

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska ) Application No. NUSF-69.06  
Public Service Commission, on )  
its own motion, seeking to )  
implement policies and )  
procedures related to ) REIMBURSEMENT ORDER  
providing Dedicated universal )  
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 2010 funding year in which the Petition was filed. Viaero's Petition sought \$5.4 million for proposed cell towers.

A public hearing on the application was held on October 6, 2010 in Lincoln, Nebraska. On November 3, 2010 the Commission granted Viaero's funding request in part, authorizing dedicated wireless fund support for seven of the proposed tower sites.

The Commission approved reimbursement for the construction costs of seven of the proposed tower sites as referenced in NUSF-69.06 in the amount of \$2,580,433, or the actual cost of construction on each site, whichever was lower. Seeking reimbursement, Viaero filed invoices with the NTIPS Department on September 1, 2011. The NTIPS Department staff has reviewed these invoices.

The reimbursement request for the Eddyville and Pete Smith Hill locations 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 Eddyville and Pete Smith Hill locations which is \$770,684.57. In its application, Viaero estimated its construction costs to be \$732,462.68. 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 Eddyville and Pete Smith Hill tower sites which exceeded the estimate in the application should be granted. The NTIPS Department staff is permitted to reimburse Viaero for the Eddyville and Pete Smith Hill locations 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 November 3, 2010 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 Eddyville and Pete Smith Hill locations in the amount of \$770,684.57.

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:

*Frank Landis*  
*Aune Boyd*  
*Gerald L. Vop*

//s// Frank Landis

//s// Tim Schram

*Tim Schram*  
Chairman

ATTEST:

*Michael J. ...*  
Executive Director