

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application     ) Application No. C-3497  
of Alltel Communications of            )  
Nebraska, Inc., Little Rock,         ) PROCEDURAL ORDER AND ORDER  
Arkansas, seeking designation as     ) APPROVING STIPULATION  
an Eligible Telecommunications        )  
Carrier Pursuant to Section           )  
214(e)(2) of the Communications       ) Entered: January 3, 2006  
Act of 1934.                            )

BY THE HEARING OFFICER:

On October 28, 2005 an application was filed by Alltel Communications of Nebraska, Inc., Little Rock, Arkansas, seeking a designation as an eligible telecommunications carrier under 47 U.S.C. Section 214(e)(2) of the Communications Act of 1934. A Protest to the application was filed by the Rural Telephone Coalition of Nebraska (RTCN)<sup>1</sup> and the Rural Independent Companies (RIC)<sup>2</sup>(collectively referred to as the Protestants) on November 28, 2005. A petition of informal intervention was filed by N. E. Colorado Cellular, Inc., d/b/a Viaero Wireless on November 18, 2005.

On December 8, 2005, a Hearing Officer Order was entered which established a procedural schedule for the administration of this docket. In accordance with the procedural schedule, discovery objections were to be served on December 23, 2005. An oral argument on discovery objections was to be held on January 3, 2006.

However, after discovery was served, the Commission received notice that the parties reached an agreement. No discovery objections were filed. A discovery stipulation was filed by counsel for the Protestants on December 30, 2005. Upon review of the stipulation, the Hearing Officer finds that it should be approved. The oral argument previously set for

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<sup>1</sup> RTCN is comprised of the following companies: Arapahoe Telephone Company d/b/a ATC Communications, Benkelman Telephone Company, Inc., Cozad Telephone Company, Curtis Telephone Company, Diller Telephone Company, Glenwood Telephone Membership Corporation, Hartman Telephone Exchanges Inc., Keystone-Arthur Telephone Company, Mainstay Communications and Wauneta Telephone Company. See Protest of RTCN and RIC (filed November 28, 2005) at 1, n.1.

<sup>2</sup> RIC is comprised of the following companies: Arlington Telephone Company, Blair Telephone Company, Cambridge Telephone Co, Clarks Telecommunications Co., Consolidated Telco, Inc. Consolidated Telcom, Inc. Consolidated Telephone Company, Eastern Nebraska Telephone Company, Great Plains Communications, Inc., Hamilton Telephone Company, Hartington Telecommunications Co., Inc., Hershey Cooperative Telephone Company, K & M Telephone Company, Nebraska Central Telephone Company, Northeast Nebraska Central Telephone Company, Rock County Telephone Company, Stanton Telephone Co., Inc. and Three River Telco. See *id.*

January 3, 2006 is no longer needed and is therefore canceled. Discovery responses are due January 6, 2006.

O R D E R

IT IS THEREFORE ORDERED by the Hearing Officer that the January 3, 2006 oral argument previously set by the Planning Conference Order shall be, and it is hereby, canceled.

IT IS FURTHER ORDERED that the discovery stipulation filed by counsel for the Protestants on December 30, 2005, is hereby approved.

MADE AND ENTERED at Lincoln, Nebraska, this 3rd day of January, 2006.

BY: \_\_\_\_\_  
Frank E. Landis  
Hearing Officer