

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-3395
of Dial-Around Telecom, Inc.,)
Grapevine, Texas, seeking)
authority to operate as a Resale) GRANTED
Common Carrier of)
Telecommunications Services and)
Alternate Operator Services)
within the state of Nebraska.) Entered: May 24, 2005

BY THE COMMISSION:

By application filed March 25, 2005, Dial-Around Telecom, Inc. (Dial-Around or Applicant) of Grapevine, Texas, seeks authority to operate as a facilities-based carrier of travel services and a resale common carrier of telecommunications services and alternate operator services within the state of Nebraska. Notice of the application was published in The Daily Record, Omaha, Nebraska, on April 5, 2005. 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

Dial-Around is a privately-held corporation, organized under the laws of the State of Florida. A copy of the applicant's Articles of Incorporation and Authority from the Nebraska Secretary of State to operate within the state of Nebraska is included in the application.

The Applicant is a facilities-based interexchange carrier with its switch located in Miami, Florida. The switch is configured to process travel service card services. Further, the Applicant will provide all other services as a switchless, non-facilities-based interexchange resale carrier. The Applicant proposes to offer equal access 1+, 800 equal access, 1010XXX and travel services to both business and residential users. All network services provided from the switch are supplied by Broadwing Communications or other common carriers certified by the Commission. All other network services are supplied by WilTel or other common carriers certified by the Commission. The applicant is totally dependent on the technical capabilities of its underlying carriers for all other services other than travel services. The Applicant proposes to provide its services originating throughout the State of Nebraska.

The applicant states that it receives detailed information from the switch that gives the Applicant data for billing travel services and deducting the usage from the debit card services.

All other services the Applicant receives detailed information on a magnetic medium from the carrier on which the traffic is placed. From this information, Applicant obtains data for its billing services. The Applicant states that it owns and operates equipment suitable for sales, billing and customer service. Additionally, the Applicant utilizes a third-party billing and collection entity for its operator services, ILD Telecommunications, Inc. The Applicant does not own or lease any other facility other than those mentioned in the application. Also, the Applicant states that it does not require advance payments or deposits.

The Applicant asserts that Omer Varol owns 100% of the shares issued and has 100% of the voting control. The applicant further asserts that no officer, director or shareholder having 5% or more of the applicant's voting securities nor any of the applicant's business operations have been involved in a formal complaint or other investigatory or enforcement proceeding.

Further, the Applicant states that it currently operates and has filed for certification throughout the continental United States; and a list of the states in which the applicant has authority to operate is attached to the application. Also, the Applicant has filed with the Federal Communications Commission (FCC) and provides services on an interstate basis.

The Applicant provided its most recent financial statement with its application. As the applicant is a privately held company, it states that it prepares no annual report. The applicant also provided its tariff establishing the description of services and charges.

The applicant asserts that its certification will serve the public interest in that its proposed intrastate telecommunications services are developed to serve the telecommunications needs of subscribers who can not otherwise realize similar cost savings through major carriers. Further, an increase in traffic generated through provision of Applicant's proposed intrastate services over new and existing facilities will improve the efficiency and reduce major carriers' cost in provision of these services. Also, the Applicant states that the public will benefit from greater consumer choice created through the broadening of innovative telecommunications service alternatives and ongoing affordable rates maintained by the additional competitive pressure placed on other competitors. Additionally, local exchange carriers will realize greater access charge revenues through the increase in traffic utilizing local access.

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 Dial-Around 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-3395 be, and it is hereby, granted and Dial-Around Telecom, Inc. is authorized to operate as a resale common carrier of telecommunications services and alternate operator 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. §§ 86-301 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 common carrier.

MADE AND ENTERED at Lincoln, Nebraska, this 24th day of
May, 2005.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director