

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-1766
of Western Tele-Communications,)
Inc./Retail Sales Group, d/b/a)
People Link by TCI of Englewood,)
Colorado, seeking authority to) GRANTED
operate as an interexchange)
carrier of telecommunications)
services within the state of)
Nebraska.) Entered: April 7, 1998

BY THE COMMISSION:

By application filed February 25, 1998, Western Tele-Communications, Inc./Retail Sales Group, d/b/a People Link by TCI (Applicant) of Englewood, Colorado, seeks authority to provide intra-LATA and interLATA resold interexchange telecommunications services in Nebraska. Notice of the application appeared in The Daily Record on February 26, 1998. No protests were filed; therefore, this application was administered pursuant to the Commission's Rules of Modified Procedure.

O P I N I O N A N D F I N D I N G S

Applicant was incorporated under the laws of the state of Colorado on October 19, 1995. Applicant is a wholly-owned subsidiary of Western Tele-Communications, Inc. (WTCI) which in turn is a wholly-owned subsidiary of Tele-Communications, Inc. (TCI). TCI holds a beneficial interest in 100 percent of the voting securities of Applicant. Applicant has received authorization from the Nebraska Secretary of State to conduct business in Nebraska. Applicant plans to offer prepaid calling card services by its underlying carrier, Athena International. For its intrastate toll service, applicant's underlying carrier is IXC Communications, Inc. Applicant filed evidence demonstrating its financial competency by filing financial statements of TCI. Applicant filed evidence to demonstrate technical competency.

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, the Commission finds: 1) Applicant has provided all the information required by the Commission; 2) Applicant has adequate financial resources to provide the proposed service; 3) Applicant possesses adequate technical competency to provide the proposed service; and 4) The application should be granted.

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O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-1766 be, and it is hereby, granted and Western Tele-Communications, Inc./Retail Sales Group, d/b/a People Link by TCI, 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 and, (c) a copy of the latest Form 10-K filed with the Securities and Exchange Commission. If applicant is unable to file items (a), (b) and (c), it shall submit a copy of its balance sheet and income statement for the previous year of operation and schedules showing telephone plant and equipment located within the state, accumulated depreciation thereon, operating revenues, operating expenses, and taxes applicable to Nebraska operations or a statement that no operations were conducted.

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 7th day of April, 1998.

COMMISSIONERS CONCURRING:

Ann C. Boyle

//s//Lowell C. Johnson
//s//Frank E. Landis
//s//Daniel G. Urwiller

NEBRASKA PUBLIC SERVICE COMMISSION

Lowell C. Johnson
Chairman

ATTEST:

Robert B. Logsdon
Executive Director