

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Northeast) Application No. C-4790
Nebraska Telephone Company,)
Jackson, seeking a waiver of the) GRANTED
requirement of 291 NAC 5,)
§ 002.06 regarding public pay)
stations.) Entered: October 20, 2015

BY THE COMMISSION:

On September 9, 2015, the Nebraska Public Service Commission ("Commission") received a request from Northeast Nebraska Telephone Company ("NNTC" or "Company"), Jackson, Nebraska, for a waiver of the requirement contained in Title 291 NAC Ch.5, Rule 002.06 of the Commission's Telecommunications Rules and Regulations regarding public pay stations. Notice of the waiver request was published in The Daily Record, Omaha, Nebraska, on September 14, 2015. No protests were filed to the waiver sought by the Company; therefore, this docket 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

NNTC is a local exchange carrier holding a certificate of public convenience and necessity to provide local exchange service in the State of Nebraska. Title 291 NAC Ch.5, Rule 002.06 of the Commission's Telecommunications Rules and Regulations states,

In each municipality served by an exchange carrier where public convenience requires it, the exchange carrier shall supply at least one public pay station that will be available to the public on a 24-hour basis. The requirement for this facility may be waived by the Commission for reasons such as: abusive vandalism or damage, excessive cost of maintaining the pay station, or lack of use.

In its September 9, 2015 letter, NNTC seeks a waiver of the Commission's rule to maintain a public pay station in the communities of Bartlett, Long Pine, Coleridge, Winside, Newcastle, Craig, Clearwater, Spencer, Allen, Weston/Malmo, Prague, Linwood/Morse Bluff, Butte, Stuart, Dixon, Decatur, Obert, Martinsburg, Waterbury, and Jackson.

The Company states in support of its waiver request three reasons why the Commission should grant the requested waiver:

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1) Low usage; 2) excessive cost, the combined revenue from the pay stations in the requested communities in 2014 totaled \$.35 while it cost the Company over \$5,000 to operate the stations, resulting in a significant loss to the Company; and 3) the cost of replacing all the pay stations due to NNTC's Fiber to the Home ("FTTH") project, estimated to be more than \$16,000.

Upon consideration of the waiver request, the Commission is of the opinion and finds that in light of the reasons cited by NNTC, including lack of use and excessive cost, the requested waiver is reasonable and should be granted.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the waiver of Title 291 NAC Ch.5, Rule 002.06 sought by Northeast Nebraska Telephone Company, be, and is hereby, granted.

MADE AND ENTERED at Lincoln, Nebraska, this 20th day of October, 2015.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Tim Schram
Crystal Guadalupe

//s//Frank E. Landis
//s//Gerald L. Vap

Chairman

Gerald L. Vap

ATTEST:

Jeffrey L. Peltz

Executive Director