

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-2346
of PT-1 Counsel Inc. of New)
York, New York, seeking authority)
to operate as a resale common) GRANTED
carrier of telecommunications)
services within the state of)
Nebraska.) Entered: August 29, 2000

BY THE COMMISSION:

By application filed July 12, 2000, PT-1 Counsel Inc. (PT-1 Counsel) 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 July 14, 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

PT-1 Counsel is a Delaware corporation principally located in New York City and is an indirect subsidiary of Counsel Corporation, a publicly-held corporation. PT-1 Counsel is a switch-based inter-exchange resale carrier and intends to provide switched and dedicated access "1+" long distance service to residences and businesses throughout the entire state of Nebraska. Additional services available include pre- and postpaid calling cards, toll-free service and directory assistance, but will not include alternative operator services. As PT-1 Counsel will not own or lease any facilities in Nebraska, it will avail itself to the technical expertise of its underlying carriers, such as WorldCom, AT&T, Sprint or other certificated carriers.

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 PT-1 Counsel 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.

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O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-2346 be, and it is hereby, granted and PT-1 Counsel Inc. 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.

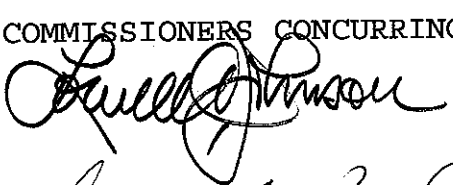
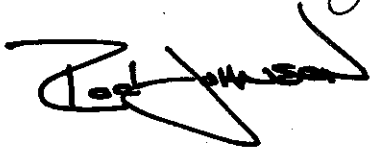
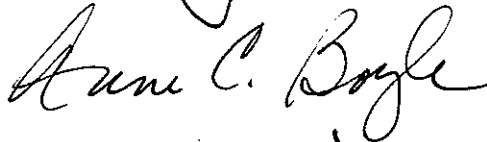
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MADE AND ENTERED at Lincoln, Nebraska, this 29th day of August, 2000.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:


Chairman

ATTEST:


Executive Director

//s//Frank E. Landis

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