

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) Application No. C-1441  
of T-NETIX, Inc., of Englewood, )  
Colorado, seeking authority to ope- ) GRANTED  
rate as an alternative operator ser-)  
vices resale carrier within the )  
state of Nebraska. ) Entered: February 10, 1997

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 November 15, 1996, T-NETIX, Inc., of Englewood, Colorado, seeks authority to provide alternate operator services within the state of Nebraska. Notice of the application was published in the Daily Record, Omaha, Nebraska, on November 18, 1996, pursuant to the rules of the Commission. No protests were filed. Hearing on the application was held by video communication on January 21, 1997.

Applicant produced one witness, John Giannaula, who testified: He is vice president for finance of applicant. T-NETIX provides automated collect-only telecommunications service to inmates of confinement facilities using equipment owned by T-NETIX. Its calls are routed over AT&T facilities. Billing is handled by Zero Plus Dialing, Inc. The service can be obtained by dialing the 800 number of ZPDI or T-NETIX. Applicant is operating in 25 states. It has been in business since 1986, but has been focusing on the inmate market since 1991. No complaints are pending against applicant in any state where it operates. It sells its service primarily through industry trade shows.

Since the applicant proposes to provide services only to inmates of correctional facilities, waiver of Rules 003.16B through 003.16D is appropriate.

Interexchange reseller applications are subject to Commission jurisdiction under Neb. Rev. Stat. Sections 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 re-



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quired 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-1441 be, and it is hereby, granted and T-NETIX, Inc., Englewood, Colorado, is hereby authorized to operate as an alternate operator service provider 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 10th day of February, 1997.

COMMISSIONERS CONCURRING:

*[Signature]*  
 //s//Anne Boyle  
 //s//Rod Johnson  
 //s//Frank E. Landis  
 //s//Daniel G. Urwiller

NEBRASKA PUBLIC SERVICE COMMISSION

Chairman

ATTEST:

Executive Director