

Chairman Lowell Johnson called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Boyle, Lowell Johnson, Rod Johnson and Landis present, and Commissioner Vap excused. Chairman Johnson also invited the public to address the Commission at any point during the meeting. He also announced that a copy of the Nebraska Open Meetings Act was available in the meeting room.

GENERAL ADMINISTRATION

Notice was duly published October 24, 2006 on Page 8 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held October 31, 2006 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Attention was called to the following proceedings:

Tuesday, October 31, 2006:

- 1:30 Commission Hearing Room. Pre-Hearing Conference.
- NUSF-4 In the Matter of the Commission, on its own motion, seeking to determine the level of the fund necessary to carry out the Nebraska Telecommunications Universal Service Fund Act to be effective for the fiscal year beginning July 1, 2006. Commissioner Landis presiding as Hearing Officer.
- NUSF-50 In the Matter of the Commission, on its own motion, seeking to make adjustments to the universal service fund mechanism established in NUSF-26.

Monday November 6, 2006:

- 10:00 Commission Library, Lincoln.
Wireless E-911 Advisory Board meeting.

COMMUNICATIONS DEPARTMENT

Motion made by Commissioner Anne Boyle, seconded by Commissioner Frank Landis, to enter an orders granting applications AD-362r through AD-364r. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson and Frank Landis voting AYE, and Commissioner Jerry Vap excused not voting.

- AD-362r In the Matter of Collections Marketing Center, LLC, Newark, Delaware, seeking authority to register and connect an automatic dialing-announcing device.

COMMUNICATIONS DEPARTMENT (Cont.)

AD-363r In the Matter of Hudson Bay Company of Illinois, Lincoln, seeking authority to register and connect an automatic dialing-announcing device.

AD-364r In the Matter of Political Calling, Davis, California, seeking authority to register and connect an automatic dialing-announcing device.

C-3693/
NUSF-59 In the Matter of Golden West Telecommunications Coopera-
tive, Wall, South Dakota, and Vivian Telephone Company,
Wall, South Dakota, seeking a Waiver of Chapter 5, Section
009, et.seq. of the Telecommunications Rules and Regulations: Motion
made by Commissioner Rod Johnson, seconded by Commissioner Frank
Landis, to enter an order granting the application. Motion passed
with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson and Frank
Landis voting AYE, and Commissioner Jerry Vap excused not voting.

C-3697 In the Matter of Operator Service Company, LLC, Lubbock,
Texas, seeking a change of ownership interests to INFONXX,
Operating Company Inc., Bethlehem, Pennsylvania: Motion made by Com-
missioner Anne Boyle, seconded by Commissioner Rod Johnson, to enter
an order granting the application. Motion passed with Commissioners
Anne Boyle, Lowell Johnson, Rod Johnson and Frank Landis voting AYE,
and Commissioner Jerry Vap excused not voting.

C-3698 In the Matter of Matrix Telecom, Inc., Dallas, Texas, and
Americatel Corporation, Miami, Florida, seeking approval of
certain debt financing arrangements and a pro forma transfer of con-
trol: Motion made by Commissioner Anne Boyle, seconded by Commis-
sioner Frank Landis, to enter an order granting the application.
Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod
Johnson and Frank Landis voting AYE, and Commissioner Jerry Vap
excused not voting.

C-3695 In the Matter of Qwest Corporation, Denver, Colorado,
seeking a Type 1 and Type 2 Paging Connection Service
Agreement with American Messaging Services, LLC, Lewisville, Texas:
Motion made by Commissioner Anne Boyle, seconded by Commissioner Frank
Landis, to enter an order approving the application. Motion passed
with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson and Frank
Landis voting AYE, and Commissioner Jerry Vap excused not voting.

E-2127 In the Matter of Lincoln Electric System, Lincoln, seeking
authority to construct, operate and maintain an electric
transmission line in Lancaster County: Motion made by Commissioner
Frank Landis, seconded by Commissioner Anne Boyle, to enter an order
granting the application. Motion passed with Commissioners Anne
Boyle, Lowell Johnson, Rod Johnson and Frank Landis voting AYE, and
Commissioner Jerry Vap excused not voting.

COMMUNICATIONS DEPARTMENT (Cont.)

John Burvainis reported that there were no automatic dialing-announcing device complaints filed during the past week.

Don Gray updated the Commission on the recent release of the Area Code Exhaust Projections by the North American Numbering Plan Administrator, status of mandatory pooling in Area Code 402, and recent activities in the North American Number Council.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-011/ PI-79 In the Matter of the Commission, on its own motion, seeking to establish Phase II enhanced wireless 911 service implementation: Motion made by Commissioner Anne Boyle, seconded by Commissioner Frank Landis, to enter an order closing the response time from Vendors of Choice. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson and Frank Landis voting AYE, and Commissioner Jerry Vap excused not voting.

Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter orders approving funding requests for implementation in applications 911-023.21 through 911-023.33. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson and Frank Landis voting AYE, and Commissioner Jerry Vap excused not voting.

911-023.21 In the Matter of Boyd/Holt Counties, Public Safety Answering Point, O'Neill, seeking funding approval for recurring and non-recurring costs of Enhanced Wireless 911 implementation.

911-023.28 In the Matter of Clay County, Public Safety Answering Point, Clay Center, seeking funding approval for recurring and non-recurring costs of Enhanced Wireless 911 implementation.

911-023.29 In the Matter of Saline County, Public Safety Answering Point, Crete, seeking funding approval for recurring and non-recurring costs of Enhanced Wireless 911 implementation.

911-023.33 In the Matter of Gage County, Public Safety Answering Point, Beatrice, seeking funding approval for recurring and non-recurring costs of Enhanced Wireless 911 implementation.

C-3693/ NUSF-59 In the Matter of Golden West Telecommunications Cooperative, Wall, South Dakota, and Vivian Telephone Company, Wall, South Dakota, seeking a waiver of Chapter 5, Section 009, et.seq. of the Telecommunications Rules and Regulations: An Order was entered on the Communications Department's agenda.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

NUSF-4/ In the Matter of the Commission, on its own motion, seeking
NUSF-50 to determine the level of the fund necessary to carry out
the Nebraska Telecommunications Universal Service Fund Act;
and, In the Matter of the Commission, on its own motion, seeking to
make adjustments to the universal service fund mechanism established
in NUSF-26. Commissioner Landis presiding as Hearing Officer: Camelia
Rogers presented the Commission with a summary of the reply testimony
received October 23, 2006.

NATURAL GAS DEPARTMENT

NG-0036 In the Matter of Kinder Morgan, Inc., Lakewood, Colorado,
seeking approval of a general rate increase. Commissioner
Vap presiding as Hearing Officer: Motion made by Commissioner Frank
Landis, seconded by Commissioner Rod Johnson, to enter Assessment
Orders GDS-002 and HSD-004. Motion passed with Commissioners Anne
Boyle, Lowell Johnson, Rod Johnson and Frank Landis voting AYE, and
Commissioner Jerry Vap excused not voting. Laura Demman reported that
a Hearing Officer Order was entered on October 25, 2006, scheduling
public hearings as follows:

November 29	11:00 AM	Community Center, 111 South Main Street, Coleridge
November 29	6:00 PM	Knights of Columbus Hall, Albion
November 30	11:00 AM	Babel's Barn, 510 West Old Military Road, Wood River
November 30	6:00 PM	Clay County Activity Center, Clay County Fairgrounds, 701 North Martin, Clay Center
December 6	7:00 PM	Gering Civic Center, 1050 M Street, Gering
December 7	11:00 AM	Grey Goose Lodge, 201 Chuckwagon Road, Ogallala
December 7	7:00 PM	McCook Senior Center, 1400 West 5 th , McCook
December 8	11:00 AM	Fraternal Order of Eagles Club, 223 West Avenue, Holdrege.

NATURAL GAS DEPARTMENT (Cont.)

NG-0037 In the Matter of NorthWestern Corporation, D/B/A North-Western Energy, Sioux Falls, South Dakota; Babcock & Brown Infrastructure Limited, BBI US Holdings Pty Ltd., Sydney NSW 2000, Australia; BBI US Holdings II Corp., and BBI Glacier Corp., San Francisco, California, seeking approval of the proposed change in control of NorthWestern Corporation. Commissioner Vap presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter Assessment Order HSD-004. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson and Frank Landis voting AYE, and Commissioner Jerry Vap excused not voting.

TRANSPORTATION DEPARTMENT

Rate Division

TR-153 In the Matter of Spencer Fentress, d/b/a Fairbury Taxi, Fairbury, seeking authority to adjust its rates and charges: Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to enter an order granting the application on an emergency basis as modified. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson and Frank Landis voting AYE, and Commissioner Jerry Vap excused not voting.

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-F: The fuel surcharge was retained at 56 cents per mile.

GRAIN WAREHOUSE DEPARTMENT

GD-2804 In the Matter of Rainbow Popcorn Company, Inc., Ogallala, seeking to cancel its Grain Dealer License: License cancelled effective October 31, 2006.

Commissioner Frank Landis left the Commission Hearing Room.

GENERAL ADMINISTRATION

Motion made by Commissioner Rod Johnson, seconded by Commissioner Anne Boyle, to approve the following Commission invoices. Motion passed with Commissioners Anne Boyle, Lowell Johnson and Rod Johnson voting AYE, and Commissioners Frank Landis and Jerry Vap excused not voting.

DAS - Communications	\$	3,223.02
DAS - Materiel - Copy Services		2,852.71
DAS - Materiel - Office Supplies		735.48
Rod Johnson		1,083.59
Frank Landis		183.81

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Rod Johnson, seconded by Commissioner Lowell Johnson, to approve the deficit request for additional aid spending authority for the Nebraska Universal Service Fund (up to \$93 million) and Wireless E911 (up to \$15 million). Motion passed with Commissioners Lowell Johnson and Rod Johnson voting AYE, Commissioner Anne Boyle voting NAY, and Commissioners Frank Landis and Jerry Vap excused not voting.

The meeting adjourned at 10:37 a.m. with Commissioners Boyle, Lowell Johnson, and Rod Johnson present, and Commissioners Landis and Vap excused. The next regularly scheduled meeting will be held on Wednesday, November 8, 2006, at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on Tuesday, November 7, 2006.

Chairman

Executive Director