

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) Application No. C-2070  
of JATO Communications Corporation )  
and JATO Operating Corp., of Denver, )  
Colorado, seeking approval of corpo- ) GRANTED  
rate reorganization and transfer of )  
certificates granted in C-1918 and )  
C-2010. ) Entered: August 3, 1999

BY THE COMMISSION:

By application filed June 21, 1999, JATO Communications Corporation and JATO Operating Corp. of Denver, Colorado, seek approval of corporate reorganization and transfer of certificates granted in Application No's. C-1918 and C-2010. Notice of the application was published in The Daily Record, Omaha, Nebraska, on June 23, 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

JATO Communications Corp. is a Delaware corporation authorized by the Secretary of State to conduct business in Nebraska. On February 17, 1999, in Application No. C-1918, the Commission granted JATO Communications Corp. authority to provide inter-exchange service throughout the state of Nebraska and to provide local exchange service in limited territories. On May 12, 1999, in Application No. C-2010, the Commission expanded JATO Communications Corp.'s local exchange service territory.

The proposed reorganization will result in JATO Operating Corp., a recently created Delaware corporation and wholly-owned subsidiary of JATO Communications Corp., providing telecommunications services in Nebraska. JATO Communications Corp. will no longer be a certificated entity in Nebraska. All operating authority previously granted to JATO Communications Corp. in Docket Nos. C-1918 and C-2010 will be bestowed upon JATO Operating Corp.

JATO Operating Corp. has received authority from the Secretary of State to conduct business in Nebraska. The proposed change of telecommunications providers will have virtually no effect on the managerial or technical personnel of the carrier offering services; the current managerial and technical personnel of JATO Communications Corp. will become the managerial and technical personnel of JATO Operating Corp. The creation of JATO Operating Corp. and transfer of operating authority will place both entities in a better position to seek and obtain the financing necessary to compete in the telecommunications market.

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Upon consideration of the application, the governing statutes and rules, and being fully informed, the Commission is of the opinion and finds the application should be granted.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-2070 be, and it is hereby, granted and the authorities to provide interexchange service and local exchange service previously granted in Docket Nos. C-1918 and C-2010 are hereby transferred to JATO Operating Corp.

IT IS FURTHER ORDERED that the certificates of operating authority granted in Docket No. C-1918 and C-2010 be, and they are hereby, vacated.

IT IS FURTHER 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.

IT IS FURTHER ORDERED that applicant file an updated tariff reflecting the change in name within thirty days from the date of this order.

MADE AND ENTERED at Lincoln, Nebraska, this day of 3rd day of August, 1999.

COMMISSIONERS CONCURRING:

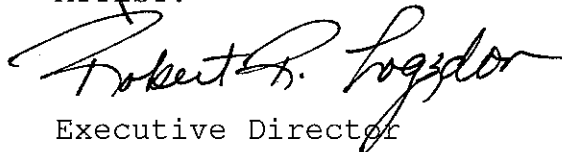
NEBRASKA PUBLIC SERVICE COMMISSION



  
Chairman

ATTEST:



  
Executive Director

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