

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska)	Application No. NUSF-69
Public Service Commission, on)	
its own motion, seeking to)	
implement policies and pro-)	
cedures related to providing)	PLANNING CONFERENCE ORDER
dedicated universal service)	
support for wireless telecom-)	
munications services: N.E.)	
Colorado Cellular, Inc., d/b/a)	
Viaero Wireless)	Entered: September 9, 2008

BY THE HEARING OFFICER:

The Commission opened this proceeding to determine the amount of support, the allocation of support, and to implement policies and procedures for the Nebraska Universal Service Fund (NUSF) dedicated wireless program.¹ On February 26, 2008, the Commission entered an order soliciting petitions from wireless carriers interested in receiving support from the NUSF.

On June 27, 2008, N.E. Colorado Cellular, Inc. d/b/a Viaero Wireless filed a petition seeking support from the NUSF. Notice of Viaero Wireless' application appeared in the Daily Record on July 11, 2008. Petitions of Formal Intervention were filed by the following: The Rural Independent Companies, Arlington Telephone Company, Blair Telephone Company, Cambridge Telephone Company, Clarks Telecommunications Co, Consolidated Telephone Co., Consolidated Telco Inc., Consolidated Telcom Inc., Curtis Telephone Company, Eastern Nebraska Telephone Co., Great Plains Communications Inc., Hartington Telecommunications Co. Inc., Hershey Cooperative Telephone Company Inc., K & M Telephone Company Inc., Nebraska Central Telephone Company, Northeast Nebraska Telephone Company, Rock County Telephone Company, Stanton Telephone Co Inc., and Three River Telco. (collectively the "Rural Independent Companies"), through their attorneys Paul Schudel and James Overcash; and by United Telephone of the West, d/b/a Embarq (United) through their attorneys Deonne Bruning and William Hendricks.

A Planning Conference was held in the Commission Hearing Room on September 3, 2008 at 1:30 p.m. The following persons entered appearances: Loel Brooks on behalf of the

¹ The Commission previously approved support for the dedicated wireless fund in Docket NUSF-48 on October 18, 2005. The Commission opened the above-captioned proceeding to implement policies and procedures for the wireless program.

applicant/petitioners, Deonne Bruning on behalf of United, and James Overcash on behalf of the Rural Independent Companies.

The parties attending the Planning Conference agreed upon the case progression schedule detailed below. Service shall be sent electronically to all parties to this proceeding. Service on the Commission shall include an electronic copy, followed up with the filing of four (4) paper copies of pre-filed testimony, exhibits and pleadings with the Commission.

It was discussed at the planning conference that the staff would serve discovery on the Applicant. Discovery should be concluded by October 17, 2008. Applicant indicated that it would not serve discovery requests on the Intervenor in the proceeding. The Intervenor also stated that had no intention of serving discovery on the Applicant.

<u>Event:</u>	<u>Deadline:</u>
Discovery (concluded by)	October 17, 2008
Direct Testimony ²	October 27, 2008
Rebuttal Testimony	November 21, 2008

A hearing on this matter will be held on **December 16, 2008** at 11:00 a.m. in the Commission Hearing Room, 300 The Atrium Building, 1200 N Street, Lincoln, Nebraska 68508. The Commission has reserved the Hearing Room December 17, 18 and 19, 2008 for use as needed.

The Commission's service list for this proceeding is as follows:

For the Applicant:

Loel P. Brooks
Brooks, Pansing, Brooks, PC, LLO
984 Wells Fargo Center
1248 O Street
Lincoln, NE 68508

For the Commission staff:

Shana Knutson
300 The Atrium Building
1200 N Street
Lincoln, Nebraska 68508
402-471-3101

² Prefiled direct and rebuttal testimony is to be filed concurrently by all parties. Parties do not have to file direct testimony in order to file rebuttal testimony.

For the Rural Independent
Companies:

Paul M. Schudel, and
James A. Overcash,
Woods & Aitken, LLP
301 S. 13th Street, St. #500
Lincoln, NE 68508
(402) 437-8500
(402) 437-8558 Fax

For United:

Deonne Bruning
Deonne Bruning, P.C. L.L.O.
2901 Bonacum Drive
Lincoln, NE 68502
(402) 421-6405
(402) 421-6406 Fax

And

William E. Hendricks
United Telephone Company of
The West d/b/a Embarq
902 Wasco Street
Hood River, OR 97031
(541) 387-9439
(541) 387-9753 Fax

Corrections or amendments to this service list must be
filed in writing with the Commission and served on all other
interested parties.

O R D E R

IT IS THEREFORE ORDERED by the Hearing Officer that the
case progression schedule detailed above be and it is hereby
adopted. All filings shall be made in accordance therewith.

MADE AND ENTERED at Lincoln, Nebraska this 9th day of
September, 2008.

NEBRASKA PUBLIC SERVICE COMMISSION

By: _____
Frank E. Landis