

Nebraska Public Service Commission

TO: Interested Parties
FROM: Nebraska Public Service Commission
Communications Department
RE: Filing of Local Service Applications

The Commission has adopted rules regarding applications for local service. These applications are addressed in the Telecommunications Rules and Regulations Title 291 Chapter 5 § 002.49C. A sample application is also provided.

Each application must have a \$300.00 filing fee enclosed with it. Please file one original of the application and exhibits. If you would also include an electronic copy of the application that would also be appreciated. If you desire a dated-stamped copy be returned, please include a postage-paid, self-addressed envelope for this service.

There may be a hearing on the application. If an attorney represents the applicant at a hearing, that attorney must be licensed to practice in Nebraska or accompanied by local Nebraska counsel. The applicant's witness should bring a copy of the application and exhibits to the hearing. Hearing fees of \$125.00 will be assessed when a hearing is held.

This letter is to assist you in the process required in Nebraska and to notify you that incomplete applications will not be docketed. Any submitted application that does not have all the requisite information will be put on hold and will not be processed until the information is received. The consultant/attorney, as well as the applicant, will be notified of the deficiency by letter.

Please make note of the following requirements that are routinely ignored:

1. **Financial statements for the previous three years of operation.**

A copy of applicant's last three annual financial statements to include a balance sheet, profit and loss statement, and evidence of adequate financing, together with applicant's most recent interim financial statements, certified by an independent certified public accountant. If certified financial statements are not available, applicant shall provide such information as the Commission requires to satisfy this provision.

*** NOTE: For purposes of accounting, all applicants must comply with the requirements set forth in Rule 002.24 (Our rules can be found on our website www.psc.state.ne.us). Specifically, the financial record must comply with Generally Accepted Accounting Principles. This rule is located in the local exchange section; however, it also applies to IXCs due to cross-referencing at Rule 003.01D.

2. **If applicant is a foreign corporation, a copy of its Certificate of Authority to transact business in Nebraska.**

**** NOTE: A copy of the certificate given by the Nebraska Secretary of State must be submitted.

3. **A detailed description of the services applicant proposes to offer in Nebraska, including whether advance payments and/or deposits will be required.**

**** NOTE: A tariff will satisfy this requirement.

4. **Operator Service Provider: Any person, firm, partnership or corporation engaged in furnishing operators to facilitate the completion of local and/or long distance calls and who bill for such operator services and call completion either separately, through exchange carriers, or other billing services such as credit card companies.**

**** NOTE: Our interpretation of this rule is that a carrier must request A??? O??? S??? (AOS) if it bills for operator services and call completion either separately, through exchange carriers, or other billing services such as credit card companies. In the future, if a company bills for operator assistance, it should be noted in the application and authority to provide AOS should be requested.

There is a \$25.00 filing fee due with all initial tariff filings. Additionally, there is a \$25.00 filing fee due with all annual financial reports, which are due on April 30th of each year.

The Alliance for Telecommunications Industry Solutions (ATIS) provides an educational document which provides an overview of network processes and procedures for the routing of exchange traffic. A link to the current version of the document is provided at the Nebraska Public Service Commission web site under CLEC/IXC Application Information.

We appreciate your interest in providing service in Nebraska and also your cooperation in submitting a complete application.

If you have further questions or if you need additional information, please contact the Communications Department at 402-471-3101.