

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Midstates Data Transport,)	Application No. NUSF-148.05
LLC, dba Stealth Broadband seeking)	
transition of ongoing high-cost Nebraska)	LUMEN TECHNOLOGIES, INC.’S
Universal Service Support for eligible)	PETITION FOR FORMAL
served locations in Qwest Corporation and)	INTERVENTION
United Telephone Company of the West’s)	
territory.)	

COMES NOW Lumen Technologies, Inc., by and through undersigned counsel, on behalf of its incumbent local exchange (“ILEC”) carriers Qwest Corporation, d/b/a CenturyLink QC, and United Telephone Company of the West, d/b/a CenturyLink (collectively, “Lumen”), and respectfully submits this Petition for Formal Intervention (the “Petition”) in response to the Verified Application (the “Application”) filed by Midstates Data Transport, LLC, dba Stealth Broadband (the “Applicant”) in the above-captioned proceeding. In support of this Petition, Lumen states as follows:

LEGAL STANDARD

1. Applicant filed a verified application on October 2, 2025, seeking receipt of high-cost Nebraska Universal Service Fund (“NUSF”) support for location for which Lumen’s ILECs have carrier of last resort (“COLR”) responsibilities.
2. Lumen files this Petition so that information regarding what the Applicant has defined as the “Transition Support Area” (a definition not yet adopted by the Commission) may be obtained and Lumen has an opportunity to participate, as necessary, in this Proceeding.
3. Lumen also files this Petition because there has been no further order from the Commission following the September 30, 2025 hearing in NUSF-139, so the relief

sought by the Applicant's Petition may be premature, warranting Lumen's participation in this Proceeding.

4. Pursuant to the Rules of Commission Procedure, 291 Neb. Admin. Code § 001.16, intervenors are defined as "persons, political subdivisions, corporations, organizations, or other entities who have or claim to have any interest, legal right, duty, privilege, or immunity, which would be directly affected by the Commission's issuance of a binding order." (emphasis added). Here, Lumen will be directly affected by the Application seeking to transfer NUSF high-cost support, that is currently afforded to Lumen, to the Applicant.
5. Further, pursuant to 291 Neb. Admin. Code § 002.12A2, a party seeking to formally intervene must state, among other things, "facts demonstrating that the petitioner's legal rights, duties, privileges, immunities or other legal interests may be substantially affected by the proceeding." (emphasis added). On its face, the Application substantially affects Lumen's legal interests in receipt of high-cost support and of ongoing COLR obligations.
6. Lumen's participation in this proceeding will be limited to the issues set forth in the Application and will not unduly broaden the scope of the proceeding. *See* Title 291, Neb. Admin. Code, Ch. 1, § 002.12B3.

CONCLUSION

WHEREFORE, based on the above, Lumen respectfully requests the Commission enter an order granting this Petition for Formal Intervention in the above-captioned proceeding.

DATED this 10th day of November 2025.

Respectfully Submitted,

LUMEN TECHNOLOGIES, INC.,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 10th day of November 2025, a true and correct copy of the foregoing was served via electronic mail to:

Nebraska Public Service Commission

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