

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application	)	Application No. C-2188
of BlueStar Networks, Inc. of	)	
Nashville, Tennessee, seeking	)	
authority to provide local ex-	)	ORDER NUNC PRO TUNC
change, exchange access and	)	
interexchange telecommunications	)	
services within the state of	)	
Nebraska.	)	Entered: March 28, 2000

BY THE COMMISSION:

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

On March 14, 2000, the Commission entered an order granting Application No. C-2188. After issuing its order, the Commission discovered a typographical error in the second ordering clause of the March 14, 2000 order. The ordering clause inadvertently omitted the words "interexchange telecommunications, and exchange access services, both on a facilities-based" prior to the word "resale."

For clarification purposes, the Commission has approved the applicant's request to provide local exchange, exchange access and interexchange telecommunications services both on a facilities-based basis and resale basis.

The purpose of an order nunc pro tunc is to correct the record which has been made so that it will truly record the action taken which, through inadvertence or mistake, was not truly recorded. Interstate Printing Co. v. Dept. of Revenue, 236 Neb. 110, 459 N.W.2d 519 (1990). Clerical errors may be corrected by an order nunc pro tunc, but not judicial errors. Larson v. Bedke, 211 Neb. 247, 318 N.W.2d 253 (1982).

After examining the record and being fully advised, the Commission finds that the second ordering clause in the March 14, 2000 order in Application No. C-2188 contains a typographical error that is inconsistent with the Opinion, Findings, and Order of the Commission. Therefore, the Commission should issue an order nunc pro tunc to correct the original order.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the second ordering clause of the Commission's March 14, 2000 order in Application No. C-2188 be, and is corrected hereby, to reflect that the authority granted to the applicant is the authority to provide local exchange, exchange access and interexchange telecommunications services within the state of Nebraska.

MADE AND ENTERED at Lincoln, Nebraska, this 28th day of March,  
2000.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director

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