

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Petition                    ) Application No. C-2017  
of the residents of the Malmo/                    )  
Weston exchange, served by                        )  
Northeast Nebraska Telephone                     ) DISMISSED  
Company, requesting extended                     )  
area service (EAS) to the Wahoo                   )  
exchange served by Aliant Commu-                   )  
nications Company.                                ) Entered: January 23, 2001

BY THE COMMISSION:

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

On March 23, 1999, the Commission received a petition from the residents of the Malmo/Weston, Nebraska exchange, served by Northeast Nebraska Telephone Company, requesting extended area service (EAS) to the Wahoo, Nebraska exchange served by Aliant Communications Company (Aliant). On March 24, 1999, the Commission verified that the petition contained a sufficient number of signatures. As required by Rule 002.27B2c of the Commission Telecommunications Rules and Regulations, Title 291, Chapter 5, a point-to-point usage study was commenced to determine if a community of interest exists.

On May 17, 1999, the Commission verified that the traffic study information filed in the above-captioned docket represented a sufficient interest from the customers to meet Commission rules. Proposed rates were provided by Aliant for EAS from Wahoo to the Malmo/Weston exchange, and an informational meeting was held in Malmo/Weston on October 25, 2000. On October 31, 2000, the Commission approved balloting the affected customers pursuant to Rule 002.27C6.

Pursuant to Commission rule 002.27D2d, more than 50 percent of those voting must vote in favor of EAS to Wahoo before the service can be implemented. Of the 497 ballots sent, 342 were returned by the deadline. Of the 342 returned ballots, 76 ballots were in favor of the EAS proposal, 266 ballots indicated opposition to the plan and 7 ballots were disqualified. Thus, less than 50 percent of those voting voted in favor of EAS to Wahoo. Accordingly, the Commission finds that this petition should be dismissed.

Rule 002.27D5 further provides that when a petition fails to pass the requirements of Section 002.27D2d, the exchange carrier or petitioning exchange may not submit a similar petition for 12 months from the date the petition is dismissed.

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O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-2017 be, and it is hereby, dismissed.

IT IS FURTHER ORDERED that the exchange carrier or petitioning exchange may not submit a similar petition for twelve months from the date of this order.

MADE AND ENTERED at Lincoln, Nebraska, this 23rd day of January, 2001.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:



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

  
Chairman

ATTEST:



Executive Director