

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Petition of ) Application Nos. NUSF-77.06  
the Nebraska Telecommunications ) Progression Order No. 5  
Association for Investigation )  
and Review of Processes and )  
Procedures Regarding the )  
Nebraska Universal Service Fund: ) PLANNING CONFERENCE ORDER  
Application to the Nebraska )  
Broadband Pilot Program (NEBP) )  
received from N.E. Colorado )  
Cellular, Inc. d/b/a Viaero )  
Wireless. ) Entered: April 5, 2012

BY THE HEARING OFFICER:

By Application filed February 1, 2012, N.E. Colorado Cellular, Inc. d/b/a Viaero Wireless (Viaero) seeks Nebraska Broadband Pilot (NEBP) Program support. Notice of the Application appeared in the Daily Record, Omaha, Nebraska on February 7, 2012.

On April 3, 2012, the Commission held a planning conference to establish a case progression schedule and a hearing date. With the consent of the parties in this matter, the following procedural schedule should be, and it is hereby, adopted.

<u>Date</u>	<u>Event</u>
April 23, 2012	Staff recommendation will be filed.
May 7, 2012	Pre-filed Direct Testimony is due. If presenting a witness at the hearing, pre-filed testimony must be filed with the Commission and served on any other parties to the proceeding.
May 21, 2012	Pre-filed Reply Testimony is due. Pre-filed testimony must be filed with the Commission and served on any other parties to the proceeding.

The hearing on the application will be held on **May 30, 2012**, in the Commission Hearing Room, 300 The Atrium Building, 1200 N Street, Lincoln, Nebraska 68508 commencing at 1:30 p.m. central time. The Commission also reserves **May 31, 2012** as

necessary to complete the hearing. If May 31, 2012 is needed, the hearing will commence at 10:00 a.m. in the Commission Hearing Room. The hearing will be consolidated with NUSF-77.01, NUSF-77.02, NUSF-77.03, NUSF-77.04, NUSF 77.05 and NUSF-77.07. The hearing will be held in the traditional format. Witnesses will be sworn-in and cross-examination by intervening parties will be permitted. An outside court reporter will be hired to transcribe this proceeding and applicant will be required to pay an equal share of the cost of the court reporter services with the other six applicants.

If auxiliary aids or reasonable accommodations are needed for attendance at the meeting, please call the Commission at (402) 471-3101. For people with hearing/speech impairments, please call the Commission at (402) 471-0213 (TDD) or the Nebraska Relay System at (800) 833-7352(TDD) or (800) 833-0920 (Voice). Advance notice of at least seven (7) days is needed when requesting an interpreter.

Requests to propound discovery will be considered by the Hearing Officer after the staff recommendation has been filed. The Hearing Officer may, in his discretion, limit discovery in time and scope so that a hearing on the application will not be delayed.

Service shall be sent electronically to parties to this proceeding. Service on the Commission shall include an electronic copy, followed up with the filing of five (5) paper copies of pre-filed testimony, exhibits and pleadings with the Commission.

Counsel for the parties are requested to provide the Commission staff with an estimate of time needed for cross-examination at least two (2) days prior to the hearing.

The Commission will determine post-hearing filing deadlines at the close of the hearing.

#### O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the procedural schedule described above shall be and it is hereby adopted.

IT IS FURTHER ORDERED that the hearing on this application shall be held on **May 30, 2012** in the Commission Hearing Room, 300 The Atrium Building, 1200 N Street, Lincoln, Nebraska 68508 commencing at 1:30 p.m. central time. If needed, the hearing

will continue on **May 31, 2012** beginning at 10:00 a.m. central time.

MADE AND ENTERED at Lincoln, Nebraska, this 5th day of April, 2012.

NEBRASKA PUBLIC SERVICE COMMISSION

By: \_\_\_\_\_  
Frank E. Landis  
Hearing Officer

Application No. NUSF-77.06

Page 3

will continue on **May 31, 2012** beginning at 10:00 a.m. central time.

MADE AND ENTERED at Lincoln, Nebraska, this 5th day of April, 2012.

NEBRASKA PUBLIC SERVICE COMMISSION

By: Frank E. Landis  
Frank E. Landis  
Hearing Officer