

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-2432
of Telenational Communications,)
Inc. of Omaha, Nebraska, seeking)
authority to obtain a Certificate) GRANTED
of Public Convenience and)
Necessity to provide intrastate)
interexchange telecommunications)
services in the State of Nebraska.) Entered: April 3, 2001

APPEARANCES:

For the Applicant:
Steve Seglin
Crosby Guenzel, et al.
134 S. 13th Street
Lincoln, NE 68508

For the Commission:
Chris A. Post
300 The Atrium
1200 N Street
Lincoln, Nebraska 68508

BY THE COMMISSION:

By application filed November 22, 2000, Telenational Communications, Inc. (Applicant) of Omaha, Nebraska, seeks authority to obtain a certificate of public convenience and necessity to provide intrastate interexchange telecommunications services. Notice of the application was published in The Daily Record, Omaha, Nebraska, on December 1, 2000. Because the applicant had a prior certificate which had been revoked, a hearing on the application was held March 20, 2001, in the Commission Hearing Room, Lincoln, Nebraska with appearances as shown above.

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

Applicant is a Delaware corporation and has received authority to conduct business in Nebraska from the Secretary of State. The applicant will provide intrastate interexchange telecommunications services, and will do so throughout the entire state of Nebraska. Applicant is a non-facilities-based carrier and will provide services over facilities leased from existing certificated carriers. Applicant filed evidence demonstrating its financial, managerial and technical competency.

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 applicant has provided all the information required by the Commission, possesses adequate financial resources to provide the proposed service and possesses adequate technical and managerial competency to provide the proposed service.

With the information that was received at the hearing, it is apparent that Telenational Communications, Inc. has taken necessary and significant steps to ensure future compliance with Commission orders. We feel more assured that the applicant is aware of the severe consequences of future non-compliance with Commission directives.

Accordingly, we find that the application should be granted with the condition that any violation of a reporting requirement in the future will be regarded as willful disregard of a Commission order and subject the applicant to revocation of its certificate. As a condition to the granting of this application, we direct the applicant to agree to a stipulation so noting this condition. We further warn the applicant that no further considerations or accommodations regarding required filings with this Commission will be entertained.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-2432 be, and it is hereby, granted and Telenational Communications, Inc. is authorized to provide resold intrastate telecommunications services in 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 the 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 Nebraska

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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 FURTHER ORDERED that should Telenational Communications, Inc. fail to comply with the filing deadline for the annual report they will be considered a willful violator and subject the applicant to revocation of its certificate.

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 common carrier.

MADE AND ENTERED at Lincoln, Nebraska, this 3rd day of April, 2001.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Lowell D. Hanson

James J. Sanders
Chairman

Anne C. Boyle

ATTEST:

John J. Swanson

Deputy Director

Paul J. Johnson

//s//Frank E. Landis

//s//Daniel G. Urwiller

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