED that the applicant shall file, in accordance with the applicable statutes on or before April 30th of each year, an annual report with this Commission consisting of (a) a copy of any report filed with the Federal Communications Commission, (b) a copy of any annual report to stockholders, (c) a copy of the latest Form 10-K filed with the Securities and Exchange Commission, (d) a balance sheet and income statement for the previous year of operation and (e) 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, operating expenses, and taxes.

IT IS FURTHER ORDERED that applicant file its current tariff prior to offering service pursuant to the certificate granted in this order.

IT IS FINALLY ORDERED that this order be, and it 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 24th day of September, 1996.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Rod Johnson

Chairman

//s//Rod Johnson

//s//Frank E. Landis

//s//James F. Munnelly

//s//Daniel G. Urwiller

ATTEST:

Robert R. Logsdon
Executive Director