

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska) Application No. C-5561
Public Service Commission, on)
its own motion, to administer)
the Nebraska Broadband Bridge) ORDER ISSUING GRANT AWARDS
Program in the 2024 program)
year.)
) Entered: January 14, 2025

BY THE COMMISSION:

On February 6, 2024, the Nebraska Public Service Commission ("Commission") initiated this proceeding on its own motion to administer the 2024 program year of the Nebraska Broadband Bridge Program ("NBBP"). On May 14, 2024, the Commission released an order adopting the 2024 grant application procedural schedule and application materials ("May 14 Order"). The Program Guide was then adjusted via Commission order dated June 25, 2024.

Pursuant to the procedural schedule issued in the May 14 Order, applicants were required to submit applications on or before July 8, 2024. Challenges to applications were due by September 10, 2024. Applicants were given an opportunity to modify applications, correct defects in applications, and provide responses to challenges submitted until September 27, 2024.

On December 3, 2024, the Commission issued an order releasing determinations as to the credibility of partial challenges ("December 3 Order"). Because all challenges submitted were partial challenges, no further challenges remain for the Commission's consideration. The Commission therefore reviewed the applications submitted against the scoring criteria released in the May 14 Order. Based on those criteria, the Commission now makes the following grant awards.

Applications Received

Applications for grant awards were due to the Commission by July 8, 2024. The Commission received twenty-seven applications for awards, as listed in Attachment A to this order. The applications and attachments were published on the Commission website. Commission staff reviewed applications for completeness and contacted applicants in the case of any missing information or other defects in the applications. One application, ATC

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Communications' Canyon Lakes project, was withdrawn from consideration by the applicant. The remaining applications were reviewed in accordance with the weighted scoring system set forth in the Commission's May 14 Order in this docket.

Challenges Received

Pursuant to Neb. Rev. Stat. § 86-1307, providers were given the opportunity to submit a challenge to an application if the challenger provides broadband service in the proposed project area, has begun construction to provide broadband service in the proposed project area, or provides broadband service in an area proximate to the project area and intends to provide service within the project area within eighteen months. Challenges were due to the Commission on or before September 10, 2024. As described in the December 3 Order, the following challenges were received, and determinations made:

Applicant Name	Project Name	Name of Challenger	Challenge Type	Challenge Disposition
Allo Communications LLC	112th and Holdrege	Windstream Nebraska, Inc.	2	Upheld
Allo Communications LLC	Fremont to Schuyler	Eagle Broadband Investments, LLC d/b/a Vyve Broadband	1	Denied
Allo Communications LLC	Northwest Kearney	Great Plains Communications	2	Denied
ATC Communications	Canyon Lakes	Spectrum Mid-America, LLC	1	N/A – Application withdrawn

The Commission received challenges to four applications. Applicants were notified of any challenges received, and the non-confidential portions of challenges were published on the Commission website. Applicants were given the opportunity to supplement, modify, or withdraw their application if desired. If an application was subsequently withdrawn by the applicant or modified to remove the challenged portion of the project area, the challenge was considered moot, and those challengers will not be required to meet the obligations for successful challengers.

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Challengers were required to designate their challenge in correspondence with the requirements of § 86-1307(2) (a) ("Type 1") and § 86-1307 (2) (b) ("Type 2"). Providers submitting a Type 1 challenge attested that they currently provide service at the minimum 100/20 Mbps speed threshold to all serviceable locations within the challenged portion of the project area. Providers submitting a Type 2 challenge attested that they were either currently constructing broadband infrastructure in the project area, or provide service proximate to the project area and anticipated completion of broadband infrastructure providing a minimum 100/20 Mbps speed threshold to all serviceable locations within the challenged portion of the project area within 18 months.

Partial challengers whose challenges were upheld as set forth in the December 3 Order were required to submit to the Commission attestations as to their commitment to continue providing or deploying service in the challenged area. Attestations were due to the Commission on or before December 13, 2024. All challenger attestations were received prior to this deadline. No additional challenges were submitted in this proceeding or remain for determination by the Commission.

The successful challenger, Windstream Nebraska, Inc., must provide service to the challenged portion of the project area. Any Type 2 challenger who does not successfully provide broadband Internet service to the challenged project area within eighteen months will not be able to challenge any grant until the 2024 NBBP grant cycle.

Type 2 challengers must submit documentation to the Commission no later than **5:00 p.m. Central Time on July 14, 2026**, demonstrating that the challenger has fulfilled its commitment to deploy broadband Internet service with access to the Internet at the stated speeds in the challenged area. Type 2 challengers are also required to submit to the Commission quarterly progress reports regarding their construction of service in the project area by the fifteenth day of the first month following each quarter, beginning in the second quarter of 2025. The first progress report from Type 2 challengers will therefore be due to the Commission no later than **5:00 p.m. Central Time on April 15, 2025**. A sample challenger progress report form is attached to this order as Attachment B.

Review of Remaining Applications

Following review of the challenges to be upheld and withdrawn or incomplete applications, the Commission determined that twenty-five applications remained for consideration for funding. Applications were scored according to the 2024 NBBP scoring system previously set forth in this docket. Upon review, the Commission identified some projects which were not eligible for funding pursuant to the program's rules. Two project applications showed significant geographic overlap with each other, Allo Communications LLC ("Allo")'s Gretna to Mead Rural Project and Qwest Corporation d/b/a CenturyLink QC ("Qwest")'s Valley Waterloo Project. As previously set forth in the NBBP, if two projects significantly overlap, only the higher-ranked project may be funded. The lower-ranked project, Allo's Gretna to Mead Rural Project, was therefore disqualified.

Additionally, one project application submitted by Inventive Wireless of Nebraska, LLC d/b/a Vistabeam ("Vistabeam") for the Sioux County project was determined to have significant overlap with a previously funded NUSF-99 project. Vistabeam was notified of the defect, but did not modify its application. The application was therefore disqualified from funding.¹

Finally, Allo's Southeast Gering Project was modified following the initial submission of the application. However, upon review of the modified application, the project costs had not been adjusted to account for the removal of a significant portion of the project area.² The application was therefore disqualified.

The total dollar amount required to fund the remaining applications would be \$20,270,725. The total funding available for the 2024 program year is \$20,882,533. Therefore, all remaining

¹ See 2024 NBBP Program Guide at 14 ("Applications that fail to adequately address identified defects within the stipulated timeframe will be considered incomplete and ineligible for funding consideration.").

² *Id.* at 36 ("A modified application should contain all attachments and forms originally required in this grant cycle, *modified to reflect revised project costs* and other necessary changes and documentation as to any other items that would differ once the successfully challenged portion is excluded from the grant award.") (emphasis added).

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applications could be funded.³ The Commission therefore approves all remaining project applications. A summary of the applications, including overall scores, is available on the Commission website.

The Commission finds that, upon review of the submitted applications and challenges, each of the applications listed in Attachment C to this order should be fully funded. As previously set forth in this docket, 1/4 of the funds awarded will be processed for distribution upon award of the grant.⁴ 1/4 of the funds will be processed for distribution in September of 2025. The final 1/2 of awarded funds will be distributed following successful completion of the project and documentation of expenses, as set forth below.

Requirements of Awardees

Each successful applicant shall be held to all requirements of the Nebraska Broadband Bridge Program, as listed in the Act and by order of this Commission. Successful applicants must submit to the Commission a Grantee Acknowledgement and Attestation Form by **January 28, 2025, at 5:00 p.m. Central Time**. Initial payments shall not be disbursed to any awardees until the Acknowledgement and Attestation Form is received. A blank form is attached hereto as Attachment D and is also available on the Commission website.

Each awardee listed in Attachment C must provide to its designated service area broadband Internet service scalable to one hundred megabits per second for downloading and one hundred megabits per second for uploading, or greater.⁵ Additionally, performance testing of any projects which are not fiber-to-the-premises must demonstrate latency measurements of 100 milliseconds

³ This amount includes the \$20 million annual program allocation set forth by Neb. Rev. Stat. § 86-1303, less administrative costs. Additionally, funds not expended in the 2023 NBBP program year, including funds returned due to one provider's inability to complete a project, are included.

⁴ NBBP grant payments will be distributed within the Commission's monthly telecommunications payment process. Processing time for distributions may be up to thirty (30) days.

⁵ Speed testing should be performed in accordance with Commission Docket No. NUSF-133, Progression Order No. 1, *In the Matter of the Nebraska Public Service Commission, on its own motion, to implement standards for the verification of broadband service provider coverage and speed data*, Order Revising Speed Test Requirements (Oct. 8, 2024) ("NUSF-133 PO #1 Order").

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or less.⁶ All completion deadlines and repayment requirements set forth in Neb. Rev. Stat. § 86-1304 and in this order shall apply to each project listed in Attachment C.

The first payment of grant awards will be processed following awardees' submission of the Grantee Acknowledgement and Attestation Form, attached hereto as Attachment D.⁷ Successful applicants must immediately contact the Commission via e-mail sent to psc.broadband@nebraska.gov to verify required documentation for receipt of ACH payments from the State of Nebraska is on file with the Commission and is up to date. Awardees must complete a Grantee Acknowledgement and Attestation Form before payments may begin. Initial disbursements will not be issued until this attestation is received.

Awardees must submit to the Commission quarterly progress reports regarding the construction of service in the project area. These reports must be submitted to the Commission by the fifteenth day of the first month following each quarter, beginning on **April 15, 2025**. A Grantee Progress Report Form is attached hereto as Attachment E.

Documentation of Expenses

Following project completion, applicants shall submit all invoices justifying project expenses within ninety days of project completion. Upon successful completion of the project, the required speed testing, and invoice submittals to justify expenses, the remaining 1/2 of awarded funds will be processed for distribution. Final payments may be adjusted based on actual eligible project costs and match percentage.

Awardees must submit to the Commission documentation and invoices necessary to support the project costs no later than ninety days following project completion. A cover sheet for submitting invoicing and documentation is included in Attachment H. A reimbursement template, including predefined cost categories,

⁶ *Id.* at 12.

⁷ Awardees are advised to complete this documentation as soon as possible. While the Grantee Acknowledgement and Attestation Form is not due until January 28, 2025, due to processing requirements, issuance of the initial award may be delayed until the Commission's February disbursement of funds if this form is received after January 24, 2025.

is available on the Commission website and should be used when submitting expenses.⁸

As in previous program years, awardees will be required to demonstrate that expenses incurred to show that costs are necessary, reasonable, allowable, allocable, and adequately documented. Awardees are strongly encouraged to consult with Commission staff throughout the construction process to ensure that costs incurred are reasonable and are adequately documented. Expenses not meeting all necessary reimbursement criteria will not be eligible for reimbursement.

Project Completion and Testing

The deadline for completion of each of the projects listed in Attachment C is **July 14, 2026**. A project will be considered completed when the network infrastructure has been built and the network is capable of delivering services to any and all end users in the project area within ten days of receiving a request for service, at a level sufficient to test performance.⁹ Each applicant must submit to the Commission on or before **July 14, 2026, at 5:00 p.m. Central Time** a certification that the broadband network described in the application has been completed. A template certification is attached to this order in Attachment F.

If an applicant is unable to complete the project by July 14, 2026, extensions of the deadline may be available upon a showing of good cause pursuant to Neb. Rev. Stat. § 86-1304(2)(a). Applicants seeking an extension must submit a request for extension to the Commission by **June 12, 2026, at 5:00 p.m. Central Time**. Applicants seeking an extension must include a detailed explanation of the circumstances and reasons surrounding the request, along with any and all relevant documentation for the

⁸ The reimbursement template can be found at <https://psc.nebraska.gov/telecommunications/nebraska-broadband-bridge-program-nbbp>. In case of questions, Commission staff can be contacted via e-mail at psc.broadband@nebraska.gov.

⁹ To the extent that customer drops can be performed at a customer's request and within the amount of grant funding allocated to the awardee, customer drops may be considered reimbursable expenses. However, as with other project costs, customer drops must be performed prior to the date of project completion certified by the awardee in order to be reimbursable.

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Commission's review. Applicants who may need an extension are encouraged to submit a request for extension as soon as possible.

Following an applicant's completion of the project, the applicant shall conduct speed testing as required by Neb. Rev. Stat. § 86-1304(3) and Commission Docket No. NUSF-133, Progression Order No. 1.¹⁰ Notably, the number of locations to be tested has been revised since the issuance of the Program Guide in this proceeding. In accordance with Commission Docket No. NUSF-133, Progression Order No. 1, the number of locations to be tested is as follows:

Number of locations in funded area	Number of test locations
5 or fewer	All locations in project area
6-50	5
51-500	10, or 10% of the total number of locations, whichever is greater
Over 500	50

To the extent possible, grant recipients serving more than 500 locations in a project area should attempt to test at least 10% of served locations. Locations to be tested must be selected at random, and tests must be performed during times of peak usage. The results of these speed tests must be submitted to the Commission within thirty days of project completion. Speed test results shall be submitted in both a summary and detailed format. A speed test certification form is included as Attachment G to this order. Following successful completion of the project and required speed testing, the final 50% of grant funding will be made available to applicants.

¹⁰ See NUSF-133 PO #1 Order (setting forth detailed requirements regarding testing intervals, testing end points, and locations to be tested). In this order, the Commission found that "[s]peed testing results submitted to the Commission on or after the date of this order should conform to the requirements described above." This requirement supersedes the performance testing guidance previously set forth in this docket, in orders and in the Program Guide. Awardees are encouraged to consult with Commission staff if any questions or concerns arise.

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Should an applicant's testing fail to reflect that the entire project area is capable of being served at the required speeds, the applicant must submit along with speed test results a written proposal to remedy the deficiencies. This proposal must include the date upon which speed testing will be conducted a second time, which must be no later than sixty days following the initial speed testing.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the applications listed in Attachment C shall be funded. Each of the applicants awarded shall be required to complete the project by **July 14, 2026**, unless granted an extension by order of the Commission. All successful applicants listed in Attachment C shall be subject to speed testing requirements as required by Neb. Rev. Stat. § 86-1304 and as set forth above.

IT IS FURTHER ORDERED that each successful applicant must submit to the Commission on or before **July 14, 2026, at 5:00 p.m. Central Time** a certification that the broadband network described in the application has been completed. Applicants seeking an extension of this deadline must submit a request for extension to the Commission by **June 12, 2026, at 5:00 p.m. Central Time**.

IT IS FURTHER ORDERED THAT disbursement of the grant award shall be conducted as described above. The final disbursement of grant awards shall be conducted following review of submitted documentation of allowable costs, and the amount distributed to each applicant shall not exceed the grant award set forth in Attachment C to this order.

IT IS FURTHER ORDERED that successful applicants must immediately verify required documentation for receipt of ACH payments from the State of Nebraska is on file with the Commission. Successful applicants must also submit to the Commission a Grantee Acknowledgement and Attestation Form by **January 28, 2025, at 5:00 p.m. Central Time**. Payments shall not be disbursed to applicants until the Acknowledgement and Attestation Form is received.

IT IS FURTHER ORDERED that all awardees must submit to the Commission quarterly progress reports regarding the construction

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of service in the project area by the fifteenth day of the first month following each quarter, beginning on **April 15, 2025**.

IT IS FURTHER ORDERED that the successful Type 2 challenger, Windstream Nebraska, Inc., must submit to the Commission quarterly progress reports regarding its construction of service in the challenged project area by the fifteenth day of the first month following each quarter, beginning in the second quarter of 2025, with the first progress report due to the Commission no later than **5:00 p.m. Central Time on April 15, 2025**.

IT IS FINALLY ORDERED that Windstream Nebraska, Inc. must submit documentation to the Commission no later than **5:00 p.m. Central Time on July 14, 2026**, demonstrating that it has fulfilled its commitment to deploy broadband Internet service with access to the Internet at the stated speeds in the proposed project area.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 14th day of January 2025.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Eric M. Hamler
[Signature]
Kevin Stocker
[Signature]

Tim Schram

Chair

ATTEST:

Thomas W. Golden
Executive Director

Commission Docket No. C-5561
Nebraska Broadband Bridge Program – 2024 Grant Cycle
Attachment A: Applications Received

Applicant	Project	Grant Request	Total Project Costs	Project Tier
ALLO Communications LLC	Northwest Kearney	\$ 128,328	\$ 256,656	3
	Fremont to Schuyler	\$ 496,697	\$ 993,394	3
	West Scottsbluff	\$ 139,591	\$ 279,183	3
	Southeast Gering	\$ 440,734	\$ 587,645	3
	North Conestoga Lake	\$ 339,282	\$ 452,376	3
	North of North Platte	\$ 604,725	\$ 806,299	3
	112th and Holdrege**	\$ 173,083	\$ 230,777	3
	Northwest Lake Maloney	\$ 158,149	\$ 210,865	3
	Gretna to Mead Rural†	\$ 2,011,537	\$ 2,682,050	3
	West Lake Maloney	\$ 586,393	\$ 781,857	3
ATC Communications	Canyon Lakes*	\$ 532,350	\$ 709,800	3
Glenwood Telecommunications, Inc.	Fillmore County 3	\$ 1,584,196	\$ 2,112,261	1
	York County 2	\$ 981,962	\$ 1,402,803	1
	Glenvil Spur	\$ 271,203	\$ 361,604	1
	Strang	\$ 68,353	\$ 136,705	3
Inventive Wireless of Nebraska, LLC dba Vistabeam	Vistabeam_SiouxCounty	\$ 4,398,106	\$ 5,864,141	3
Mobius Communications	24_MOBIUS_DAWES	\$ 805,910	\$ 1,074,546	1
	24_MOBIUS_BBC	\$ 1,013,659	\$ 1,351,548	1

* Denotes withdrawn application

** Denotes application which was successfully challenged

† Denotes overlapping projects

Commission Docket No. C-5561
 Nebraska Broadband Bridge Program – 2024 Grant Cycle
Attachment A: Applications Received

Applicant	Project	Grant Request	Total Project Costs	Project Tier
Pinpoint Communications, Inc.	North Syracuse	\$ 2,185,286	\$ 2,913,715	1
	North Platte Southeast	\$ 2,625,000	\$ 3,500,000	1
	Gothenburg 2	\$ 888,944	\$ 1,185,258	1
	Gothenburg 1	\$ 756,155	\$ 1,008,206	1
	Gothenburg 3	\$ 3,450,000	\$ 4,600,000	1
	Beaver City 1	\$ 300,000	\$ 400,000	1
	Beaver City 3	\$ 1,476,769	\$ 1,969,025	1
	South Stamford-Orleans	\$ 1,275,000	\$ 1,700,000	1
Qwest Corporation d/b/a CenturyLink QC	Valley Waterloo†	\$ 135,125	\$ 270,250	3

** Denotes withdrawn application*

*** Denotes application which was successfully challenged*

† Denotes overlapping projects



Nebraska Broadband Bridge Program Challenge Progress Report

2024 Program Year

Service Completion Deadline: July 14, 2026

Date of Report:

Challenger Name:

Challenged NBBP Application Project Name:

As required by order of the Nebraska Public Service Commission in Docket No. C-5561, providers who submitted a successful challenge in the 2024 NBBP grant cycle must submit quarterly reports to the Commission documenting what steps were taken towards providing broadband service in the challenged area. Progress reports will be due on the fifteenth day of each quarter, or first business day thereafter, beginning on April 15, 2025.

The questions below should be filled out with the most accurate information currently available. When describing locations currently served, each location included in the totals below must be able to be served at a minimum of 100/20 Mbps speed as of the date of this report.

Challenger Name:	
Contact Person:	
Mailing Address:	
Email Address:	
Phone Number:	

Challenged NBBP Application Project Name:	
Description of the challenged area:	
Total number of locations in the challenged area:	
Number of locations in the challenged area served by challenger in September 2024:	
Number of locations in the challenged area currently served by challenger:	
Number of locations in the challenged area awaiting service:	
Estimated date of completion:	

Nebraska Broadband Bridge Program Challenge Progress Report

Narrative: Please provide a narrative account of steps taken by the challenger, since the filing of the previous challenge progress report, to fulfill its obligations to provide service to the challenged area. Please include a detailed description of any and all construction work in process, permits sought and obtained, speed tests conducted, and advertising undertaken within the challenged area. Relevant documentation and supporting information should be attached as needed.

Click or tap here to enter text.

Thank you for your participation in the Nebraska Broadband Bridge Program. The Commission may contact you with follow-up questions as needed.

ATTESTATION: By signing this document, I attest under penalty of perjury that the information contained in this form and all supporting documents are true and accurate, and that I have undertaken due diligence to obtain knowledge regarding these claims. I understand that the submission of false information in this document shall be considered as a violation of an order of the Commission, and may be subject to civil and/or criminal penalties.

Printed Name of Officer or Agent

Date

Title of Officer or Agent

Signature of Officer or Agent

Commission Docket No. C-5561
Nebraska Broadband Bridge Program – 2024 Grant Cycle
Attachment C: Grant Awards

Applicant	Project	Disposition	Grant Award
ALLO Communications LLC	Northwest Kearney	Approved	\$ 128,328
	Fremont to Schuyler	Approved	\$ 496,697
	West Scottsbluff	Approved	\$ 139,591
	North Conestoga Lake	Approved	\$ 339,282
	North of North Platte	Approved	\$ 604,725
	Northwest Lake Maloney	Approved	\$ 158,149
	West Lake Maloney	Approved	\$ 586,393
Glenwood Telecommunications, Inc.	Fillmore County 3	Approved	\$ 1,584,196
	York County 2	Approved	\$ 981,962
	Glenvil Spur	Approved	\$ 271,203
	Strang	Approved	\$ 68,353
Mobius Communications	24_MOBIUS_DAWES	Approved	\$ 805,910
	24_MOBIUS_BBC	Approved	\$ 1,013,659
Pinpoint Communications, Inc.	North Syracuse	Approved	\$ 2,185,286
	North Platte Southeast	Approved	\$ 2,625,000
	Gothenburg 2	Approved	\$ 888,944
	Gothenburg 1	Approved	\$ 756,155
	Gothenburg 3	Approved	\$ 3,450,000
	Beaver City 1	Approved	\$ 300,000
	Beaver City 3	Approved	\$ 1,476,769
	South Stamford-Orleans	Approved	\$ 1,275,000
Qwest Corporation d/b/a CenturyLink QC	Valley Waterloo	Approved	\$ 135,125



Nebraska Broadband Bridge Program Grantee Acknowledgment and Attestation Form

2024 Program Year

Grantee Name: _____

Project Name: _____

By completing this form, the Grantee and its successors and affiliates ("Grantee") acknowledges that it has reviewed the requirements for receipt of a Nebraska Broadband Bridge Program ("NBBP") grant as awarded by the Nebraska Public Service Commission for the above-named project.

The Grantee hereby agrees to the following conditions:

- The Grantee agrees to complete the approved project within eighteen months following the grant award. The Commission may permit an extension upon request and for good cause shown, if the Grantee files a request in writing prior to the project deadline. If the Grantee fails to complete the project by the agreed or extended deadline, the recipient is subject to repayment of grant funds pursuant to Neb. Rev. Stat. § 86-1304.
- The Grantee agrees that the award shall not be assigned, transferred, or conveyed in whole or in part to any other entity, including subsidiaries or affiliates of the Grantee, without prior written approval of the Commission. The Grantee agrees that it shall provide the Commission with the earliest possible advance notice of any proposed sale or transfer or any controlling interest in or substantial assets of the Grantee and of any proposed merger, sale, or consolidation of the Grantee.
- The Grantee is responsible for maintaining adequate supporting records that document expenditure of the grant funds in accordance with the requirements of the Nebraska Broadband Bridge Program. The Grantee agrees to proactively reach out to Commission staff with any questions that arise to ensure that expenses are adequately documented.
- The Grantee must conduct speed tests upon completion of the broadband network and must submit network speed testing information as prescribed by the Commission. Should the speed testing fail to reflect that the entire project area is capable of being served at the required speeds, the grant recipient shall be allowed a reasonable time to address the speed deficiencies and conduct a second set of speed tests. If the broadband network does not provide service at the speeds required according to the second set of speed tests, the grant recipient shall repay the grant.
- The Grantee agrees to offer broadband Internet service in the project area for a term of 15 years after receipt of the Grantee's first grant funding payment. The Grantee commits to maintaining a minimum speed capability of 100/100 Mbps and less than 100 millisecond latency in all locations within the project area. The Grantee agrees to maintain the rates as reflected in the associated application within the project area for a minimum of five years following project completion.



Nebraska Broadband Bridge Program Grantee Acknowledgement and Attestation Form

2024 Program Year

NOTE: Failure to comply with these agreed-upon conditions may result in the Commission imposing civil penalties pursuant to Neb. Rev. Stat. § 75-156.

Attach/Include:

W9/ACH form: Successful applicants must provide a W9/ACH form to verify required documentation for receipt of ACH payments from the State of Nebraska is on file with the Commission. **All awardees should verify that this information is up to date.** This form can be found on the Nebraska Department of Administrative Services website at:

https://das.nebraska.gov/accounting/forms/ACH_W9_Fillable.pdf

ATTESTATION: By signing this document, I attest under penalty of perjury that the information contained in this form and all supporting documents are true and accurate, and that I have undertaken due diligence to obtain knowledge regarding these claims. I confirm acceptance of the above-named Nebraska Broadband Bridge Program grant and agree to perform and adhere to all grant requirements as set forth. I agree not to use equipment prohibited by the FCC within the network and to comply with all state and federal regulations and requirements pertaining to this program.

Printed Name: _____

Title: _____ Date: _____

Authorized Signature: _____

Please return this form and required attachments to psc.broadband@nebraska.gov by January 28, 2025.



Nebraska Broadband Bridge Program Grantee Progress Report

2024 Program Year

Service Completion Deadline: July 14, 2026

As required by order of the Nebraska Public Service Commission in Docket No. C-5561, awardees receiving funding in the 2024 NBBP grant cycle must submit quarterly reports to the Commission documenting project milestones completed during the quarter, milestones expected to be completed during the next quarter, and any anticipated challenges that might delay progress in the next quarter. These progress reports will be due on the fifteenth day of each quarter, or first business day thereafter, beginning on April 15, 2025.

The questions below should be filled out with the most accurate information currently available. When describing locations currently served, each location included in the totals below must be able to be served at a minimum of 100/100 Mbps speed and less than 100 milliseconds of latency as of the date of this report.

Date of Report:	
Reporting Period:	[Drop down will include quarters within performance period]
Grantee Name:	
Contact Person:	
Mailing Address:	
Email Address:	
Phone Number:	

Project Name:	
Total number of locations in the project area:	
Number of locations in the project area served by grantee as of January 14, 2025:	
Number of locations in the project area currently served by grantee:	
Number of locations in the project area awaiting service:	
Estimated date of completion:	

Narrative: Please provide a narrative account of steps taken by the grantee to fulfill its obligations to complete construction of the project area. Please include: (1) a description of milestones completed during the quarter; (2) a description of milestones expected to be completed during the next quarter; (3) challenges encountered or anticipated that may delay progress in the next quarter, and steps taken to mitigate; and (3) a timeline of upcoming milestones anticipated. Please attach supplementary pages if needed along with any relevant documentation if appropriate.

Click or tap here to enter text.

Thank you for your participation in the Nebraska Broadband Bridge Program. The Commission may contact you with follow-up questions as needed.

ATTESTATION: By signing this document, I attest under penalty of perjury that the information contained in this form and all supporting documents are true and accurate, and that I have undertaken due diligence to obtain knowledge regarding these claims. I understand that the submission of false information in this document shall be considered as a violation of an order of the Commission, and may be subject to civil and/or criminal penalties.

Printed Name of Officer or Agent

Date

Title of Officer or Agent

Signature of Officer or Agent



Attachment F: Certification of Project Completion

Nebraska Broadband Bridge Program Certification of Project Completion

2024 Program Year

As required by order of the Nebraska Public Service Commission in Docket No. C-5561, providers who submitted a successful application in the 2024 NBBP grant cycle must submit a certification that the broadband network described in the application has been completed.

The questions below should be filled out with the most accurate information currently available. When describing locations currently served, each location included in the totals below must be able to be served at a minimum of 100/100 Mbps speed and less than 100 milliseconds latency as of the date of this report.

Note that any expenses incurred after the Project Completion Date will not be reimbursable.

Date of Report:	
Applicant Name:	
Project Name:	
Contact Person:	
Mailing Address:	
Email Address:	
Phone Number:	

Project Completion Date:	
Total number of locations to be served:	
Dates upon which speed testing will be performed:	
Number of locations at which speed testing will be performed:	

Thank you for your participation in the Nebraska Broadband Bridge Program. The Commission may contact you with follow-up questions as needed.

ATTESTATION: By signing this document, I attest under penalty of perjury that the information contained in this form and all supporting documents are true and accurate, and that I have undertaken due diligence to obtain knowledge regarding these claims. I understand that the submission of false information in this document shall be considered as a violation of an order of the Commission, and may be subject to civil and/or criminal penalties.

Printed Name of Officer or Agent

Date

Title of Officer or Agent

Signature of Officer or Agent



Nebraska Broadband Bridge Program Speed Test Certification

2024 Program Year

As required by order of the Nebraska Public Service Commission in Docket No. C-5561, following deployment of the completed network as outlined in the application, grant recipients will be required to submit speed test information to the Commission as verification of broadband service provider coverage and speed data as set forth in Commission Docket Nos. C-5561 and NUSF-133, P.O. #1.

Prior to completing this form and the accompanying speed test data, grantees are required to initiate the process by submitting the [NPSC Subscriber Upload Template](#), to psc.broadband@nebraska.gov, listing all subscriber locations within the project area. The Commission will provide to the grantee a list of locations from which the grantee can select to meet the minimum number of test locations. Grantees must report speed and latency testing results using the [NPSC Speed Testing Template](#) and, if requested, the [NPSC Latency Testing Template](#) forms. Forms must be submitted within thirty (30) days of project completion.

The questions below should be filled out with the most accurate information currently available. When describing locations currently served, each location included in the totals below must be part of the project area and must be able to be served at a minimum of 100/100 Mbps speed and, if latency testing is requested by the Commission, less than 100 milliseconds of latency as of the date of this report.

Date of Report:	
Grantee Name:	
Project Name:	
Contact Person:	
Mailing Address:	
Email Address:	
Phone Number:	
Project Completion Date:	
Total number of locations in application:	
Number of locations currently capable of being served at 100/100 Mbps and < 100 ms latency:	
Number of customers currently subscribing to 100/100 Mbps service:	
Number of locations at which speed testing was performed:	
Percentage of total locations at which speed testing was performed:	

Nebraska Broadband Bridge Program Speed Test Certification

The following table reflects the total number of locations to be tested based on the number of locations in the application.

Number of locations in funded area	Number of test locations
5 or fewer	All locations in project area
6-50	5
51-500	10, or 10% of the total number of locations, whichever is greater
Over 500	50*

*To the extent possible, grant recipients serving more than 500 locations in a project area should attempt to test at least 10% of served locations.

Please attach documentation supporting speed testing information for the project listed above using the [NPSC Speed Testing Template](#) and [NPSC Latency Testing Template](#) forms. Documentation attached should demonstrate that the tests reflect actual download and upload speeds experienced by household users, that the tests were performed using a random sample of locations of consumers who subscribe to the network, for a consecutive six-hour time period between 7:00 a.m. and 12:00 a.m. local time. For speed testing, at least one download and one upload test per hour of a 10-second duration must be conducted during the test window, with one week of testing for each project approved. Alternatively, file-based testing may be used where the volume of data that is transferred within 10 seconds must meet or exceed the volume of data transferred at the required speed in 10 seconds. If latency testing is performed, one test per minute per location during the testing window is required. Additionally, at least one test per tested location within the tested area must meet or exceed 100/100 Mbps service. Relevant documentation and supporting information should be attached as needed.

Should an applicant’s testing fail to reflect that the entire project area is capable of being served at the required speeds, the applicant must submit along with speed test results a written proposal to remedy the deficiencies. This proposal must include the date upon which speed testing will be conducted a second time, which must be no later than sixty (60) days following the initial speed testing.

Please select one of the following:

- I hereby certify that the attached speed test results reflect that the entire project area is capable of being served with a minimum of 100/100 Mbps service.
- The attached speed testing does not reflect that the entire project area is capable of being served with a minimum of 100/100 Mbps service. A plan for remediation is attached.

Thank you for your participation in the Nebraska Broadband Bridge Program. The Commission may contact you with follow-up questions as needed.

ATTESTATION: By signing this document, I attest under penalty of perjury that the information contained in this form and all supporting documents are true and accurate, and that I have undertaken due diligence to obtain knowledge regarding these claims. I understand that the submission of false information in this document shall be considered a violation of an order of the Commission, and may be subject to civil and/or criminal penalties.

Printed Name of Officer or Agent

Date

Title of Officer or Agent

Signature of Officer or Agent



Nebraska Broadband Bridge Program Reimbursement Request

2024 Program Year

As required by order of the Nebraska Public Service Commission in Docket No. C-5561, following project completion, providers who submitted a successful application in the 2024 NBBP program year shall submit all invoices justifying project expenses within ninety (90) days of project completion. **Note that any expenses incurred after the Project Completion Date will not be reimbursable.**

Please attach documentation supporting actual allowable costs incurred in the completion of this project. Documentation provided should demonstrate that costs incurred are necessary, reasonable, allowable, allocable, and adequately documented. Final reimbursement requests will be reviewed by the Commission staff, and final payments may be adjusted based on actual allowable project costs and match percentage.

Date of Request:	
Applicant Name:	
Project Name:	
Contact Person:	
Mailing Address:	
Email Address:	
Phone Number:	

Project Completion Date:	
Total Grant Award Amount:	
Total Eligible Project Costs Incurred:	
Agreed Upon Match Percentage:	
Total Reimbursement Received to Date:	
Final Reimbursement Amount Requested:	



Nebraska Broadband Bridge Program Reimbursement Request

2024 Program Year

Final Reimbursement Request Requirements:

The final reimbursement requests for projects under the Nebraska Broadband Bridge Program should be submitted using the Commission's [Nebraska Broadband Program Reimbursement Template](#). The request must also include all supporting documentation (invoices, cost accounting documents, etc.). Examples of allowed and disallowed costs are available on the Commission website at:

<https://psc.nebraska.gov/telecommunications/nebraska-broadband-bridge-program-nbbp>

If your company has an agreement with vendors regarding paperless billing, you must notify the Commission in a cover letter submitted with this reimbursement request. In the case of paperless billing, internal accounting system printouts that state the date, amount, invoice/PO number, vendor and description of the cost must be included.

Thank you for your participation in the Nebraska Broadband Bridge Program. The Commission may contact you with follow-up questions as needed.

ATTESTATION: By signing this document, I attest under penalty of perjury that the information contained in this form and all supporting documents are true and accurate, and that I have undertaken due diligence to obtain knowledge regarding these claims. I further attest that the amounts claimed for reimbursement represent the actual costs incurred for the grant-funded project area. I understand that the submission of false information in this document shall be considered as a violation of an order of the Commission, and may be subject to civil and/or criminal penalties.

Printed Name of Officer or Agent

Date

Title of Officer or Agent

Signature of Officer or Agent