

Chairman Rod Johnson called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Boyle, Landis, Schram and Vap present, and Commissioner Johnson excused. Vice-Chairman Landis invited the public to address the Commission. Vice-Chairman Landis also announced that a copy of the Nebraska Open Meetings Act was available in the meeting room. No comments were made.

GENERAL ADMINISTRATION

Notice was duly published July 3, 2007 on Page 10 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held July 10, 2007 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, July 10, 2007:

911-023.45 Commission Hearing Room, Lincoln.

1:30 In the Matter of Johnson County, Tecumseh, seeking funding approval for recurring and non-recurring costs associated with Enhanced Wireless 911 implementation. Commissioner Landis presiding as Hearing Officer.

911-023.01 Commission Hearing Room, Lincoln.

1:30 In the Matter of Sarpy County, Papillion, seeking funding approval for recurring and non-recurring costs associated with Enhanced Wireless 911 implementation. Commissioner Landis presiding as Hearing Officer.

911-023.03 Commission Hearing Room, Lincoln.

2:00 In the Matter of Buffalo County, Kearney, seeking funding approval for recurring and non-recurring costs of Enhanced Wireless 911 implementation. Commissioner Vap presiding as Hearing Officer.

911-023.20 Commission Hearing Room, Lincoln.

2:00 In the Matter of Furnas County, Public Safety Answering Point, Beaver City, seeking funding approval for recurring and non-recurring costs of Enhanced Wireless 911 implementation. Commissioner Vap presiding as Hearing Officer.

COMMUNICATIONS DEPARTMENT

C-3757/
DC-74 In the Matter of the Commission, on its own motion, regarding the 2006 Annual Report Filings: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an order for partial dismissal. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

COMMUNICATIONS DEPARTMENT (Cont.)

C-3813 In the Matter of BetterWorld Telecom, LLC, Reston, VA, seeking authority to operate as an interexchange carrier of telecommunication services within the state of Nebraska: Motion made by Commissioner Boyle, seconded by Commissioner Schram, to enter an order granting the application. Motion passed with Commissioners Boyle, Landis, Schram and Vap voting AYE, and Commissioner Johnson excused not voting.

C-3811 In the Matter of Windstream Communications, Inc., Little Rock, Arkansas, seeking an amendment to an interconnection agreement with Sprint Communications Company, L.P., Overland Park, Kansas, previously granted in Docket C-3300: Motion made by Commissioner Vap, seconded by Commissioner Boyle, to enter an order approving the application. Motion passed with Commissioners Boyle, Landis, Schram and Vap voting AYE and Commissioner Johnson excused not voting.

Motion made by Commissioner Schram, seconded by Commissioner Vap, to enter orders granting the applications in Dockets E-2142 and E-2144. Motion passed with Commissioners Boyle, Landis, Schram and Vap voting AYE and Commissioner Johnson excused not voting.

E-2142 In the Matter of the Fremont Department of Utilities, Fremont, seeking authority to construct, operate and maintain an electric transmission line in Dodge County.

E-2144 In the Matter of Nebraska Public Power District, Columbus, seeking authority to construct, operate and maintain an electric transmission line in Hamilton County.

Gene Hand informed the Commission that a letter from Frontier Communications was received on July 2, 2007, asking the Commission to overturn NeuStar's denial of Frontier's request for a single thousand-block of numbers in the Columbus Rate Center to satisfy a dedicated customer request for direct-inward-dial numbers. Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to sign the letter to NeuStar requesting a waiver of the Federal Communications Commission requirements for utilization and months to exhaust requirements. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

NATURAL GAS DEPARTMENT

NG-0041 In the Matter of Aquila, Inc., d/b/a Aquila Networks (Aquila), Omaha, seeking individual general rate increases for Aquila's Rate Area One, Rate Area Two, and Rate Area Three. Commissioner Landis presiding as Hearing Officer: Motion made by Commissioner Boyle, seconded by Commissioner Schram, to enter assessment order HS-0010. Motion passed with Commissioners Boyle, Landis, Schram and Vap voting AYE and Commissioner Johnson excused not voting.

NATURAL GAS DEPARTMENT (Cont.)

NG-0047/ In the Matter of the Nebraska Public Advocate for a
DR-0002 Declaratory Ruling seeking a determination that Kinder
Morgan, Inc., n/k/a SourceGas Distribution LLC, improperly
implemented interim and final rates in Docket NG-0036 for which
customers are entitled to a credit or refund: Laura Demman discussed
the Public Advocate's filing of a petition of withdrawal and a formal
complaint filing in its stead. The Certificate of Service was served
via certified mail July 9, 2007; answer date is July 27, 2007. Motion
made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle,
to enter an order dismissing the docket. Motion passed with Commis-
sioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE,
and Commissioner Rod Johnson excused not voting.

NG-0049 In the Matter of CenterPoint Energy Services, Inc., Houston,
Texas, seeking authority for a competitive natural gas
provider certificate in the State of Nebraska: Motion made by Commis-
sioner Vap, seconded by Commissioner Boyle, to enter an order granting
the application. Motion passed with Commissioners Boyle, Landis,
Schram and Vap voting AYE and Commissioner Johnson excused not voting.

HOUSING AND RECREATIONAL VEHICLE DEPARTMENT

MODF-1 In the Matter of the Commission, on its own motion, seeking
to determine the seal fee amounts for the Modular Housing
Program: Motion made by Commissioner Vap, seconded by Commissioner
Schram, to enter an order setting the seal fee amounts for the Modular
Housing Program. Motion passed with Commissioners Boyle, Landis,
Schram and Vap voting AYE and Commissioner Johnson excused not voting.

TRANSPORTATION DEPARTMENT

DR-0001 In the Matter of the Petition for Declaratory Ruling of
CUSA ES, LLC, d/b/a Express Shuttle, seeking a determina-
tion that the permit requirements of Neb. Rev. Stat., Section 75-309
do not apply to single-state transportation performed under contract
of railroad train crews within the state of Nebraska if the train
crews are traveling as part of a continuous interstate movement:
Motion made by Commissioner Anne Boyle, seconded by Commissioner Jerry
Vap, to enter an order denying the Motion to Defer. Motion passed
with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap
voting AYE, and Commissioner Rod Johnson excused not voting.

PI-129 In the Matter of the Commission, on its own motion, seeking
to conduct an investigation into differential charges in
the transportation of handicapped passengers in intrastate transporta-
tion: Motion made by Commissioner Schram, seconded by Commissioner
Vap, to enter an order opening a docket and scheduling a workshop for
August 1, 2007 at 1:30 p.m. in the Commission Hearing Room, Lincoln.
Motion passed with Commissioners Boyle, Landis, Schram and Vap voting
AYE and Commissioner Johnson excused not voting.

TRANSPORTATION DEPARTMENT (Cont.)

Rate Division

TR-157 In the Matter of Servant Cab Company, d/b/a Yellow Cab and Checker Cab, Lincoln, seeking authority to adjust its rates and charges: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson 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 72 cents per mile.

GENERAL ADMINISTRATION

Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to approve the Executive Director's recommendation for approval of the following Commission invoices. Motion passed with Commissioners Anne Boyle, Tim Schram and Jerry Vap voting AYE, Commissioner Frank Landis voting NAY, and Commissioner Rod Johnson excused not voting.

Office Depot	\$	1,003.20
Office Depot		608.40
Voyager		1,349.50
Fred Massing		1,132.80
Kent Pribyl		1,167.51

The Commission accepted the resignation of the Executive Director.

The meeting adjourned at 11:00 a.m. with Commissioners Boyle, Landis, Schram and Vap present, and Commissioner Johnson excused. The next regularly scheduled meeting will be held on July 24, 2007, at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on July 23, 2007.

Vice-Chairman

Deputy Director