

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Petition) Application No. C-2664
of Cox Nebraska Telcom, L.L.C.)
requesting the Commission to)
issue an order to show cause) ORDER MERGING DOCKET
regarding implementation of)
Qwest Corporation's proposed)
local carrier freeze service.) Entered: February 5, 2002

BY THE COMMISSION:

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

By petition filed January 23, 2002, Cox Nebraska Telcom, L.L.C. (Cox) requests the Commission to issue an order to show cause regarding implementation of Qwest Corporation's (Qwest) proposed local carrier freeze service. An oral argument between Qwest and Cox was held on January 29, 2002, in the Commission Hearing Room. Mr. Jon Bruning appeared on behalf of Cox and Ms. Jill Vinjumuri appeared on behalf of Qwest.

On January 29, 2002, the Commission opened an investigation in Application No. C-2662/PI-55 to address the merits of local carrier freeze services. In that order, the Commission issued a temporary cease and desist ordering Qwest to suspend offering local carrier freezes in Nebraska. Through Application No. C-2662/PI-55, the Commission has committed itself to conducting a timely but thorough investigation to consider whether service freezes should be offered by local carriers and whether the Commission needs to set certain parameters aimed at protecting consumers and fostering competition. The Commission further found that the request for immediate relief in the above-captioned docket had become a moot issue because of the Commission's action in No. C-2662/PI-55. It is the Commission's belief that for the interim, the Commission has addressed the immediate concerns raised by Cox in its petition and in its oral argument. Any remaining issues addressed by Cox's petition were to be moved into the Commission's investigation docket. Accordingly, we believe that Application No. C-2664 should be merged with and into Application No. C-2662/PI-55.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the above-captioned docket be, and it is hereby, merged into Application No. C-2662/PI-55.

MADE AND ENTERED at Lincoln, Nebraska this 5th day of February, 2002.

COMMISSIONERS CONCURRING:

NEBRASKA PUBLIC SERVICE COMMISSION

Chair

ATTEST:

Executive Director