



Nebraska Broadband Bridge Program Challenger Acknowledgement and Attestation Form

2022 Program Year

By completing this form, the challenging party acknowledges that the Nebraska Public Service Commission has upheld the challenge filed against the following project:

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| 1. Challenger Name: | | | |
| 2. Challenged NBBP Applicant Name: | | | |
| 3. Challenged NBBP Application Project Name: | | | |
| 4. Total number of serviceable locations in the challenged area: | | 5. Number of locations in the challenged area currently served by challenger: | |

Please select one of the following:

Type 1 Challenger: The challenging provider currently provides service at the minimum 100/20 Mbps speed threshold to all locations within the challenged portion of the project area. The challenging provider will continue to provide a minimum of 100/20 Mbps service in the entire challenged area, and must notify the Commission should the challenger’s service offerings in the area change.

Type 2 Challenger: The challenging provider is currently constructing broadband infrastructure in the project area, or is proximate to the project area and anticipates completion of broadband infrastructure within the project area within eighteen-months after the date grant awards are made under the program. The challenging provider will provide documentation to the Commission as required, including progress reports every three months demonstrating progress towards construction. The challenging provider must submit documentation to the Commission demonstrating fulfillment of the commitment to deploy broadband internet at the stated speeds in the entire project area on or before the due date stated in the C-5368 order issuing grant awards and results of challenges.

ATTESTATION: By signing this document, I attest under penalty of perjury that the information contained in this form and all supporting documents are true and accurate, and that I have undertaken due diligence to obtain knowledge regarding these claims. I also acknowledge that if service is not provided to the project area within the required eighteen-month timeframe, or if the challenging provider fails to continue providing service in the project area, the challenging provider will be subject to civil penalties and will be prohibited from submitting any applications or challenges within the Nebraska Broadband Bridge Act for the following two fiscal years. I agree to comply with all terms of the Nebraska Broadband Bridge Program.

Printed Name: _____

Title: _____ Date: _____

Authorized Signature: _____

Please return this form to psc.broadband@nebraska.gov by December 12, 2022.