

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) Application No. C-2529  
of International Telecom, Ltd. of )  
Seattle, Washington, seeking )  
authority to operate as resale ) GRANTED  
common carrier of telecommuni- )  
cations services within the state )  
of Nebraska. ) Ordered: June 19, 2001

BY THE COMMISSION:

By application filed May 7, 2001, International Telecom, Ltd. (International) of Seattle, Washington 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 May, 10, 2001. 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

International is a Washington corporation and has received authority to conduct business in Nebraska from the Secretary of State. On August 10, 1999, pursuant to Application No. C-1810/DC-25, International's authority was revoked under their previous Application No. C-1537. International failed to file its annual report in a timely manner and refused to pay the penalty imposed after the report was filed. As a result, International's authority was revoked pursuant to Commission rules. On June 4, 2001, International paid the fine in full and has now reapplied for a Certificate of Public Convenience and Necessity to operate as a resale common carrier of telecommunications service within the state of Nebraska.

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 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-2529 be, and it is hereby, granted and International Telcom, Ltd., is authorized to operate as a resale common carrier of telecommunication 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 IF FURTHER ORDERED that should International Telecom, Ltd. once again fail to comply with an order or rule of this Commission or a state law, that its failure will be deemed willful violation and its Certificate of Public Convenience and Necessity will be subject to revocation.

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 day of 19th day of June, 2001.

COMMISSIONERS CONCURRING:

*Lowell H. Hunsan*  
*Anne C. Bayle*

*Ray Johnson*

//s//Frank E. Landis

NEBRASKA PUBLIC SERVICE COMMISSION

*Mark Sand*  
Chairman

ATTEST:

*Ad S. Pollack*  
Executive Director

