

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSON

In the Matter of the Nebraska) Application No. NUSF-69.03
Public Service Commission, on)
its own motion, seeking to)
implement policies and)
procedures related to)
providing Dedicated universal) REIMBURSEMENT ORDER
service Support for Wireless)
Telecommunications Services:)
N.E. Colorado Cellular Inc.)
d/b/a Viaero Wireless.) Entered: October 12, 2011

BY THE COMMISSION:

By Petition filed May 20, 2009 by N.E. Colorado Cellular Inc. d/b/a Viaero Wireless (Viaero), sought support from the Nebraska Universal Service Fund (NUSF) dedicated wireless program. The Commission allocated \$5 million for the 2009 funding year in which the Petition was filed. Viaero's Petition sought \$5 million for 15 proposed cell towers.

A public hearing on the application was held on September 29, 2009 in Lincoln, Nebraska. On October 20, 2009, the Commission granted Viaero's funding request.

The Commission approved reimbursement up to the estimated construction costs contained in the application for the 15 approved sites in the amount of \$5 million, or the actual cost of construction on each site, whichever is lower. Seeking reimbursement, Viaero filed invoices with the NTIPS Department on January 8, 2010, and on September 2, 2011. The NTIPS Department staff has reviewed these invoices.

The reimbursement request for the Chadron location exceeds the estimated costs contained in the application. However, the reimbursement request for the construction of the remaining towers was lower than the estimated costs contained in the application. Viaero seeks an order from the Commission to permit the NTIPS Department to reimburse Viaero for the full amount of the Chadron location which is \$340,333.56. In its application, Viaero estimated its construction costs to be \$320,747.10. Given that the amount of reimbursement sought is reasonable based on the NTIPS Department staff's review of the invoices and taking into consideration the fact that the reimbursement request for three other tower sites was lower than the estimates provided

in the application, the Commission is of the opinion and finds that the reimbursement request for the Chadron tower site which exceeded the estimate in the application should be granted. The NTIPS Department staff is permitted to reimburse Viaero for the Chadron location for the amount matching the invoices provided by Viaero.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Order entered on October 20, 2009, is amended as provided herein.

IT IS FURTHER ORDERED that the Commission approves payment to N.E. Colorado Cellular Inc. d/b/a Viaero Wireless based on the invoices provided to the NTIPS Department for the Chadron location in the amount of \$340,333.56.

MADE AND ENTERED at Lincoln, Nebraska this 12th day of October, 2011.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director

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NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Red [unclear]
Dave Boyle
Gerald L. Vay

//s// Frank Landis

//s// Tim Schram

Tim Schram
Chairman

ATTEST:

Paul J. [unclear]
Executive Director