

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-3485
of Larry and Barb Wilshusen, of)
2304 E 29 Road, Hordville,)
seeking authority to receive) ORDER DISMISSING
telephone service from the) APPLICATION
Hamilton Telephone Company,)
Aurora.)
) Entered: May 16, 2006

BY THE COMMISSION:

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

On September 20, 2005 the Nebraska Public Service Commission (Commission) received an application from Larry and Barb Wilshusen of 2304 East 29 Road, Hordville, seeking authority to receive telephone service from Hamilton Telephone Company (Hamilton). The Wilshusens reside within the Polk exchange and receive telephone service from the Alltel Telephone Company (Alltel). The Wilshusens desire to receive broadband Digital Subscriber Line (DSL) service not currently offered by their current service provider, Alltel.

On September 27, 2005, Hamilton notified the Commission that they would provide telecommunications to the Wilshusens via its Hordville exchange at no direct cost for construction and installation. On October 24, 2005, Alltel notified the Commission that it did not support the proposed boundary change and denied the request for voluntary relinquishment of the Wilshusens from its service area. Alltel further stated that it had no objections to the Wilshusens receiving broadband DSL Internet service from Hamilton via wireline facilities.

On October 28, 2005, Myron and Rhonda Hanquist of 2306 East 29 Road, Hordville, joined in the application of the Wilshusens seeking the same authority to receive telephone service from Hamilton (hereinafter both Wilshusens and Hanquists referred to as "Applicants"). On December 5, 2005, Alltel informed the Commission that it did not support the proposed boundary change of the Hanquists and denied the request for voluntary relinquishment of the Hanquists from its service area. Alltel reiterated that it had no objection to Applicants receiving broadband DSL Internet service from Hamilton.

Subsequently, the Commission was informed that Hamilton was not currently interested in providing exclusively DSL service to the Applicants. In a letter sent to the Applicants dated March 8, 2006, the Director of the Commission's Communications

Department, Gene Hand, requested the Applicants inform the Commission as to how they wished to proceed in their application. On April 18, 2006, the Commission entered an order setting a deadline of May 1, 2006, for the Applicants to make contact with the Commission concerning their application or the Commission would dismiss the application for lack of action on the part of the Applicants. The Commission has received no response or communication of any kind from any of the Applicants. Therefore, we find the application in the above-captioned matter should be dismissed for failure of the Applicants to take timely action.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the application in Docket No. C-3485 from Larry and Barb Wilshusen and Myron and Rhonda Hanquist be and is hereby dismissed.

MADE AND ENTERED at Lincoln, Nebraska, this 16th day of May, 2006.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director