

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Joint Appli- ) Application No. C-1953  
cation of NET-tel Corporation of )  
Washington, D.C., and US West )  
Communications, Inc. of Denver, ) CLARIFYING ORDER  
Colorado, seeking approval of )  
their voluntarily-negotiated )  
interconnection agreement. ) Entered: January 13, 1999

BY THE COMMISSION:

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

On November 23, 1998, NET-tel Corporation (NET-tel) and US West Communications, Inc. (US West) jointly filed an application seeking approval of their voluntarily-negotiated interconnection agreement. Notice of the application was published in The Daily Record on November 26, 1998. The Nebraska Independent Telephone Association filed comments on NET-tel and US West's interconnection agreement. No protests were filed; therefore, this application was processed pursuant to the Commission's Rule of Modified Procedure.

On January 5, 1999, the Commission approved a voluntarily-negotiated interconnection agreement between NET-tel and US West. Due to an oversight, the order did not contain a clause directing NET-tel to obtain a Certificate of Public Convenience and Necessity or to file a tariff with this Commission before offering telecommunications services in this state. Nebraska law and the Commission's rules provide that a common carrier must meet these requirements before it can offer service in the state.

Therefore, the Commission should enter a clarification order to direct that before NET-tel can provide basic local exchange services under this agreement, it must first receive a Certificate of Public Convenience and Necessity from this Commission authorizing it to provide local exchange service in Nebraska and must file a tariff in accordance with the provisions of Section 002.21 of the Commission's Telecommunication R. & Regs. tit. 291, ch. 5.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the voluntarily-negotiated interconnection agreement between NET-tel Corporation and US West Communications, Inc. be, and it is hereby, approved.

IT IS FURTHER ORDERED that before NET-tel can provide basic local exchange services under this agreement, it must first receive a Certificate of Public Convenience and

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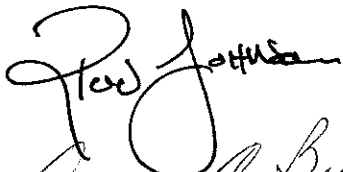
Necessity from this Commission authorizing it to provide local exchange service in Nebraska and must file a tariff in accordance with the provisions of Section 002.21 of Neb. Admin. R. & Regs. tit. 291, ch. 5.

IT IS FINALLY ORDERED that the executed interconnection agreement filed herein be, and it is hereby, made the official copy on file with the Nebraska Public Service Commission.

MADE AND ENTERED at Lincoln, Nebraska, this 13th day of January, 1999.

NEBRASKA PUBLIC SERVICE COMMISSION

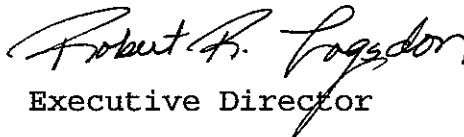
COMMISSIONERS CONCURRING:



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

  
Chairman

ATTEST:

  
Executive Director