

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Petition from ) Application No. C-1032  
Residents of the Madison Exchange )  
Served by GTE Requesting Extended ) DISMISSED  
Area Service to the Norfolk Ex- )  
change Served by US West. ) Entered: September 13, 1994

BY THE COMMISSION

OPINION AND FINDINGS

This matter came before the Commission by petition filed October 12, 1993 by certain telephone subscribers residing in the Madison, Nebraska exchange of GTE. The subscribers met the initial filing requirements to petition for Extended Area Service ("EAS").

A usage study was completed and it was determined that one-way EAS, rather than two-way, would be more suitable for the area. A sufficient amount of interest was not demonstrated in the Norfolk exchange to place calls to Madison through an EAS plan. Thus, proposed rates for one-way EAS were filed by GTE.

On July 20, 1994, GTE mailed survey letters and prepaid postcard ballots to customers in Madison to vote on one-way EAS from Madison to Norfolk. 1,244 ballots were sent and 838 were returned with the following results: 554 - yes, 278 - no, 3 improperly completed and 3 with late postmarks.

Pursuant to the Commission's Rules and Regulations, more than fifty percent (50%) of the customers eligible to vote must vote in favor of the proposal before further action will be taken. Therefore, in order to proceed, 622 ballots in favor of the proposal needed to be returned. Since the requisite number of ballots were not received, the Commission must dismiss the application, despite the fact that an overwhelming number of people favored the proposal. The matter may be resubmitted to the Commission for consideration after twenty-four (24) months.

Therefore, upon consideration of the application, the governing statutes and rules, and being fully informed, the Commission is of the opinion and finds the petition should be dismissed.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-1032 be, and it is hereby, dismissed.

Application No. C-1032

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MADE AND ENTERED at Lincoln, Nebraska this 13th day of  
September, 1994.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Daniel J. Urville*  
*Dwane D. Gay*

//s//Rod Johnson  
//s//Frank E. Landis  
//s//James F. Munnelly

*Paul J. Jandry*  
\_\_\_\_\_  
Chairman

ATTEST:

*J. R. Long*  
\_\_\_\_\_  
Executive Director