

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-2133
of KDD America, Inc. of New York,)
New York, seeking authority to)
obtain a Certificate of Public)
Convenience and Necessity to) GRANTED
transact the business of a re-)
seller of interexchange tele-)
communications services and for)
approval of its initial tariff.) Entered: November 23, 1999

BY THE COMMISSION:

By application filed September 30, 1999, KDD America, Inc. (Applicant) of New York, New York, seeks authority to obtain a Certificate of Public Convenience and Necessity to transact the business of a reseller of interexchange telecommunications services and for approval of its initial tariff. Notice of the application was published in The Daily Record, Omaha, Nebraska, on October 1, 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 New York, and has received authority to conduct business in Nebraska from the Secretary of State. The applicant proposes to offer a full range of "1+" interexchange telecommunications services, including MTS, out-WATS and in-WATS, but not including, operator services, 900 or 700 services. Applicant is a non-facilities based carrier and will utilize existing certificated carriers as its underlying carrier. Applicant filed evidence demonstrating its financial, managerial and technical competency.

Interexchange reseller applications are subject to Commission jurisdiction under Neb. Rev. Stat. §§ 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-2133 be, and it is hereby, granted and KDD America, Inc. is authorized to operate as a reseller of interexchange telecommunications services in Nebraska.

Application No. C-2133

Page 2

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 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.

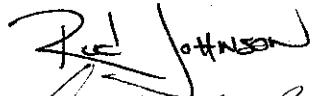
IT IS FURTHER ORDERED that applicant file its current tariff prior to offering service pursuant to the certificate granted in this order.


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 23rd day of November, 1999.

COMMISSIONERS CONCURRING:

NEBRASKA PUBLIC SERVICE COMMISSION

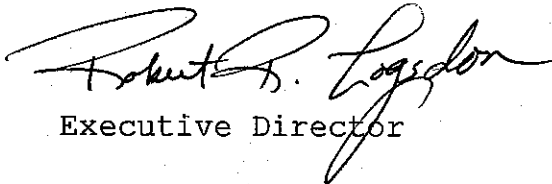




//s//Lowell C. Johnson
//s//Frank E. Landis
//s//Daniel G. Urwiller


Chairman

ATTEST:


Executive Director