

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-1562
of Power-Finder West Communica-)
tions, LLC, Gaithersburg, Mary-)
land for Authority to Operate as) DENIED
an Interexchange Carrier of Tele-)
communications Services Within)
the State of Nebraska.) Entered: December 2, 1997

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed June 19, 1997, Power-Finder West Communications ("Power-Finder" or "Applicant") of Gaithersburg, Maryland, seeks authority to provide intraLATA and inter-LATA resold telecommunications services within the state of Nebraska. Notice of the application was published in the Daily Record, Omaha, Nebraska, on June 20, 1997, pursuant to the rules of the Commission. No protests were filed. A hearing on the application was held by video conference on September 15, 1997.

The application filed by Power-Finder was deficient in numerous areas. At the hearing, the Commission requested that the applicant provide several late-filed exhibits and other information to complete such application. Specifically, the application did not contain:

- (1) evidence of adequate financial resources or business plan
- (2) complete portions of Applicant's tariff
- (3) adequate evidence of Applicant's technical competency
- (4) biographies of applicant's management.

In addition to the Commission's oral request, we also sent a letter dated July 8, 1997, to Power-Finder requesting information to complete the application. Further, Commission staff made numerous telephone calls to Applicant in an effort to obtain the required documentation. Applicant failed to return staff telephone calls, and to date has ignored the Commission requests for information.

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 that the applicant has not provided all the information required by the Commission. As there is no showing that the applicant possesses adequate financial

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resources, or the technical competency to provide the proposed services, the application should be denied.

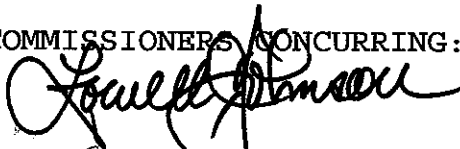
O R D E R

IT IS THEREFORE ORDERED, by the Nebraska Public Service Commission that Application Number C-1562 be, and hereby is, denied.

MADE AND ENTERED at Lincoln, Nebraska, this 2nd day of December, 1997.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

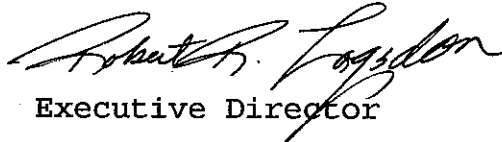


//s//Rod Johnson
//s//Frank E. Landis
//s//Daniel G. Urwiller

Chairman



ATTEST:


Executive Director