

Chair Boyle called the regularly scheduled meeting to order at 1:30 p.m. with Commissioners Boyle, Lowell Johnson, Rod Johnson, Landis and Vap present.

GENERAL ADMINISTRATION

Notice was duly published February 26, 2002, on Page 8 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held on March 5, 2002, at 1:30 p.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

TRANSPORTATION DEPARTMENT

B-1395 In the Matter of Karibu Enterprises, Inc., dba RT Round Trip Transport, Omaha, seeking a suspension of the Certificate of Public Convenience and Necessity issued in Application B-1395 until June 30, 2002: Upon agreement of all Commissioners, the application was granted and Certificate B-1395 suspended until June 30, 2002.

B-1415 In the Matter of Rodney D. Oberle, dba Park Avenue Limousines, Vermillion, South Dakota, seeking a suspension of the Certificate of Public Convenience and Necessity issued in Application B-1415 until February 26, 2003: Upon agreement of all Commissioners, the application was granted and Certificate B-1415 suspended until February 26, 2003.

B-1487 In the Matter of Joe Schlueter, dba Airport Express, Lincoln, seeking revocation and cancellation of the Certificate of Public Convenience and Necessity issued in Application B-1487: Upon agreement of all Commissioners, the application was granted and Certificate B-1487 revoked.

B-1514 In the Matter of All Nations Church of the Lord Jesus Christ, dba All Nations Specialized Transport and Travel Service, Lincoln, seeking a suspension of the Certificate of Public Convenience and Necessity issued in Application B-1514 until March 5, 2003: Upon agreement of all Commissioners, the application was granted and Certificate B-1514 suspended until March 5, 2003.

B-1569 In the Matter of Personal Touch & Care Enterprise, Inc., Omaha, seeking authority as a common carrier of passengers in Nebraska intrastate commerce to provide van and sedan service in open class including clients of the Nebraska Department of Health and Human Services or subcontractors thereof between points in Douglas and Sarpy counties on and east of 144th Street: Upon agreement of all Commissioners, the application was dismissed and the hearing scheduled for February 28, 2002, was cancelled.

TRANSPORTATION DEPARTMENT (Cont.)

- B-1575 In the Matter of Golden Plains Services, LLC, dba High Plains Cab Service, McCook, seeking to acquire, through transfer, the authority granted to Marlan V. Dooley, dba High Plains Cab Service, McCook, in Certificate B-1520: Upon agreement of all Commissioners, the application was granted and Certificate B-1520 revoked.
- B-1581 In the Matter of Servant Cab Company LLC, dba Yellow Cab Company & Capital Cab Company, Lincoln, seeking to acquire through transfer, the authority as a common carrier granted to Husker Cabs, Incorporated, Lincoln, in Certificate B-1273: Upon agreement of all Commissioners, temporary authority was granted.
- B-1469 In the Matter of A-1 Ambassador Limousine, Inc., dba Supp. 2 Ambassador Limousine, Lincoln, seeking to extend its authority as a common carrier of passengers and their baggage in Nebraska intrastate commerce between points in Lancaster County, on the one hand, and, on the other hand, points in Nebraska over irregular routes in open class service including clients of the Nebraska Department of Health and Human Services or the most direct route between the points of origin and destination or along a route under the control of the person who hired the vehicle and not over a defined regular route on a prearranged or demand basis at a mileage based or per trip fare. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized: Upon agreement of all Commissioners, the Motion to Dismiss was granted.
- B-1529 In the Matter of J.L.R.D., Inc., dba Lincoln Limousine, Supp. 2 Lincoln, seeking to extend its authority as a common carrier of passengers and their baggage in Nebraska intrastate commerce by sedan or passenger van, as distinguished from taxicab service, to and from points within Lancaster County on the one hand, and, on the other hand, to and from points within the state of Nebraska over irregular routes in open class service including clients of the Nebraska Department of Health and Human Services or subcontractors thereof along the most direct route between the points of origin and destination or along a route under the control of the person who hired the vehicle and not over a defined regular route on a prearranged or demand basis at a mileage based or per trip fare. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized: Upon agreement of all Commissioners, the Motion to Dismiss was granted.
- MCC-3148 In the Matter of Andy S. Pollock, Director, Motor Transportation Department, Nebraska Public Service Commission, Lincoln, Nebraska, Complainant, vs. Crusader Coach Lines, Inc.; Dash-about Roadrunner, Inc.; Embassy Limousine, Inc.; Geneva Motors, Inc.; Hastings Taxi and Transportation Service LLC; Luxor Limousine; MHCS Transport System; Nebraska City Chamber of Commerce; J & M Limousine;

TRANSPORTATION DEPARTMENT (Cont.)

MCC-3148 Running Horse Enterprises LLC; Upper Nile Staff, Inc.; AAA
(Cont.) Quality Movers; Able Professional Movers, Inc.; Ace Storage
& Transfer, Inc.; All American Movers, Inc.; Star Van &
Storage Co.; and Smitty's Van & Storage Co.; Respondents: Upon agree-
ment of all Commissioners, an Order to Show Cause was entered and a
hearing set for April 2, 2002, at 2:30 in the Commission Hearing Room,
Lincoln.

M-14129 In the Matter of Mack Moving & Storage, Holdrege, seeking to
Supp. 1 acquire, through transfer, the authority granted to Distri-
bution, Inc., Lincoln, in Certificate M-14164: Upon agree-
ment of all Commissioners, the application was granted and Certificate
M-14164 was revoked.

Rate Division

BR-274 In the Matter of Mount Vernon Baptist Church, dba Mount
Vernon Baptist Church Guardian Angel, Omaha, seeking author-
ity to establish a contract rate for its use: Upon agreement of all
Commissioners, the application was granted on an emergency basis.

LR-223 In the Matter of Sandhills Limos, Inc., Ord, seeking author-
ity to amend its limousine rates and to establish single
passenger rates for its use: Upon agreement of all Commissioners, the
application was granted as amended.

MR-930 In the Matter of Movers and Warehouse Division, Nebraska
Motor Carriers Association, Lincoln, seeking authority to
establish a fuel surcharge in Nebraska Official Household Goods Tariff
7-E: The fuel surcharge was raised to four cents and the taxi sur-
charge per trip was retained at zero.

GRAIN WAREHOUSE DEPARTMENT

GW-45 In the Matter of Employers Mutual Casualty Company seeking
cancellation of its Continuous Public Grain Warehouse Bond
No. S21 24 61 in the amount of \$70,100.00, issued on behalf of Farmers
Cooperative Association, Allen: Application was granted effective
January 1, 2002.

GW-452 In the Matter of John A. Fecht, Complainant, vs. Reikofski
GWC-367 Grain, Inc., Foster, Defendant: Upon agreement of all Com-
missioners, an Order to cease and desist, close warehouse
operations, and set hearings was entered. A public hearing was sche-
duled for March 20, 2002, at 1:30 p.m. in the Commission Hearing Room,
Lincoln, and a claims hearing was scheduled for March 27, 2002, at 1:00
p.m. in the Pierce County District Courtroom, 111 West Court, Room 12,
Pierce.

GRAIN WAREHOUSE DEPARTMENT (Cont.)

GW-462 In the Matter of Firth Cooperative Company, Firth, seeking approval of a \$25,000.00 deductible on its stock insurance coverage: Application was granted.

GW-2155 In the Matter of Grain Dealers Mutual Insurance Company seeking cancellation of its Continuous Public Grain Warehouse Bond No. 13-4-1025 in the amount of \$25,200.00, issued on behalf of Bauman Livestock Feed & Supply, Inc., Martell: Application was granted effective February 11, 2002.

Grain Dealer Division

Upon agreement of all Commissioners, the following applicant was granted a Grain Dealer License, subject to the fulfillment of all statutory requirements, for the license period ending June 30, 2002:

SECURITY

GD-2841 Ag Navigator, LLC, Bertrand \$ 35,000

COMMUNICATIONS DEPARTMENT

AD-264R In the Matter of Discover Financial Services, Inc., Riverwoods, Illinois, seeking authority to connect an automatic dialing-announcing device: Upon agreement of all Commissioners, the application was withdrawn.

FC-1292 In the Matter of Credit Bureau of Scottsbluff, Inc., Scottsbluff, vs. Sprint, Inc., Lincoln, alleging violations relating to call blocking: Gene Hand discussed the joint motion for dismissal received February 28, 2002.

C-1830 In the Matter of US West Communications, Inc., Denver, Colorado, seeking authority to file its notice of intention to file Section 271(c) application with the Federal Communications Commission (FCC) and request for Commission to verify US West's compliance with Section 271(c): Upon agreement of all Commissioners, Procedural Order No. 28 was entered updating the following deadlines:

March 11-14, 2002 Hearing: Move start time to 1:00 p.m.

April 29, 2002: Cancel Oral Argument on final report.

May 15, 2002: Set Workshop for 1:30 p.m. in the Commission Hearing Room, Lincoln.

May 20, 2002: Set Oral Argument at 1:00 p.m. in the Commission Hearing Room, Lincoln.

COMMUNICATIONS DEPARTMENT (Cont.)

C-2548 In the Matter of the petition from residents of the Leigh exchange, requesting extended area service (EAS) to the Columbus exchange, both served by Citizens Telecommunications Company of Nebraska: Upon agreement of all Commissioners, an order was entered implementing EAS between the Leigh and Columbus exchanges.

C-2613 In the Matter of TDI Communications, Inc., New York, New York, seeking authority to operate as a resold interexchange carrier of telecommunications services within the state of Nebraska: Upon agreement of all Commissioners, the application was withdrawn at applicant's request.

C-2658 In the Matter of the joint application of Winstar Wireless, Inc., Herndon, Virginia, and Winstar Communications, L.L.C., Newark, New Jersey, seeking approval of the assignment of assets and authorization to provide telecommunications service: Upon agreement of all Commissioners, the application was granted.

C-2661 In the Matter of Satellink Paging, L.L.C., Roswell, Georgia, seeking to withdraw its authority to operate as a resale carrier of intrastate interexchange intraLATA and interLATA telecommunications services within the state of Nebraska granted in C-1753: Upon agreement of all Commissioners, the application was granted.

C-2649 In the Matter of the Statement of Generally Available Terms and Conditions for interconnection, unbundled network elements, ancillary services and resale of telecommunications services (SGAT) agreement between Qwest, Corporation, Denver, Colorado, and VarTec Telecom, Dallas, Texas, for the state of Nebraska: Upon agreement of all Commissioners, the Agreement was approved.

C-2667 In the Matter of the joint application of Qwest Corporation, Denver, Colorado, and McLeodUSA Telecommunications Services, Inc., Sioux Falls, South Dakota, jointly seeking an amendment to their Interconnection Agreement in the state of Nebraska, previously approved in Application No. C-2023: Upon agreement of all Commissioners, the Amendment was approved.

C-2668 In the Matter of the joint application of Qwest Corporation, Denver, Colorado, and McLeodUSA Telecommunications Services, Inc., Sioux Falls, South Dakota, jointly seeking an amendment to their Interconnection Agreement in the state of Nebraska, previously approved in Application No. C-2023: Upon agreement of all Commissioners, the Amendment was approved.

Engineering Department

E-1942 In the Matter of Loup River Public Power District, Columbus, seeking authority to construct, operate and maintain an electric transmission line in Platte County: Upon agreement of all Commissioners, the application was granted.

COMMUNICATIONS DEPARTMENT (Cont.)

E-1943 In the Matter of Nebraska Public Power District, Columbus, seeking authority to construct, operate and maintain electric transmission lines in Harlan and Phelps Counties: Upon agreement of all Commissioners, the application was granted.

E-1944 In the Matter of Norris Public Power District, Beatrice, seeking authority to construct, operate and maintain an electric transmission line in Lancaster County: Upon agreement of all Commissioners, the application was granted.

E-1853 In the Matter of Fremont Department of Utilities, Fremont, seeking authority to construct, operate and maintain electric transmission lines in Dodge County: A hearing was scheduled for April 30, 2002, at 1:30 p.m. in the Commission Hearing Room, Lincoln.

PIPELINE DEPARTMENT

P-0004 In the Matter of Peoples Natural Gas, Omaha, seeking resolution of a dispute under Neb. Rev. Stat. §57-1306: Upon agreement of all Commissioners, a motion by Peoples Natural Gas to extend the hearing deadline and consolidate applications was granted. The motion was received February 28, 2002. An order was entered establishing a discovery schedule and setting a hearing for April 12, 2002, at 9:30 a.m. in the Sarpy County Courthouse, Sarpy County Board Room, 1210 Golden Gate Drive, Papillion.

P-0005 In the Matter of Metropolitan Utilities District, Omaha, seeking resolution of a dispute under Neb. Rev. Stat. §57-1306: Upon agreement of all Commissioners, a motion by Peoples Natural Gas to extend the hearing deadline and consolidate applications was granted. The motion was received February 28, 2002. An order was entered establishing a discovery schedule and setting a hearing for April 12, 2002, at 9:30 a.m. in the Sarpy County Courthouse, Sarpy County Board Room, 1210 Golden Gate Drive, Papillion.

GENERAL ADMINISTRATION

The Commission approved the following invoices:

	\$ 290.58
Department of Roads	251.99
Sleep Inn	
Larry Fauss	750.00
Tim Sandusky	407.15
Gerald Vap	343.12

GENERAL ADMINISTRATION (Cont.)

Upon agreement of all Commissioners, authorization was granted for Mark Luttich to attend the Housing and Urban Development (HUD) Manufactured Home Workshop for the Midwest states to be held in Sioux Falls, SD, from June 10-13, 2002, with all expenses to be paid by HUD.

Upon agreement of all Commissioners, authorization was granted for Dick Palazzolo to attend the Qwest Regional Oversight Committee Meeting to be held in Santa Fe, New Mexico, from April 13-16, 2002.

Upon agreement of all Commissioners, authorization was granted for Brenda Wicken to pay Commission invoices from March 6-18, 2002.

Upon agreement of all Commissioners, authorization was granted for John Fecht to approve all grain warehouse license applications that meet statutory requirements from March 6-18, 2002.

The meeting adjourned at 1:06 p.m. with Commissioners Boyle, Lowell Johnson, Rod Johnson, Landis and Vap present. The next regularly scheduled meeting will be held on March 19, 2002, at 1:30 p.m. with an agenda to be available in the office of the Executive Director at 1:30 p.m. on March 18, 2002.

Chair

Executive Director