

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-3017
of TSI Telecommunications)
Network Services, Inc., of)
Tampa, Florida, seeking) GRANTED
authority to offer private line)
services as a telecommunications)
contract provider within the)
state of Nebraska.) Entered: December 16, 2003

BY THE COMMISSION:

On September 15, 2003, an application was filed by TSI Telecommunications Network Services, Inc. (TSI) of Tampa, Florida, seeking authority to offer private line services as a telecommunications contract provider within the state of Nebraska. Notice of the application was published in The Daily Record, Omaha, Nebraska, on September 17, 2003. 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

TSI is a Delaware corporation with its headquarters in Tampa, Florida. TSI has been authorized by the Secretary of State to operate in Nebraska as a foreign corporation.

Applicant is requesting the ability to resell private line services for internal or external business applications. Such services include point-to-point or multi-point services with speeds adaptable to meet customer needs. TSI will offer private line circuits in the following configurations:

DS-0 (single circuit) private line dedicated point-to-point circuit service for speeds of 56 Kbps or 64 Kbps; and

DS-1 (T1) services for speeds of 1.544 Mbps to provide full-duplex digital transmission over a private line for high capacity back office voice, data, and network infrastructure; and

DS-3 (T45) for speeds of 45 Mbps to provide full-duplex digital transmission over a private line for high-capacity back office voice, data, and network infrastructure; and

OC-12, which combines three DS-3 circuits; and higher speeds are available.

End points will include servers, databases and routers.

The caption on this application is slightly misleading in that the applicant is not seeking a contract carrier permit, but rather a certificate to provide resold private line telecommunications as a common carrier. However, applicant intends to tailor its services to each customer so that most of the services will be sold on an individual contract basis (ICB) as provided in the applicant's tariff. Therefore, the Commission treats this application as one for reseller authority as a common carrier.

Interexchange reseller applications are subject to Commission jurisdiction under Neb. Rev. Stat. §§ 86-128 and 86-129 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 TSI 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-3017 be, and it is hereby, granted and TSI Telecommunications Network Services, Inc., is authorized to offer private line services as a telecommunications contract provider 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. §§ 86-301 to 86-315) and the Nebraska Telecommunications Universal Service Fund Act (Neb. Rev. Stat. §§ 86-316 to 86-329.)

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 resale common carrier.

MADE AND ENTERED at Lincoln, Nebraska, this 16th day of December 2003.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chair

ATTEST:

Executive Director