

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska) APPLICATION NO. NUSF-25
Public Service Commission, on)
its own motion, seeking to)
establish guidelines for the) Progression Order No. 16
purpose of certifying the use)
of federal universal service)
support.) Entered: September 26, 2006

BY THE COMMISSION:

O P I N I O N A N D F I N D I N G S

1. The Commission has established self-certification as its process for verifying whether all federal high-cost support will be used for its intended purpose, pursuant to 47 C.F.R § 54.314 and CC Docket No. 96-45. See Application No. NUSF-25, Progression Order #1 (August 21, 2001). Progression Order #5 in this docket, required each rural incumbent local exchange carrier and/or eligible telecommunications carrier to file a notarized copy of an affidavit certifying whether federal high-cost support is being used consistent with section 254(e) of the Telecommunications Act of 1996, on or before September 1 of each year.

2. On September 19, 2006, the Commission entered Progression Order No. 15 naming the carriers who filed properly completed affidavits regarding the use of federal high-cost support. On September 22, 2006, the Commission received a Motion to Accept a Late-Filed Affidavit from Budget Phone, Inc., along with a properly completed affidavit.

3. The Commission finds that the Motion filed by Budget Phone, Inc. should be granted and the following carrier filed properly completed affidavits regarding the use of federal high cost support:

Budget Phone, Inc.

4. Accordingly, the Commission will provide certification to the Administrator of the federal high-cost universal service support mechanisms and the Federal Communications Commission (FCC) that the above-listed carriers will use federal high-cost support only for the

provision, maintenance, and upgrading of facilities and/or service for which the support is intended in accordance with section 254(e) of the Telecommunications Act of 1996, as amended.

5. In addition, Progression Order No. 15 should be corrected for Windstream. The order should have listed Windstream Nebraska, Inc. rather than Windstream Communications f/k/a Alltel Communications where it is referenced in Progression Order No. 15. This order corrects that reference and Windstream Nebraska Inc., shall be listed in the Commission's certification to the FCC and to the Administrator of the federal high-cost universal service support mechanisms.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the affidavit filed by the above-referenced carrier is accepted.

IT IS FURTHER ORDERED that Progression Order No. 15 be and it is hereby corrected as it pertains to Windstream Nebraska, Inc.

MADE AND ENTERED at Lincoln, Nebraska this 26th day of September, 2006.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director