

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-4874
of West Telecom Services, LLC,)
Lancaster, Texas, seeking) GRANTED
approval to participate in)
financing arrangements.) Entered: December 13, 2016

BY THE COMMISSION:

On October 13, 2016, an application was filed by West Telecom Services, LLC ("West Telecom") of Lancaster, Texas, seeking approval to participate in certain financing arrangements. Notice of the application was published in The Daily Record, Omaha, Nebraska, on October 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

The Applicant

West Telecom is a Delaware Limited Liability Company located in Lancaster, Texas. West Telecom is an indirect wholly-owned subsidiary of West Corporation ("West"). West Telecom is authorized to operate as a facilities-based and resale carrier of telecommunications service in the State of Nebraska pursuant to its certificate of authority granted by the Commission in Docket C-2554 on August 7, 2001. West Telecom provides wholesale local and national tandem switching and transport services, termination services, toll-free origination services, and Direct Inbound Dial services to telecommunications and information service providers.

Financing Arrangements

West is subject to an Amended and Restated Credit Agreement dated October 5, 2010. On June 17, 2016, West and various lenders entered into Amendment No. 7 to the Amended and Restated Credit Agreement, amending the Credit Agreement. The Amended Credit Agreement refinanced prior indebtedness, provided credit to prepay other existing indebtedness, and provided extended credit facilities. Under the terms of the Amended Credit Agreement, West will commit certain West subsidiaries, including West Telecom, to secure and guarantee the Amended Credit Agreement.

The Applicant states the financing transactions are in the public interest and will enhance the ability of West Telecom, through its relationship to West, to secure more favorable financing terms and conditions than it would achieve on its own. This access to debt will allow West Telecom to grow and compete in

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the competitive telecommunications marketplace in Nebraska and nationwide, benefitting consumers by increasing competition.

Applicant seeks approval from the Commission pursuant to Neb. Rev. Stat. § 75-148, which states in pertinent part,

A common carrier may issue stock, bonds, notes, or other evidence of indebtedness, payable at periods of more than twelve months after the date thereof, when necessary for the acquisition of property, the construction, completion, extension or improvement of facilities, the improvement or maintenance of its service, or the discharge or lawful refunding of its obligations if the common carrier first secures from the Commission an order authorizing such issue and the amount thereof and stating that in the opinion of the Commission the use of the capital to be secured by the issue of such stock, bonds, notes, or other evidence of indebtedness is reasonably required for the purposes of the carrier.

Upon review of the evidence, the Commission finds that the application filed herein is in compliance with the applicable Nebraska Statutes and that the debt financing agreement is reasonably required for the aforementioned purpose. The application is fair, reasonable and in the public interest and should be granted.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-4874 be, and is hereby granted.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 13th day of December, 2016.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Guadalupe
Crystal Knodes

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

Tim Schram
Chairman

ATTEST:

John R. [Signature]

Deputy Director