

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) Application No. C-1976  
of Cable USA, Inc., Kearney, seek-) )  
ing authority to invoke Section )  
252(i) of the Telecommunications ) INTERCONNECTION  
Act of 1996 to utilize the Arbi-) AGREEMENT APPROVED  
trated Interconnection Agreement )  
between AT&T Communications of )  
the Midwest, Inc. and US West )  
Communications, Inc. to obtain )  
interconnection from US West )  
Communications, Inc. ) Entered: February 2, 1999

BY THE COMMISSION

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

On January 14, 1999, Cable USA, Inc., Kearney, Nebraska, filed an application requesting authority to invoke Section 252(i) of the Telecommunications Act of 1996 (the Act) to utilize the arbitrated agreement between AT&T Communications of the Midwest, Inc. (AT&T) and US West Communications, Inc. (US West). Notice of the application was published in The Daily Record on January 18, 1999. No protests were filed; therefore, this application has been administered pursuant to the Commission's Modified Procedure Rule.

Cable USA obtained a Certificate of Public Convenience and Necessity to provide local exchange service from the Commission pursuant to Application No. C-1869 on November 24, 1998. Section 252(i) of the Act allows a certificated local exchange carrier to adopt a Commission-approved interconnection agreement. Cable USA wishes to establish an interconnection agreement with US West and accordingly, seeks to adopt the AT&T/US West interconnection agreement. The AT&T/US West agreement was approved by the Commission pursuant to Application No. C-1385 and became effective August 8, 1997.

On May 28, 1997, the Commission added language to its mediation/arbitration policy (see Application No. C-1128, Progression Order No. 3) which sets forth the procedures to be followed for a Section 252(i) request. Cable USA has followed the procedures required by the Commission's policy.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-1976 be, and it is hereby, approved and Cable USA, Inc. is authorized to adopt the arbitrated agreement between AT&T Communications of the Midwest, Inc. and US West Communications, Inc.

IT IS FURTHER ORDERED that Cable USA, Inc.'s adoption of the arbitrated agreement between AT&T Communications of the Midwest, Inc. and US West Communications, Inc. became effective February 2, 1999.

MADE AND ENTERED at Lincoln, Nebraska, this 2nd day of February, 1999.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director

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