

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Request by ) Application No. C-3423  
34 Nebraska Rural Local Exchange )  
Carriers to Revise the )  
Commission's July 20, 2004 Order ) ORDER ON SUPPLEMENTAL  
Granting Suspension of the ) APPLICATIONS  
Federal Communications )  
Commission's Requirement to )  
Implement Wireline-Wireless )  
Number Portability Pursuant to )  
47 U.S.C. § 251(f)(2). ) Entered: December 18, 2007

BY THE COMMISSION:

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

On December 7, 2007, a supplemental application was filed, through counsel on behalf of Cambridge Telephone Company, Clarks Telecommunications Co., Consolidated Telco, Inc., Consolidated Telcom, Inc., Consolidated Telephone Company, Curtis Telephone Company, Dalton Telephone Company Inc., Elsie Communications, Inc., Great Plains Communications, Inc., The Hamilton Telephone Company, Hartington Telecommunications Co., Inc., Hemingford Cooperative Telephone Company, Hershey Cooperative Telephone Co., The Nebraska Central Telephone Company, Northeast Nebraska Telephone Company, Pierce Telephone Co., Sometown Telephone Company; Stanton Telecom Inc., and a supplemental application was filed, through counsel on behalf of Arapahoe Telephone Company d/b/a ATC Communications, Benkelman Telephone Company, Cozad Telephone Company, Hartman Telephone Exchanges, Inc., Keystone-Arthur Telephone Company and Wauneta Telephone Company (collectively referred to as "applicants"), seeking an Order extending the date by which said companies are required to provide intermodel local number portability (LNP) as previously set forth in the Commission's July 12, 2005, Order entered in this docket.

The Commission's July 12, 2005, Order extended the intermodel implementation deadline, collectively for a number of rural incumbent local exchange carriers, to a date following the Federal Communications Commission's completion of a Regulatory Flexibility Analysis as required by the District of Columbia Circuit Court of Appeals in *USTA v. FCC*.<sup>1</sup> Because so much time has passed since the Commission's July 12, 2005, Order and in anticipation that other wireless entities may have an interest in this proceeding, the Commission finds that notice of the

<sup>1</sup> *USTA v. FCC*, 400 F.3d 29(D.C. Cir. 2005).

supplemental applications should be issued and interested parties should be given an opportunity to file Petitions of Formal Intervention or Protest. The Commission will consider each of the individual extension requests in the scope of this docket.

Interested parties will have thirty (30) days from the date notice of the supplemental application appears in The Daily Record to file petitions of intervention or protest with the Commission. In addition, a Protective Order will be issued by the Commission so that interested parties may have access to the information filed under seal.

If necessary, the Commission will schedule a pre-hearing conference after the protest period has expired.

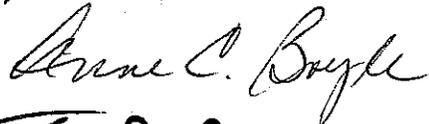
## O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that interested parties have thirty (30) days from the date notice of the supplemental applications appear in The Daily Record, to file a petition of formal intervention or protest with the Commission.

MADE AND ENTERED at Lincoln, Nebraska, this 18<sup>th</sup> day of December, 2007.

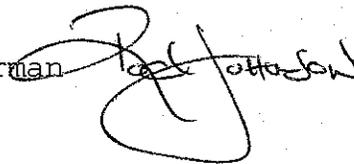
NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

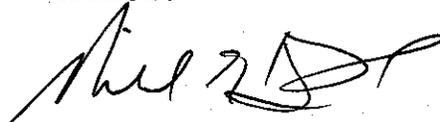


//s// Rod Johnson  
//s// Frank E. Landis

Chairman



ATTEST:



Executive Director