

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) Application No. C-2079  
of USP Communications of Salt Lake )  
City, Utah, seeking authority to )  
operate as an interexchange car- ) GRANTED  
rier of telecommunications ser- )  
vices within the state of )  
Nebraska. ) Entered: August 24, 1999

BY THE COMMISSION:

By application filed July 9, 1999, USP Communications (Applicant) of Salt Lake City, Utah, seeks authority to operate as an interexchange carrier of telecommunications services within the state of Nebraska. Notice of the application was published in The Daily Record, Omaha, Nebraska, on July 12, 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

Applicant is a privately-held corporation organized under the laws of the state of Utah and has received authorization from the Secretary of State to conduct business in Nebraska. Applicant proposes to provide switched and dedicated interexchange telecommunications services to business and residential customers statewide. The applicant is a switchless, non-facilities based carrier; therefore, applicant will utilize Teltrust, Frontier Communications, or other certificated entities as their underlying carriers. Applicant filed evidence demonstrating its financial, technical, and managerial competency.

Interexchange reseller applications are subject to Commission jurisdiction under Neb. Rev. Stat. secs. 75-604 and 86-805 and Title 291 of the Commission's Rules and Regulations, Chapter 5, Rule 003.12. From examination of the application filed herein, the Commission finds applicant has provided all the information required by the Commission, possesses adequate financial resources to provide the proposed service, and possesses adequate technical and managerial competency to provide the proposed service. The application should be granted.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-2079 be, and it is hereby, granted and USP Communications is authorized to operate as an interexchange carrier of telecommunications services in Nebraska.

IT IS FURTHER ORDERED that the applicant shall file, in accordance with the applicable statutes on or before April 30th of each year, an annual report with this Commission consisting of (a) a copy of any report filed with the Federal Communications

Application No. C-2079

PAGE 2

Commission, (b) a copy of any annual report to stockholders and (c) a copy of the latest Form 10-K filed with the Securities and Exchange Commission. If these are not available, applicant shall submit a balance sheet and income statement for the previous year of operation, as well as the investment made in telephone plant and equipment located within the state, accumulated depreciation thereon, operating revenues and expenses, and taxes.

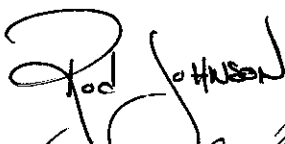

IT IS FURTHER ORDERED that applicant file its current tariff prior to offering service pursuant to the certificate granted in this order.

IT IS FINALLY 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.

MADE AND ENTERED at Lincoln, Nebraska, this 24th day of August, 1999.

COMMISSIONERS CONCURRING:

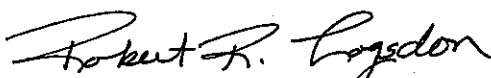
NEBRASKA PUBLIC SERVICE COMMISSION

//s//Lowell C. Johnson  
//s//Daniel G. Urwiller

  
Chairman

ATTEST:

  
Executive Director