

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-2307
of Eschelon Telecom, Inc., of)
Minneapolis, Minnesota, seeking)
authority to obtain a Certificate) GRANTED
of Public Convenience and)
Necessity to provide interexchange)
telecommunications services in)
the state of Nebraska.) Entered: July 11, 2000

BY THE COMMISSION:

By application filed May 23, 2000, Eschelon Telecom, Inc. (Eschelon), of Minneapolis, Minnesota, seeks authority to obtain a Certificate of Public Convenience and Necessity to provide interexchange telecommunications services in the state of Nebraska. Notice of the application was published in The Daily Record, Omaha, Nebraska, on May 24, 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

Eschelon, a Delaware corporation, is principally located in Minneapolis, Minnesota, and is authorized to conduct business in Nebraska. Eschelon is certificated to provide local exchange and/or interexchange services in seven states, and in no instance has Eschelon had an application denied or a certificate revoked in any state.

Eschelon proposes to provide a wide variety of interexchange telecommunications services throughout the state of Nebraska. Eschelon intends to resell the services of other certificated carriers, and in the future intends to offer facilities based services as well. Eschelon's management team possesses a substantial amount of expertise in the telecommunications industry.

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 Eschelon 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-2307 be, and it is hereby, granted and Eschelon Telecom, Inc., is authorized to operate as an interexchange 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

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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 under Neb. Rev. Stat. §§ 86-1302 to 86-1307 and the Nebraska Telecommunications Universal Service Fund Act under Neb. Rev. Stat. §§ 86-1402 to 86-1410.



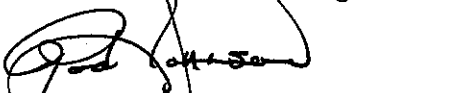
IT IS FURTHER ORDERED that applicant file its current tariff prior to offering service pursuant to the certificate granted in this order.

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 11th day of July, 2000.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

//s//Frank E. Landis
 //s//Daniel G. Urwiller


 Chairman

ATTEST:


 Deputy Director