

Vice Chairman Frank Landis called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Landis, Schram and Vap present and Commissioners Boyle and 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.

Executive Director Mike Hybl announced that Commissioner Anne Boyle was recently appointed as Vice Chair of the High Cost and Low Income Committee. Commissioner Boyle is a member of the Board of Directors of the Universal Service Administrative Company (USAC).

#### GENERAL ADMINISTRATION

Notice was duly published January 15, 2008 on Page 9 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held January 23, 2008 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Attention was called to the following proceedings:

#### Wednesday, January 23, 2008:

B-1700 Commission Hearing Room, Lincoln; Nebraska State Office  
Supp. 1 Building, 1313 Farnam Street, Room 207, Omaha; Grand Island  
1:00 Public Library, 211 North Washington Street, Grand Island;  
Educational Service Unit #16, Distance Learning Room, 1221  
West 17th Street, North Platte; and the Panhandle Research  
and Extension Center, High Plains Room, 4502 Avenue I,  
Scottsbluff. In the Matter of Zalt, Inc., d/b/a Central  
Limousine Services, Grand Island, seeking to extend the  
authority held by Zalt, Inc., d/b/a Central Limousine  
Services, in Certificate B-1700. Commissioner Vap presid-  
ing as Hearing Officer.

#### Friday, January 25, 2008:

1:30 Commission Hearing Room, Lincoln.  
Telecommunications Relay Service Advisory Committee  
Meeting.

#### COMMUNICATIONS DEPARTMENT

C-3206 In the Matter of the Commission, on its own motion, seeking  
to administer the Nebraska Internet Enhancement Fund:  
Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim  
Schram, to enter orders granting extensions to the Villages of Broad-  
water and Dix for installation and delivery of advanced telecommunica-  
tions infrastructure and service. Motion passed with Commissioners  
Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioners  
Anne Boyle and Rod Johnson excused not voting.

COMMUNICATIONS DEPARTMENT (Cont.)

C-3890 In the Matter of Cognigen Networks, Inc., Mountlake Terrace, Washington, seeking approval to cancel their intrastate telecommunication services in the state of Nebraska: Motion made by Commissioner Tim Schram, seconded by Commissioner Jerry Vap, to enter an order granting the application. Motion passed with Commissioners Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioners Anne Boyle and Rod Johnson excused not voting.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

Jeff Pursley informed the Commission that the next E911 Wireless Advisory Board Meeting will be held April 14, 2008 at 10:00 a.m. in the Platte Conference Room, Lincoln.

NUSF-1, In the Matter of the Commission, on its own motion, seeking PO #7 to establish guidelines for administration of the Nebraska Universal Service Fund: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to grant Stanton Telecom's request for an extension until February 15, 2008, to complete and file the NUSF worksheet audit that was due December 31, 2007. Motion passed with Commissioners Frank Landis, Tim Schram and Jerry Vap voting AYE and Commissioners Anne Boyle and Rod Johnson excused not voting.

NUSF-33/ In the Matter of the Commission, on its own motion, seeking PI-68 to investigate the audit requirements related to the Nebraska Universal Service Fund. Commissioner Landis presiding as Hearing Officer: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to enter an order denying Easton's audit waiver request. Motion passed with Commissioners Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioners Anne Boyle and Rod Johnson excused not voting.

NUSF-37.93 In the Matter of Jeffrey L. Pursley, Director, Nebraska Telecommunications Infrastructure and Public Safety Department, Complainant v. Telrite Corporation, Respondent: Motion made by Commissioner Tim Schram, seconded by Commissioner Jerry Vap, to enter an order dismissing the complaint. Motion passed with Commissioners Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioners Anne Boyle and Rod Johnson excused not voting.

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. Commissioner Vap presiding as Hearing Officer: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to enter an order granting Cambridge Telephone Company's waiver request. Motion passed with Commissioners Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioners Anne Boyle and Rod Johnson excused not voting.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

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. Commissioner Landis presiding as Hearing Officer: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to enter an order authorizing payments. Motion passed with Commissioners Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioners Anne Boyle and Rod Johnson excused not voting.

Jeff Pursley informed the Commission that the staff anticipated bringing orders to the Commission in Docket NUSF-71 and reducing high cost payments by \$7-8 million.

NATURAL GAS DEPARTMENT

FC-1326 In the Matter of the Formal Complaint of Ken's Auto Repair and Service, Ravenna, against SourceGas Distribution, LLC f/k/a Kinder Morgan Retail, Lakewood, Colorado. Commissioner Vap presiding as Hearing Officer: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to enter an order dismissing the complaint. Motion passed with Commissioners Landis, Schram and Vap voting AYE, and Commissioners Boyle and Johnson excused not voting.

NG-0053 In the Matter of Nebraska Resources Company, LLC, Tulsa, Oklahoma, seeking a Certificate of Public Convenience and Necessity authorizing it to operate as a jurisdictional utility in Nebraska and approval of tariff: Motion made by Commissioner Tim Schram, seconded by Commissioner Jerry Vap, to enter a Notice of Assessment Order. Motion passed with Commissioners Landis, Schram and Vap voting AYE and Commissioners Boyle and Johnson excused not voting.

LEGISLATIVE REPORT

Angela Melton discussed the transportation and communication hearings held January 22, 2008, and discussed new bill introductions.

TRANSPORTATION DEPARTMENT

Rate Division

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 Goods Tariff 7F: The fuel surcharge was decreased to 84 cents per mile.

GRAIN WAREHOUSE DEPARTMENT

GW-279 In the Matter of Farmers Cooperative, Dorchester, seeking to buy the grain represented on lost warehouse receipt B427402: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to grant the application. Motion passed with Commissioners Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioners Anne Boyle and Rod Johnson excused not voting.  
GRAIN WAREHOUSE DEPARTMENT (Cont.)

GW-599 In the Matter of Agri Co-op, Holdrege, seeking to issue duplicate grain receipts to replace lost receipts B685224 and B685225 issued to ADM Grain, Overland Park, Kansas: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to grant the application. Motion passed with Commissioners Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioners Anne Boyle and Rod Johnson excused not voting.

GW-1136 In the Matter of Central Valley Ag Cooperative, Nonstock, St. Edward, seeking a \$25,000.00 deductible on its stock insurance coverage: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to grant the application. Motion passed with Commissioners Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioners Anne Boyle and Rod Johnson excused not voting.

GW-1743 In the Matter of Farmers/Ranchers Cooperative Association of Ainsworth: John Fecht discussed the shortage of corn.

GW-2122 In the Matter of James Nejezchleb, d/b/a Deweese Agri Services, Deweese, seeking cancellation of his license: John Fecht discussed the request for cancellation. Cancellation was approved effective November 1, 2007.

GENERAL ADMINISTRATION

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

DAS-Central Finance	\$	601.99
Mark Luttich		898.75
Gerald Vap		949.44

NEBRASKA EQUIPMENT DISTRIBUTION PROGRAM

AGN Sales	329.80
Alternative Hearing	330.00
Audiology Services & HAC	186.95
B Hear Inc	1,199.51
Beltone	1,480.05

GENERAL ADMINISTRATION (Cont.)

Grand Island Hearing Aid Center	\$	2,716.80
Carl A. Johnson		843.80
The Hearing Clinic		840.00
Sherard Hearing Aid Center		402.00
U-Save Pharmacy & Medical Supply		595.40
White's Hearing Aid Specialists Inc.		194.95
K & D Communications		3,802.75

Motion made by Commissioner Tim Schram, seconded by Commissioner Jerry Vap, to authorize Commissioner Anne Boyle to travel to and attend the Universal Service Administrative Company (USAC) Quarterly Meetings to be held in Washington, D.C. in January, April, July and October 2008, with all expenses to be paid by USAC. Motion passed with Commissioners Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioners Anne Boyle and Rod Johnson excused not voting.

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The meeting adjourned at 10:18 a.m. with Commissioners Landis, Schram and Vap present, and Commissioners Boyle and Johnson excused. The next regularly scheduled meeting will be held on January 29, 2008, at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on January 28, 2008.

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Vice Chairman

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Executive Director