

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Commission,) Application No. C-3206
on its own motion, to administer)
the Nebraska Internet Enhancement) ORDER GRANTING EXTENSION
Fund.)
) Entered: August 9, 2005

BY THE COMMISSION:

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

On January 11, 2005, the Nebraska Public Service Commission (Commission) awarded Nebraska Internet Enhancement Fund (NIEF) grants to, among others, Dawes County. The Dawes County Commissioners have enlisted Mobius Communications Company to install and deliver advanced telecommunications infrastructure and service pursuant to the NIEF Grant Agreement.

Section 3.0 of the NIEF Grant Agreement states that the project shall be commenced within 6 months of the order awarding the grant, unless a request for extension is granted. Mobius Communications Company, acting on behalf of Dawes County, has submitted a request for a six-month extension.

Mobius states it was denied access to use tower space by the American Tower Company from Chicago, Illinois, for a co-location on their tower. This denial was made on July 26, 2005. At this time, Mobius is in the process of locating a new tower and expect that process to take approximately six (6) months.

The Commission finds the request for an extension should be granted. The Commission further requires that Dawes County or its representative shall submit an update regarding the progress of the project within ninety (90) days of this order. Failure to timely submit the required update, could result in loss of NIEF funds.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the request for extension by Mobius for the Dawes County NIEF Grant Agreement be, and is hereby, granted.

IT IS FURTHER ORDERED that Dawes County or its representative shall submit an update detailing the progress of the project within ninety (90) days of this order.

MADE AND ENTERED at Lincoln, Nebraska, this 9th day of August, 2005.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director