

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the ) Application No. C-3961  
Application of Hamilton )  
Telephone Company, Aurora, )  
seeking approval of an )  
Extended Area Service ) APPROVED  
Agreement with Charter )  
Fiberlink-Nebraska, LLC, St. )  
Louis, Missouri. ) Entered: October 29, 2008

BY THE COMMISSION:

By application filed September 10, 2008, Hamilton Telephone Company (Hamilton), Aurora, is seeking approval of an Extended Area Service Agreement with Charter Fiberlink-Nebraska, LLC (Charter), St. Louis, Missouri. Notice of the application was published in The Daily Record, Omaha, Nebraska, on September 15, 2008. No protests were filed; therefore, this application is processed pursuant to the Commission's Rule of Modified Procedure.

Pursuant to Section 252(a) of the Telecommunications Act of 1996 (the Act), Hamilton and Charter entered into an Extended Area Service agreement arrived at through voluntary negotiations. An executed copy of this agreement is contained within the application.

Neither the agreement nor any portion thereof discriminates against any telecommunications carrier. Furthermore, the implementation of the agreement is consistent with public interest, convenience and necessity.

Section 252(e) of the Act requires this Commission to review service agreements adopted by negotiation or arbitration to ensure they comply with Sections 251 and 252(d) of the Act, as well as all applicable state laws. Using those standards, the service agreement should be approved.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Extended Area Service Agreement between Hamilton Telephone Company, Aurora, and Charter Fiberlink-Nebraska, LLC, St. Louis, Missouri, be, and it is hereby, approved.

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IT IS FURTHER ORDERED that the executed Extended Area Service Agreement filed herein be, and it is hereby, made the official copy on file with the Nebraska Public Service Commission.

MADE AND ENTERED at Lincoln, Nebraska, this 29<sup>th</sup> day of October, 2008.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chair

ATTEST:

Executive Director

//s// Anne C. Boyle  
//s// Frank E. Landis