

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-2330.
of eVulkan, Inc. d/b/a beMANY!)
of New York, New York, seeking)
authority to operate as a resale) GRANTED
common carrier of telecommuni-)
cations services within the state)
of Nebraska.) Entered: September 6, 2000

BY THE COMMISSION:

By application filed June 22, 2000, eVulkan, Inc. d/b/a beMANY! (beMANY!) of New York, New York, seeks authority to operate as a resale common carrier of telecommunications services within the state of Nebraska. Notice of the application was published in The Daily Record, Omaha, Nebraska, on June 23, 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

beMANY! is a privately-held Delaware corporation principally located in New York City and has received authority from the Secretary of State to conduct business in Nebraska. beMANY! has received FCC authorization to provide interstate telecommunications services, and is also authorized to provide local and/or long distance services in eight states.

beMANY! intends to provide switched and dedicated outbound interexchange services and calling card services accessed via company-provided "800/888" numbers, and does not intend to provide alternative operator services. Such services will provides throughout the entire state of Nebraska.

beMANY! is a switchless, non-facilities based reseller of telecommunications services. As such, beMANY! will rely on the technical capabilities of its underlying carriers. beMANY!'s management team is sufficiently well versed in the communications and business industry to operate beMANY! in today's market.

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

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Commission finds beMANY! 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-2330 be, and it is hereby, granted and eVulkan, Inc. d/b/a beMANY! is authorized to operate as a resale common 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.

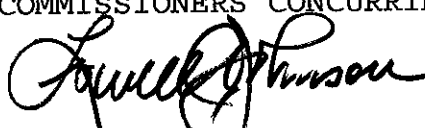
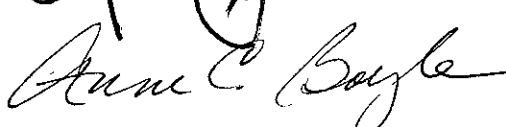

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MADE AND ENTERED at Lincoln, Nebraska, this 6th day of
September, 2000.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:




Chairman

ATTEST:


Executive Director

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

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