

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-4216
of Comcast Phone of Nebraska,)
LLC d/b/a Comcast Digital Phone,)
Philadelphia, Pennsylvania,) APPROVED
seeking authority to operate as)
an interexchange carrier of)
telecommunications services)
within the State of Nebraska.) Entered: November 24, 2009

BY THE COMMISSION:

On October 9, 2009, an application was filed by Comcast Phone of Nebraska, LLC d/b/a Comcast Digital Phone (Applicant), Philadelphia, Pennsylvania, seeking authority to operate as an interexchange carrier of telecommunications services within the State of Nebraska. Notice of the application was published in The Daily Record, Omaha, Nebraska, on October 15, 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

Applicant is a limited liability company, organized under the laws of the State of Delaware since September 10, 2009. Applicant has been authorized by the Secretary of State to operate in Nebraska as a foreign limited liability company. In addition, no officer, director or shareholder having five percent or more of the applicant's voting securities has been involved in a formal complaint or other investigatory or enforcement proceeding.

Applicant is an indirect wholly owned subsidiary of Comcast Corporation involved in the development, management and operation of broadband and communication networks and programming content. Applicant seeks authority to be a facilities and non-facilities based interexchange telecommunications carrier in the State of Nebraska. Applicant proposes to offer dedicated access and 1+ long distance telecommunications services suitable for voice and limited data applications in the State of Nebraska. Applicant does not propose to provide alternative operator services nor require advanced payments or deposits. Applicant may offer services provided by other interexchange carriers, and Applicant would be solely dependent on the technical capabilities of these underlying carriers. Finally, Applicant proposes to adopt the current tariff on file for CIMCO Communications, Inc. pursuant to an Asset Purchase Agreement entered into as of September 16,

2009, whereby Applicant will acquire CIMCO assets and customer accounts in the State of Nebraska.

Interexchange applications are subject to Commission jurisdiction under Neb. Rev. Stat. § 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 that Applicant 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-4216 be, and it is hereby, granted and Comcast Phone of Nebraska, LLC d/b/a Comcast Digital Phone, is authorized to operate as an interexchange carrier of telecommunications services within the State of Nebraska.

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 within 30 days from the entry of this order that the Applicant file a tariff with the Commission as required by state statutes and the Commission's regulations.

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 November, 2009.

NEBRASKA PUBLIC SERVICE COMMISSION
COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director

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//s// Frank E. Landis