

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) Application No. C-1448  
of Sprint Spectrum L.P., of Kansas )  
City, Missouri, seeking authority to )  
operate as a resale common carrier ) GRANTED  
of telecommunication services with- )  
in the state of Nebraska. ) Entered: February 18, 1997

APPEARANCES:

For the Applicant:  
Andrew W. Buffmire, Esq.  
4900 Main St, 12th Floor  
Kansas City, Missouri 64112

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 19, 1996, Sprint Spectrum L.P., of Kansas City, Missouri, 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 November 20, 1996, pursuant to the rules of the Commission. No protests were filed. Hearing on the application was held by video communication on January 27, 1997.

Applicant produced one witness, Andrew W. Buffmire, who testified: He is general attorney of applicant. Sprint Spectrum Holding Company, L.P. is the general partner of applicant company and the other limited partner is MinorCo, all subsidiaries of Sprint Corporation. Applicant seeks to bring personal communication service (PCS) to Nebraska. The service is a wireless telephone system that would be carried on towers located at relatively close intervals, compared with cellular towers, throughout the service area. Applicant proposes to provide management functions for WirelessCo, L.P. and provide long distance services to WirelessCo's customers. Sprint Spectrum will market WirelessCo's services and its own resold long distance services under the Sprint PCS brand name. Applicant will offer basic interLATA and intraLATA long distance services. Eventually applicant proposes to offer calling card, prepaid calling card and toll free services. Technical expertise will be furnished to applicant by Sprint, TCI, Cox and Comcast. Customers complaints and billing inquiries will be handled through a toll free number.

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 required

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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-1448 be, and it is hereby, granted and Sprint Spectrum L.P., Kansas City, Missouri, 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 18th day of February, 1997.

COMMISSIONERS CONCURRING:

*Rod Johnson*

*Ann E. Boyle*

//s//Rod Johnson  
//s//Frank E. Landis  
//s//Daniel G. Urwiller

NEBRASKA PUBLIC SERVICE COMMISSION

Chairman

*Rod Johnson*

ATTEST:

Executive Director

*Robert H. Logsdon*