

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-2246
of essential.com, inc. of)
Burlington, Massachusetts,)
seeking authority to operate) GRANTED
as an interexchange carrier of)
telecommunications service)
within the state of Nebraska.) Entered: June 29, 2000

BY THE COMMISSION:

By application filed March 15, 2000, essential.com, inc. (Essential) of Burlington, Massachusetts, seeks authority to operate as an interexchange carrier of telecommunications service within the state of Nebraska. Notice of the application was published in The Daily Record, Omaha, Nebraska, on March 16, 2000. 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

Essential is a privately-held Delaware corporation and has received authority from the Secretary of State to conduct business in Nebraska. Essential is a non-facilities-based resale carrier that provides interexchange telecommunications services to business and residences. Essential currently provides such service, as well as local exchange service, in Massachusetts and New York and is authorized to provide interexchange and/or local exchange service in nine additional states.

Essential proposes to offer switched and dedicated access "1+" long distance telecommunications services suitable for voice and limited data applications throughout the entire state of Nebraska. As a non-facilities-based carrier, Essential will rely on the technical ability of its underlying carriers, primarily MCI WorldCom and Qwest. Essential provides for its own billing, and makes customer service available through its website as well as a toll-free 800 number.

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 Essential has provided all the information required by the Commission, possesses adequate financial resources to provide the proposed service, and possesses adequate technical 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-2246 be, and it is hereby, granted

Application No. C-2246

PAGE 2

and essential.com, inc. is authorized to operate as an inter-exchange carrier of telecommunications services within the state of 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 29th day of June, 2000.

COMMISSIONERS CONCURRING:



//s//Anne C. Boyle

//s//Frank E. Landis

//s//Daniel G. Urwiller

NEBRASKA PUBLIC SERVICE COMMISSION


Chairman

ATTEST:


Executive Director