

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-4175
of Talk America Inc. d/b/a)
Cavalier Telephone d/b/a Cavalier)
Business Communications,)
Richmond, Virginia, seeking to) GRANTED
withdraw its authority as an)
interexchange long distance)
carrier within the State of)
Nebraska.) Entered: July 14, 2009

BY THE COMMISSION:

By application filed May 29, 2009, Talk America Inc. d/b/a Cavalier Telephone d/b/a Cavalier Business Communications, (Talk America) Richmond, Virginia, is seeking authority to withdraw its certificate of authority to provide interexchange telecommunications services in the State of Nebraska, previously approved in Docket C-1155. Notice of the application was published in The Daily Record, Omaha, Nebraska, on June 8, 2009. 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

On May 16, 1995, Talk America was granted authority to operate as an interexchange telecommunications carrier within the State of Nebraska pursuant to Docket C-1155.

By application received on May 29, 2009, Talk America requested the withdrawal of its authority to operate as an interexchange carrier of telecommunications services in the State of Nebraska and its interexchange tariff, Nebraska Tariff No. 3. Talk America currently serves 23 customers in Nebraska. Written notice was sent to all customers regarding the discontinuation of service and Talk America has filed an application for discontinuance with the Federal Communications Commission (FCC) pursuant to Federal rules.

Upon consideration of the request and being fully advised, the Commission finds the request to be reasonable and finds that Talk America's authority to operate as an interexchange carrier of telecommunications services in the State of Nebraska should be cancelled and its interexchange tariff withdrawn.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-4175 be, and it is hereby, granted and the Certificate of Public Convenience and Necessity to provide interexchange telecommunications services previously granted to Talk America Inc. d/b/a Cavalier Telephone d/b/a Cavalier Business Communications, is cancelled.

IT IS FURTHER ORDERED that any Talk America Inc. d/b/a Cavalier Telephone d/b/a Cavalier Business Communication's interexchange tariff, Nebraska Tariff No. 3 be, and is hereby, withdrawn.

MADE AND ENTERED at Lincoln, Nebraska, this 14th day of July, 2009.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director

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MADE AND ENTERED at Lincoln, Nebraska, this 14th day of July, 2009.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

David F. Vap
David C. Boyle

Frank E. Landis
Chairman

Timothy J. Schramm

ATTEST:

Michael S. Dyer
Executive Director

//s// Frank E. Landis