

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of) Application No. C-801
)
Nebraska Public Service Commission)
Relator)
vs.) Petition of Formal
) Intervention - DENIED
)
The Lincoln Telephone and)
Telegraph Company, a Common Carrier)
Respondent) Entered: March 20, 1990

OPINION AND FINDINGS

BY THE COMMISSION:

By petition filed March 15, 1990, Northwestern Bell Telephone Company d/b/a US West Communications asked permission for Formal Intervention in the above described proceedings.

Petitioner is a telecommunications company authorized to do business in Nebraska and has exchanges contiguous to exchanges served by the Lincoln Telephone and Telegraph Company.

Petitioner alleged an interest in this proceeding in that the above mentioned plan "may affect Intervenor in the event a petition is subsequently filed requesting EAS between one of Intervenor's exchanges and a contiguous exchange served by LT&T."

Furthermore, Petitioner alleged an interest in this proceeding because the Commission is concurrently initiating a rule and regulation docket in regard to Extended Area Service and this plan will "likely act as a precedent for the revised rule. Thus, the LT&T plan could have a significant impact on Intervenor."

Upon consideration of the order to investigate LT&T, the evidence adduced in their petition and being fully advised, the Commission is of the opinion and finds that:

1. Petitioner has failed to claim an interest relating to the above captioned investigation and petitioner has failed to state sufficient grounds that it is so situated that the disposition of the action may as a practical matter impair or impede the petitioner's ability to protect that interest.

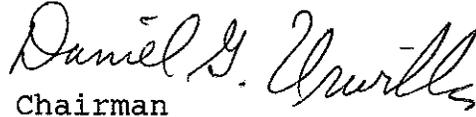
2. Specifically, the petition lacks standing because the movant has not stated an interest which may be directly affected by the outcome of the proceeding.

ORDER

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Northwestern Bell's Petition to Intervene in C-801 be denied.

MADE AND ENTERED at Lincoln, Nebraska this 20th day of March 1990.

NEBRASKA PUBLIC SERVICE COMMISSION


Chairman

COMMISSIONERS CONCURRING:

//s//Duane D. Gay
//s//Frank E. Landis, Jr.
//s//James Munnelly
//s//Eric Rasmussen
//s//Daniel G. Urwiller

ATTEST:


Executive Director