

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska) Application No. C-5368
Public Service Commission, on)
its own motion, to administer)
the Nebraska Broadband Bridge) ORDER DENYING MOTIONS FOR
Program in the 2022 program) LATE-FILED COMMENTS
year.)
)
) Entered: March 8, 2022

BY THE HEARING OFFICER:

The Nebraska Public Service Commission ("Commission") initiated this proceeding on February 1, 2022 in order to administer the 2022 program year of the Nebraska Broadband Bridge Program ("NBBP"). As part of the order opening this docket ("February 1 Order"), the Commission issued a procedural schedule in the 2022 NBBP program year, and sought comments on certain matters. Comments were due on or before March 1, 2022 at 5:00 p.m. Central Time. Comments received before this deadline were accepted as filings in the above-captioned docket and posted to the Commission's website for public review.

On Friday, March 5, 2022, Qwest Corporation d/b/a CenturyLink QC and United Telephone Company of the West d/b/a CenturyLink (collectively "CenturyLink") filed a motion to file comments out of time, stating that the comments would be late due to administrative oversight. Also on March 5, 2022, Charter Communications, Inc., ("Charter") submitted a letter with comments to the Commission, which for purposes of this Order will be treated as a motion to file comments out of time.

These motions must be denied. The deadline for comments to be received was clearly and unambiguously stated in the February 1 Order. I find that since the order was issued one month prior to the comment deadline, commenters were given adequate time to submit comments in a timely fashion. Commenters finding this timeframe to be an undue burden could have submitted a motion for an extension prior to the March 1 deadline. However, no such motion was received.

I further find that denying these motions will not cause an undue burden to CenturyLink or Charter. Parties wishing to provide input on the topics of discussion set forth in the February 1 Order may attend the hearing in this matter, to be held on **March 22, 2022, at 9:30 a.m. Central Time** in the Commission Hearing Room,

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300 The Atrium Building, 1200 N Street, Lincoln, Nebraska 68508, and via WebEx, available at <https://psc.nebraska.gov/stream>. Parties may submit prefiled testimony for this hearing if they so choose, provided the witness is present at hearing for questioning. CenturyLink and Charter therefore will have the opportunity to provide input in this docket. Participation in the hearing would not be an unfair advantage to CenturyLink and Charter, as filing comments out of time - and after all other parties have submitted comments publicly available for review - would be. As such, I find that the motions to file comments out of time should be denied.

O R D E R

IT IS THEREFORE ORDERED by the Hearing Officer that the motions to file comments out of time filed by Qwest Corporation d/b/a CenturyLink QC, United Telephone Company of the West d/b/a CenturyLink, and Charter Communications, Inc. are denied.

IT IS FURTHER ORDERED that parties wishing to provide input in this matter may attend the hearing previously scheduled for **March 22, 2022, at 9:30 a.m. Central Time** in the Commission Hearing Room, 300 The Atrium Building, 1200 N Street, Lincoln, Nebraska 68508 and by videoconference as indicated above

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska this 8th day of March, 2022.

NEBRASKA PUBLIC SERVICE COMMISSION

BY:



Tim Schram
Hearing Officer