

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-1382
of Trilogy Telemanagement, LLC,)
of Omaha, Nebraska, seeking)
authority to operate as a resale) GRANTED
common carrier of telecommuni-)
cation services within the state)
of Nebraska.) Entered: September 24, 1996

APPEARANCES:

For the Applicant:
None

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 19, 1996, Trilogy Telemanagement, LLC, of Omaha, Nebraska, seeks authority to provide intra-LATA and interLATA resold telecommunications services within the state of Nebraska. Notice of the application was published in the Daily Record, Omaha, Nebraska, on July 22, 1996, pursuant to the rules of the Commission. No protests were filed. Hearing on the application was held on September 16, 1996 in the Commission Hearing Room.

Applicant produced two witnesses, Jac Barben and Bob Barben, who testified: They are president and marketing manager of applicant, respectively. Jac Barben prepared the application. It is accurate. Applicant's underlying carriers will be Quest, AT&T and US West. Phone cards are applicant's chief product. Debit cards are sold in bulk to merchants who distribute them to the public. Applicant plans to compete for prison calling card business. The customer would utilize the value of the card by calling an 800 number printed on the card. Applicant is primarily a software manufacturer and distributor. Exhibit 1 shows applicant's advertising brochure. Exhibit 2 shows a sample of its debit card.

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 and the testimony adduced at the hearing, the Commission finds applicant has provided all the information required by the Commission;

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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-1382 be, and it is hereby, granted and Trilogy Telemanagement, LLC, of Omaha, Nebraska, is hereby authorized to operate as a resale carrier of intrastate interexchange 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.

COMMISSIONERS CONCURRING:

[Signature]
 //s//Rod Johnson
 //s//Frank E. Landis
 //s//James F. Munnelly
 //s//Daniel G. Urwiller

NEBRASKA PUBLIC SERVICE COMMISSION

Chairman *[Signature]*

ATTEST:

[Signature]
 Executive Director