

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-1396
of Teleconcepts, Inc., dba Tele-)
phone Express, of Colorado,)
Springs, Colorado, seeking)
authority to operate as a resale) GRANTED
common carrier of telecommuni-)
cation services within the state)
of Nebraska.) Entered: October 15, 1996

APPEARANCES:

For the Applicant:	For the Commission Staff:
Chris Rather, Esq.	Hal Hasselbalch, Staff Attorney
1155 Kelly Johnson Blvd.	300 The Atrium
Colorado Springs, CO 80920-3959	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 August 9, 1996, Teleconcepts, Inc., dba Telephone Express, of Colorado Springs, Colorado, 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 August 12, 1996, pursuant to the rules of the Commission. No protests were filed. Hearing on the application was held by video communication on October 8, 1996.

Applicant produced one witness, Chris Rather, who testified: He is general counsel for applicant. Applicant intends to market its services by direct mail and personal calls. Exhibit 1 is a sample of applicant's advertising material. Its target market will be residential and business customers with emphasis on residential phone users. Its 10XXX product is targeted exclusively to residential customers. Its subscribed product is sold to residential and business users. Under the 10XXX plan the customer can circumvent its existing carrier and compare the rates of applicant with those of its existing carrier. Applicant is certificated in approximately eight states. AT&T will be applicant's underlying carrier.

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-1396 be, and it is hereby, granted and Teleconcepts, Inc., dba Telephone Express of Colorado Springs, Colorado, 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 15th day of October, 1996.

COMMISSIONERS CONCURRING:

//s//Rod Johnson
//s//Frank Landis

NEBRASKA PUBLIC SERVICE COMMISSION

Chairman

ATTEST:

Executive Director