

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) Application No. C-2164  
of NetLojix Telecom, Inc. of )  
Santa Barbara, California, seeking )  
authority to operate as an inter- ) GRANTED  
exchange carrier of telecommuni- )  
cations services within the state )  
of Nebraska. ) Entered: January 26, 2000

BY THE COMMISSION:

By application filed November 23, 1999, NetLojix Telecom, Inc. (Applicant) of Santa Barbara, California, 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 November 24, 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 Delaware corporation and has received authority to conduct business in Nebraska from the Secretary of State. Applicant is a wholly-owned subsidiary of NetLojix Communications, Inc., a publicly-traded Delaware corporation. The applicant proposes to initially provide a variety of resold intrastate interexchange telecommunications services, including direct-dialed 1+ service, switched and dedicated services, toll free service and post-paid calling services. Services offered by the applicant will be offered throughout the entire state of Nebraska. Applicant is a non-facilities based carrier and will provide services over facilities leased from existing certificated carriers. 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 the 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-2164 be, and it is hereby, granted and NetLojix Telecom, Inc. 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 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, to the extent applicable, the applicant shall comply with all laws pertaining to, and all rules and regulations promulgated under, the Telecommunications Relay System Act (Neb. Rev. Stat. §§ 86-1302 to 86-1307) and the Nebraska Telecommunications Universal Service Fund Act (Neb. Rev. Stat. §§ 86-1402 to 86-1410).

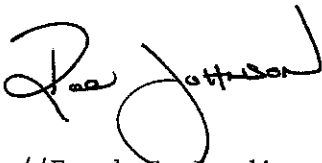
IT IS FURTHER ORDERED that applicant file its current tariff prior to offering service pursuant to the certificate granted in this order.

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 26th day of January, 2000.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:



//s//Frank E. Landis

//s//Daniel G. Urwiller

  
Chairman

ATTEST:

  
Executive Director