

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) Application No. C-3872  
of Geneva Broadband, LLC (GBB), )  
Geneva, seeking a certificate of )  
convenience and necessity to ) ORDER  
provide local exchange services )  
in the areas of Nebraska )  
currently served by Windstream )  
Communications, Inc. ) Entered: April 30, 2008

BY THE COMMISSION:

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

On December 4, 2007, the Nebraska Public Service Commission ("Commission") granted the application of Geneva Broadband, LLC, ("GBB"), Geneva, Nebraska, authorizing GBB to provide competitive local exchange service within the State of Nebraska. In its application, GBB indicated that at some point in the future it would install and utilize its own facilities, but at the time of the application its immediate plans were to use resold facilities.

On April 21, 2008, the Commission received a letter from GBB stating that the company intends to begin offering facilities-based services in its authorized service areas and requesting that the Commission clarify GBB's authority under its CLEC certificate.

The original grant of authority by the Commission in Application No. C-3872 referenced only resold, non-facilities based services. However, the requirements to receive a grant of authority from the Commission to operate as a local exchange carrier within Nebraska are the same for both resale and facilities-based carriers. It is Commission policy to make no distinction between certificates of authority for either facilities-based or resale local exchange carriers.

Since the GBB has indicated plans to move forward with facilities-based services, we find that GBB's request should be granted and the Commission hereby clarifies that the grant of authority under Application No. C-3872 includes the authority to provide facilities-based services as well as resold services.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the request by Geneva Broadband, LLC, for clarification of its CLEC authority be, and is hereby granted,

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and Geneva Broadband, LLC, is authorized to provide both facilities-based and resold services in its authorized service area.

MADE AND ENTERED at Lincoln, Nebraska, this 30th day of April, 2008.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Gerald Flap*

*Anne C. Boyle*

Chair

*Paul Johnson*

ATTEST:

*Tim Schram*

*Michael G. H.*

Executive Director

/s/ Anne C. Boyle