

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the)	Application No. C-4833
Application of Nexus)	
Communications, Inc.,)	
Columbus, Ohio, seeking)	
authority to relinquish its)	GRANTED
designation as an Eligible)	
Telecommunications Carrier)	
in the State of Nebraska.)	
)	Entered: May 25, 2016

BY THE COMMISSION:

By Application filed April 8, 2016, Nexus Communications, Inc., ("Nexus or "Company") of Columbus, Ohio, seeks permission to relinquish its Eligible Telecommunications Carrier ("ETC") designation pursuant to Section 214(e)(4) of the Telecommunications Act of 1934, as amended (the "Act"), 47 U.S.C. § 214(e)(4), and Section 54.205 of the Federal Communication Commission's ("FCC") rules, 47 C.F.R § 54.205. Notice of the Application was published in The Daily Record, Omaha, Nebraska, on April 18, 2016. 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

Nexus is licensed by the FCC to provide commercial mobile radio service ("CMRS") in Nebraska. Nexus has been designated as an ETC in this state since June 18, 2013, pursuant to the Commission's order in Docket C-4570/NUSF-87.¹ Consistent with 47 U.S.C. § 214(e)(4) and 47 C.F.R. § 54.205, Nexus has requested permission to relinquish its ETC designation.

Nexus wishes to relinquish its ETC designation because of changes in the industry and proposed modifications to the Lifeline program. Nexus states that the relinquishment of ETC status will have minimal impact because Nexus has no subscribers in Nebraska.

According to 47 U.S.C. § 214(e)(4), a State commission "shall permit an eligible telecommunications carrier to

¹ In the Matter of the Application of Nexus Communication, Inc., for Designation as an Eligible Telecommunications Carrier Pursuant to 47 U.S.C. § 214(e) for Low Income Support Only. Docket C-4570/NUSF-87, Granted, June 18, 2013.

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relinquish its designation as such a carrier in any area served by more than one eligible telecommunications carrier." This section further requires that the relinquishing ETC "shall give advance notice to the state commission . . . of such relinquishment." Prior to permitting the ETC to cease providing universal service, the Commission "shall require the remaining eligible telecommunications carrier or carriers to ensure that all customers served by the relinquishing carrier will continue to be served, and shall require sufficient notice to permit the purchase or construction of adequate facilities by any remaining eligible telecommunications carrier." Nexus states that it satisfies all of these requirements.

As Nexus has no customers in Nebraska, notice is not necessary or required to remaining eligible telecommunications carriers.

Based on the foregoing, the Commission finds that Nexus satisfies the requirements of 47 U.S.C. § 214(e)(4) and 47 C.F.R. § 54.205 and that its application for relinquishment of ETC designation should be approved.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-4833 should be, and it is hereby, granted.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 25th day of May, 2016.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Gerald L. Up
Crystal Knoder
R. Jensen

//s//Frank E. Landis
 //s//Tim Schram

Tim Schram
 Chairman

ATTEST:

Jeffrey L. Puley
 Executive Director