

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska) Application No. PI-83
Public Service Commission, on)
its own motion, to investigate) ORDER OPENING DOCKET,
the feasibility and propriety of) REQUESTING WRITTEN
the regulation of wireless) COMMENTS, SCHEDULING PUBLIC
carriers.) MEETINGS AND SCHEDULING A
) PUBLIC HEARING.
)
) Entered: July 7, 2004

BY THE COMMISSION:

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

The Nebraska Public Service Commission (Commission) hereby opens the above-captioned docket, on its own motion, to investigate the feasibility and propriety of the regulation of wireless carriers in Nebraska.

Legislative Resolutions LR 264, introduced by Sen. Baker and LR 309, introduced by Sen. Smith, directed the Transportation and Telecommunications Committee to conduct an interim study on wireless regulation. LR 309 specifically stated, "Input shall be solicited from the Public Service Commission...". Issues to be addressed include, but are not limited to:

1. Billing practices of wireless carriers;
2. Advertising including, but not limited to special promotions, service contracts, and product information;
3. Service quality of wireless carriers; and
4. Impact of number portability by wireless carriers on the need for regulation.

The Commission requests written comment from all interested parties related to the issues listed above **on or before August 31, 2004 at 5:00 p.m.** All parties filing comments should file one original, five paper copies and one electronic copy in MS Word format.

The Commission further schedules a series of public meetings throughout the state in order to solicit public and industry comment on the propriety and feasibility of expanding regulatory authority over wireless carriers. Public meetings to discuss these issues have been scheduled as follows:

August 10, 2004 at 7:00 p.m. at Westside Community Conference Center, Room Keystone 5, 3534 South 108th (108th and Grover), Omaha, Nebraska.

August 12, 2004 at 6:00 p.m. at the offices of the Nebraska Public Service Commission, Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln, Nebraska.

August 17, 2004 at 9:00 a.m. at McKinley Education Center, Room 1, 301 West F Street, North Platte, Nebraska.

August 17, 2004 at 7:00 p.m. at City Council Chambers, City Hall, 302 West 5th, McCook, Nebraska.

August 19, 2004 at 7:00 p.m. at City Council Chambers, City Hall, 400 East Military, Second Floor, Fremont, Nebraska.

August 25, 2004 at 9:00 a.m. at City Council Chambers, City Hall, 100 East 1st Street, Grand Island, Nebraska.

August 25, 2004 at 7:00 p.m. at City Council Chambers, City Hall, 309 Madison Avenue, Norfolk, Nebraska.

An additional public hearing is scheduled for **September 23, 2004 at 2:00 p.m.** in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln, Nebraska to allow all interested parties an opportunity to address the written comments received and the results of the public meetings.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the above-captioned docket be, and it is hereby, opened to investigate the feasibility and propriety of the regulation of wireless carriers in Nebraska.

IT IS FURTHER ORDERED that interested parties submit written comments related to the issues listed above on or before **5:00 p.m. on August 31, 2004.** All parties submitting comments should provide one original, five paper copies and one electronic copy in MS Word format on a disk/CD or sent via email to amelton@mail.state.ne.us.

IT IS FURTHER ORDERED that a series of public meetings be scheduled as set forth herein to discuss issues related to the regulation of wireless carriers in Nebraska.

IT IS FINALLY ORDERED that a public hearing is hereby scheduled for September 20, at 2:00 p.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln, Nebraska to review the written comments submitted and discuss the results of the public meetings.

MADE AND ENTERED at Lincoln, Nebraska, this 7th day of July, 2004.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director