

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska     ) Application No. C-4459.144/  
Public Service Commission, on     )                                 PI-185  
its own motion, to investigate     )  
and monitor compliance with     ) PROCEDURAL ORDER AND ORDER  
federally mandated                 ) GRANTING FORMAL  
intercarrier compensation         ) INTERVENTION  
reform.                                 )  
  ) Entered: September 25, 2012

BY THE COMMISSION:

On April 17, 2012, the Nebraska Public Service Commission (Commission), on its own motion, opened this docket to facilitate the implementation of changes to intrastate access rates and to ensure carrier compliance with the November 18, 2011 Report and Order of the Federal Communications Commission (FCC). Subsequently, YMax Communications Corporation (YMax) filed its revised tariff under this docket on May 31, 2012.

On August 31, 2012, a Petition for Formal Intervention was filed by AT&T Communications of the Midwest, Inc., TCG Omaha, and New Cingular Wireless PCS, LLC (collectively, "Intervenors"). No response to the Protest and Petition for Formal Intervention was filed. The Petition of Formal Intervention and Protest was filed on a timely basis in C-4459.144/PI-185. The Commission hereby grants the Petition of Formal Intervention.

Based on the filing of the Intervenors, the Commission agrees that procedurally, the tariff should have also been processed in accordance with the procedures established by the Commission in Docket C-4145 to provide interested parties an opportunity to negotiate any changes in or new access rates that were filed. Accordingly, notice of the May 31, 2012 YMax tariff submittal will be published in The Daily Record, Omaha, Nebraska. YMax and the Intervenors shall have sixty (60) days from the publication date to negotiate and resolve any access rate changes.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission in the above-captioned matter that the Intervenor's Petition for Formal Intervention be and is hereby granted.

IT IS FURTHER ORDERED that this matter will be re-docketed and processed in accordance with the procedures established by the Commission in Docket C-4145.

MADE AND ENTERED at Lincoln, Nebraska, this 25<sup>th</sup> day of September, 2012.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director

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NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:



//s//Anne C. Boyle  
//s//Frank E. Landis

  
Vice  
Chairman

ATTEST:

  
Executive Director