

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. C-3257
of Digizip.com, Inc., New York,)
New York, seeking authority to)
operate as a resale carrier of) GRANTED
intrastate interexchange)
telecommunications services)
within the State of Nebraska.) Entered: October 26, 2004

BY THE COMMISSION:

On August 25, 2004, an application was filed by Digizip.com, Inc. (Applicant) of New York, New York, seeking authority to operate as a resale interexchange carrier of telecommunications services within the State of Nebraska. Notice of the application was published in The Daily Record, Omaha, Nebraska, on August 30, 2004. No protests were filed; therefore, this application is processed pursuant to the Commission's Rule of Modified Procedure.

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

Applicant is a privately-held corporation, organized under the laws of the state of Arizona with its headquarters in New York, New York. Applicant has been authorized by the Secretary of State to operate in Nebraska as a foreign corporation.

Applicant is a switchless, non-facilities based, interexchange resale carrier providing services suitable for voice and limited data applications to residential and business customers. All network facilities will be the property of other carriers. By the nature of resale, the Applicant's technical capability is equivalent to that of its underlying carriers.

The Applicant bills customers directly on a monthly basis and will not collect deposits for service. Billing services will initially be handled via a third party billing agent, however, the Applicant intends to establish an in-house billing system in the near future. Live Customer Service will be available by dialing a toll-free number during the business hours of 9:00 a.m. to 6:00 p.m. Eastern Standard Time. Emergency service will be available 24 hours a day. Applicant does not provide alternative operator services nor will it own or lease any facilities for use in the provision of its services.

Interexchange reseller applications are subject to Commission jurisdiction under Neb. Rev. Stat. §§ 86-128 and 86-129 and Title 291 of the Commission's Rules and Regulations, Chapter 5, Rule 003.12. From examination of the application filed herein, the Commission finds Applicant has provided all the information required, possesses adequate financial resources to provide the proposed service, and possesses adequate technical competency to provide the proposed service. The application should be granted.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-3257 be, and it is hereby, granted and Digizip.com, Inc., is authorized to operate as an interexchange carrier of telecommunications services in the State of Nebraska.

IT IS FURTHER ORDERED that the Applicant shall file, in accordance with the applicable statutes on or before April 30th of each year, an annual report with this Commission consisting of: (a) a copy of any report filed with the Federal Communications Commission; (b) a copy of any annual report to stockholders; and (c) a copy of the latest Form 10-K filed with the Securities and Exchange Commission. If these are not available, Applicant shall submit a balance sheet and income statement for the previous year of operation, as well as the investment made in telephone plant and equipment located within the state, accumulated depreciation thereon, operating revenues and expenses, and taxes, together with the appropriate filing fee.

IT IS FURTHER ORDERED that, to the extent applicable, the Applicant shall comply with all laws pertaining to, and all rules and regulations promulgated under, the Telecommunications Relay System Act (Neb. Rev. Stat. §§ 86-301 to 86-315) and the Nebraska Telecommunications Universal Service Fund Act (Neb. Rev. Stat. §§ 86-316 to 86-329).

IT IS FURTHER ORDERED that Applicant file its current tariff and pay the appropriate filing fee prior to offering service pursuant to the certificate granted in this order.

IT IS FINALLY ORDERED that this order be, and it is hereby made, the Commission's official certificate of authority to furnish the service authorized herein as a common carrier.

Application No. C-3257

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MADE AND ENTERED at Lincoln, Nebraska, this 26th day of October, 2004.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Lance Johnson

Chairman

Gerald L. Vap

Anne C. Boyle

ATTEST:

Frank E. Landis
FRANK E. LANDIS

And J Pollak
Executive Director

//s// Frank E. Landis
//s// Gerald L. Vap