

Nebraska Public Service Commission

COMMISSIONERS:
ROD JOHNSON
FRANK E. LANDIS
CRYSTAL RHOADES
MARY RIDDER
TIM SCHRAM

EXECUTIVE DIRECTOR:
MICHAEL G. HYBL



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NEBRASKA CONSUMER HOTLINE:
1-800-526-0017

SEP 20 2018

FDC MAIL ROOM

September 18, 2018

CERTIFICATION

To Whom It May Concern:

I, Mike Hybl, Executive Director of the Nebraska Public Service Commission, hereby certify that the enclosed is a true and correct copy of the original order made and entered in the proceeding docketed as Application No. NUSF-25, Progression Order #37, on the 18th day of September, 2018. The original order is filed and recorded in the official records of the Commission.

Please direct any questions concerning this order to Cullen Robbins, Director, at 402-471-3101.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of the Nebraska Public Service Commission, Lincoln, Nebraska, this 18th day of September, 2018.

Sincerely,

A handwritten signature in cursive script, appearing to read "Mike P. Hybl".

Mike Hybl
Executive Director

MH:bz

Enclosure

cc: Nebraska Federal High-Cost Carriers

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska) APPLICATION NO. NUSF-25
Public Service Commission, on) Progression Order No. 37
its own motion, seeking to)
establish guidelines for the)
purpose of certifying the use) ORDER
of federal universal service)
support.)
) Entered: September 18, 2018

BY THE COMMISSION:

O P I N I O N A N D F I N D I N G S

1. On May 15, 2007, the Nebraska Public Service Commission (Commission) established a detailed process for verifying whether all federal high-cost support was, in the preceding year, and in the next calendar year, used for the intended purpose pursuant to Section 254(e) of the Telecommunications Act of 1996; and whether all state high-cost support was and would be used for its intended purpose pursuant to Neb. Rev. Stat. § 86-324. See Application Nos. NUSF-25/NUSF-66, Progression Order #18 (May 15, 2007). Consistent with the Commission's findings, all designated eligible telecommunications carriers (ETCs) and all Nebraska designated eligible telecommunications carriers (NETCs)¹ receiving high-cost support were required to file historical and prospective documentation describing their use of federal and state high-cost universal service support. These annual filings are due on June 1st of each year.

2. On November 18, 2011, the Federal Communications Commission (FCC) issued its Universal Service and Intercarrier Compensation Transformation Order (Transformation Order)² which, *inter alia*, modified the certification requirements for ETCs. Among the changes 47 C.F.R. § 54.314 requires state commissions, after conducting a detailed review of ETC's

¹ The Commission designates ETCs as eligible to receive federal high-cost universal service fund support pursuant to the Federal Telecommunications Act of 1996. The Commission designates NETCs as eligible to receive state high-cost universal service fund support pursuant to the Nebraska Telecommunications Universal Service Fund Act (NTUSF).

² See *Connect America Fund; ETC Annual Reports and Certifications*, WC Docket Nos. 10-90, 14-58, Report and Order and Further Notice of Proposed Rulemaking, 29 FCC Rcd 8769 (2014).

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historical and prospective documentation describing the use of federal universal service support, to determine whether universal service support was used for its intended purpose in the preceding calendar year and will be used for its intended purpose in the following calendar year.

3. Upon completion of its review, the Commission finds that the following carriers have filed adequate information, demonstrating that they have used all federal high-cost support in the preceding calendar year, and will continue to use all federal high-cost universal service support in the coming year for the provision, maintenance and upgrading of facilities and services for which support is intended, pursuant to 47 C.F.R § 54.314 (2015) and WC Docket Nos. 14-58 and 10-90:

<u>COMPANY NAME</u>	<u>STUDY AREA CODE</u> <u>(SAC)</u>
Allo Communications, LLC	379010
Arapahoe Telephone Company	371516
Arlington Telephone Company	371517
Benkelman Telephone Company	372455
Blair Telephone Company	371524
Cambridge Telephone Company	371526
Citizens Telecommunications / Frontier NE	371128
Clarks Telecommunications Company	371531
Consolidated Telco, Inc.	371530
Consolidated Telecom, Inc. fmly Home Telephone and Eustis Telephone	371562
Consolidated Telephone Company	371532
Cozad Telephone Co.	371534
Curtis Telephone Co.	371536
Dalton Telephone Co., Inc.	371537
Diller Telephone Co.	371540
Eastern Nebraska Telephone Co.	371542
Elsie Communications, Co.	371518
Glenwood Membership Corporation	371553
Golden West Telecommunications Coop	391659
Great Plains Communications	371577
Hamilton Telephone Co.	371555
Hartington Telecommunications Co.	371556
Hartman Telephone	371557

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Hemingford Cooperative Telephone	371558
Henderson Cooperative Telephone	371559
Hershey Cooperative Telephone	371561
Hooper Telephone Company dba WestTel	371563
Huntel Cablevision dba Huntel Communications	379016
K & M Telephone Company	371565
Glenwood Network Services, Inc.	371567
Mobius Communications, Co.	379014
Nebraska Central Telephone	371574
Nebraska Technology and Telecommunications	379004
NE Colorado Cellular dba Viaero Wireless	379008
Northeast Nebraska Telephone	371576
Pierce Telephone Co.	371581
Pinpoint Communications	379003
Plainview Telephone	371582
Qwest Corporation	375143
Rock County Telephone	371586
Sodtown Telephone	371590
Southeast Nebraska Communications, Inc.	371591
Stanton Telecom, Inc.	371592
Three River Telco	371525
Three River Communications, LLC	379015
United States Cellular Corporation (USCOC of Nebraska/Kansas)	379019
United Telephone Company of the West d/b/a CenturyLink	371595
Vivian Telephone	391686
Wauneta Telephone	371597
Windstream Nebraska, Inc.	371568
Skybeam, LLC (CETC)	376137
	376138

4. Accordingly, the Commission will provide certification to the Administrator of the federal high-cost universal service support mechanisms and the FCC, that the above-listed carriers have used federal high-cost support in the preceding calendar year (2017) and will continue to use federal high-cost universal service support in the coming year (2019) only for the provision, maintenance, and upgrading of facilities and/or

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service for which the support is intended in accordance with § 254(e) of the Telecommunications Act of 1996, as amended.

5. Certification in this Order shall not be construed as precedent as to the sufficiency of the information considered acceptable by the Commission in subsequent years.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Department certify to the Administrator of the federal high-cost universal service support mechanisms and the Federal Communications Commission, that the above-listed eligible telecommunications carriers have used and will continue to use in the coming year federal high-cost support only for the provision, maintenance, and upgrading of facilities and/or service for which the support is intended in accordance with § 254(e) of the Telecommunications Act of 1996, as amended.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska this 18th day of September, 2018.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Cystal Swadlow

Chair

Ed Johnson

Tim Schram

ATTEST:

Phillip B. H. S.

//s//Rod Johnson
//s//Frank E. Landis

Executive Director

Nebraska Public Service Commission

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54.314(A) State Certification Letter 2018 Submissions

September 20, 2018

Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 – 12th Street, SW
Washington DC 20554

USAC
Vice President, High Cost Division
Universal Service Administrative Company
700 12th Street NW, Suite 900
Washington, DC 20005

DOCKET FILE COPY ORIGINAL

RE: CC Docket No. 96-45/WC Docket No. 10-90/WC Docket No. 14-58, Annual State Certification of Support for High-cost and Mobility Fund Pursuant to 47 C.F. R. § 54.314

Pursuant to the requirements of 47 C.F. R. § 54.314, the Nebraska Public Service Commission hereby certifies to the Federal Communications Commission and the Universal Service Administrative Company that the telecommunications carriers included in this letter and the attached Nebraska Commission Orders, are eligible to receive federal high-cost support for the program years cited and also support for the Mobility Fund, for the program years cited.

The Nebraska Public Service Commission certifies for the carriers listed, all high-cost and Mobility Fund support provided to such carriers within Nebraska, was used in the preceding calendar year of 2017, and will be used in the coming calendar year of 2019, only for the provision, maintenance and upgrading of facilities and services for which the support is intended.¹

Check ☒ if list of certified carriers is attached. (Commission Orders attached)

Sincerely,

A handwritten signature in black ink, appearing to read "Cullen Robbins", is written over a horizontal line.

Mr. Cullen Robbins, Director
Nebraska Universal Service Fund
Contact Phone Number: (402) 471-0230

No. of Copies rec'd 041
List ABCDE

¹ 47 C.F. R. § 54.314(a) ("Certification. States that desire eligible telecommunications carriers to receive support pursuant to the high-cost program must file an annual certification with the Administrator and the Commission, stating that all federal high-cost support provided to such carriers within that State was used in the preceding calendar year and will be used in the coming calendar year only for the provision, maintenance, and upgrading of facilities and services for which the support is intended. High-cost support shall only be provided to the extent that the State has filed the requisite certification pursuant to this section".)

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