

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

NEBRASKA TECHNOLOGY &	)	Application No. FC-1336
TELECOMMUNICATIONS, INC.,	)	
	)	
Complainant,	)	
	)	ORDER ESTABLISHING PROCEDURAL
v.	)	SCHEDULE
	)	
WINDSTREAM NEBRASKA, INC.	)	
	)	
Respondent.	)	ENTERED: July 7, 2009

BY THE HEARING OFFICER:

On May 13, 2009, Nebraska Technology & Telecommunications, Inc. (NT&T) filed a formal complaint against Windstream Nebraska, Inc. (Windstream) alleging a violation of their interconnection agreement and anti-competitive behavior. Notice of the formal complaint appeared in the Daily Record, Omaha on May 18, 2009. An answer was filed on June 1, 2009. A Motion to Dismiss relative to one count of the complaint was filed by Windstream.

A planning conference was held on June 26, 2009 in the Commission Niobrara Conference Room, Lincoln, Nebraska. Mark Fahleson and Troy Kirk appeared for the complainant. James Overcash appeared for the respondent. At the conference, counsel for the parties agreed to the following schedule and procedure:

Event	Date
Response to Motion to Dismiss by NT&T	July 14, 2009
Reply to the Response by Windstream	July 21, 2009
Direct Testimony and Exhibits	August 19, 2009
Cross or Rebuttal Exhibits	September 4, 2009
Hearing	September 9-10, 2009

Counsel for the parties agreed that service shall be accomplished by electronic mail. Documents and information shall be exchanged electronically between the parties and electronically filed with the Commission. Paper copies of direct testimony and exhibits will also be filed with the Commission.

O R D E R

IT IS THEREFORE ORDERED by the Hearing Officer in this proceeding that the procedural schedule detailed above shall be and it is hereby adopted.

IT IS FURTHER ORDERED that the hearing in this matter will be held in the Commission Hearing Room, 300 The Atrium Building, 1200 N Street, Lincoln, Nebraska, 68508 on September 9, 2009, beginning at 11:00 a.m. CDT. If necessary, the hearing will continue on September 10, 2009 beginning at 10:00 a.m. CDT.

MADE AND ENTERED at Lincoln, Nebraska, this 7th day of July, 2009.

NEBRASKA PUBLIC SERVICE COMMISSION

By: \_\_\_\_\_  
Hearing Officer

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