

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of) Application No. C-1089
CLM Associates, of Denver, Colorado)
seeking authority to withdraw its) GRANTED
Certificate of Public Convenience)
and Necessity.) Entered: August 30, 1994

PRELIMINARY MATTERS

By application filed July 26, 1994, CLM Associates of Denver, Colorado seeks authority to withdraw its Certificate of Public Convenience and Necessity. Notice of the application was published in the Omaha Daily Record, July 29, 1994 in accordance with the Commission's Rules of Procedure. No protests to the application were received. Therefore, we process this application pursuant to the Commission's Rule of Modified Procedure (Title 291, NAC Ch. 1, Rule 018.03).

BY THE COMMISSION

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

Upon consideration of the application, the governing statutes and rules, the contents of the application, and being fully informed, the Commission is of the opinion and finds:

CLM is a partnership formed by US West Communications, Inc., and Minitel Northwest, Inc. CLM obtained authority to operate as an intrastate reseller in Application No. C-905, December 3, 1991. Pursuant to C-905, CLM was granted authority to provide Community Link service in the local exchanges of US West Communications in the state of Nebraska. Community Link is an on-line service that provides end users a means in which to access a number of different information providers who furnish information on a variety of topics.

The current application demonstrates that there has been a declining interest in Community Link, and CLM has accordingly discontinued the service. On March 18, 1994, CLM provided written notice to the information providers who were on Community Link in Nebraska that the service would be terminated May 31, 1994. End users were also notified of the discontinuance by letter, dated March 31, 1994.

On May 5, 1994, CLM notified the Nebraska Public Service Commission that the Community Link service would be cancelled as of May 31, 1994. At this time, no Nebraska customers are utilizing Community Link, and the service is inactive.

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Therefore, the certificate of public convenience and necessity is no longer needed.

Based on the contents of the application, the request is reasonable, is in the public interest, and should be granted.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-1089 be, and it is hereby granted and the current certificate of public convenience and necessity granted to CLM Associates of Denver, Colorado to provide intrastate long distance reseller services in Nebraska be, and it is hereby withdrawn.

IT IS FURTHER ORDERED that applicant file by April 30, 1995, an annual report with this Commission for the period January 1 to May 31, 1994 consisting of (a) a copy of any report filed with the Federal Communications Commission, (b) the annual report to stockholders, and (c) for the state of Nebraska on a combined interstate/intrastate basis, the investment, if any, in telephone plant and equipment located within the state, accumulated depreciation thereon, operating revenues, operating expenses, and taxes.

MADE AND ENTERED at Lincoln, Nebraska this 30th day of August, 1994.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Daniel G. Uviller**Mark Sandata*
Chairman

//s//Rod Johnson

//s//Frank E. Landis

//s//James F. Munnelly

ATTEST:

David R. Smith
Executive Director