

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application        ) Application No. C-2066  
of IXC Communications Services,        )  
Inc. of Austin, Texas, seeking        ) ORDER  
authority to amend its authority        )  
to include facilities-based long        )  
distance and private line services.    ) Entered: November 30, 1999

BY THE COMMISSION:

By application filed June 14, 1999, IXC Communications Services, Inc. (IXC) of Austin, Texas, seeks authority to amend its authority to include facilities-based long distance and private line services. Notice of the application was published in The Daily Record, Omaha, Nebraska, on June 17, 1999. No protests were filed; therefore, this application is processed pursuant to the Commission's Rule of Modified Procedure.

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

IXC received authority from this Commission to provide intra-state interexchange interLATA and intraLATA telecommunications services on August 21, 1995, pursuant to Application No. C-1187.

IXC is currently in the process of deploying a nationwide fiber network, portions of which lie in Nebraska. This network will allow IXC to provide its customers with both resold and facilities-based long distance services. IXC requests an order from this Commission amending its certificate, or in the alternative, asserting that its current authority is sufficient to encompass this venture.

IXC is presently certificated to provide interexchange telecommunications services in Nebraska. This Commission has recognized the ability of an interexchange carrier to provide such service as either a reseller of another carrier's services or as a facilities-based carrier, absent specific language to the contrary in the order granting the authority. No such language exists in the order certificating IXC. IXC's aspirations of providing facilities-based services are within its present authority.

The Commission does distinguish between interexchange authority and local exchange authority. To the extent that IXC will only utilize the fiber network for providing interexchange services, its current authority is sufficient. However, should IXC desire to use its new facilities to provide competitive local exchange service in Nebraska, an application for such authority must be filed with and approved by this Commission prior to the offering of local exchange service.

Application No. C-2066

PAGE 2

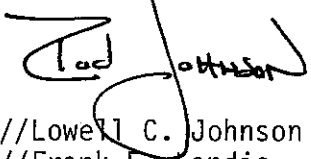
O R D E R


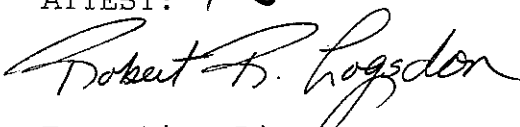
IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the authority previously vested in IXC Communications Services, Inc. to provide interexchange telecommunications services is sufficient to proceed with the operation described herein.

MADE AND ENTERED at Lincoln, Nebraska, this 30th day of November, 1999.

COMMISSIONERS CONCURRING:

NEBRASKA PUBLIC SERVICE COMMISSION

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

  
Chairman  
ATTEST:  
  
Executive Director