

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

GENERAL ADMINISTRATION

Notice was duly published June 3, 2008 on Page 7 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held June 10, 2008 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Attention was called to the following proceeding:

Wednesday, June 11, 2008:

B-1714 Commission Hearing Room, Lincoln, and Nebraska State Office Building, 1313 Farnam Street, Room 207, Omaha.
9:00 In the Matter of Caring People Sudan, Omaha, seeking authority as a contract carrier in Nebraska intrastate commerce in the transportation of passengers and their baggage by van in open class service for Employment First clients between points in Douglas and Sarpy counties, and between points in said counties, where public transportation is not available due to bus line restrictions over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes. Commissioner Schram presiding as Hearing Officer.

COMMUNICATIONS DEPARTMENT

AD-442r In the Matter of Omaha Public Library, Omaha, seeking authority to register the connection of an automatic dialing-announcing device: Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter an order granting the application. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

C-3206 In the Matter of the Commission, on its own motion, seeking to administer the Nebraska Internet Enhancement Fund. Commissioner Tim Schram presiding as Hearing Officer: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an order authorizing grant payment. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

COMMUNICATIONS DEPARTMENT (Cont.)

C-3928 In the Matter of Network Communications International Corp., a/k/a Mundo Telecom, also a/k/a 1800Call4Less, Longview, Texas, seeking authority for a name change to remove the trade name Mundo Telecom: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an order granting the application. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter orders granting applications E-2186, E-2188, E-2191, E-2192 and E-2193. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

E-2186 In the Matter of Loup River Public Power District, Columbus
E-2188 seeking authority to construct, operate and maintain electric transmission lines in Platte County.

E-2191 In the Matter of Southern Public Power District, Grand Island, seeking authority to construct, operate and maintain an electric transmission line in Hamilton County.

E-2192 In the Matter of Loup River Public Power District, Columbus
E-2193 seeking authority to construct, operate and maintain electric transmission lines in Boone County.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-020.02 In the Matter of Jeffrey L. Pursley, Director, Nebraska Telecommunications Infrastructure and Public Safety Department, Complainant, v. 1-800-Reconex; Applied Communications Technology, Inc.; Arapahoe Telephone Company d/b/a ATC Communications; Cable USA III, LLC; Charter Fiberlink-Communications VI, LLC; Citistream Communications, Inc.; Community Internet Systems, Inc.; Cozad Telephone Company; Dalton Telephone Company; Elsie Communications, Inc.; Global Connection Inc of America; Granite Telecommunications; LLC; MCI metro Access Transmission Services, LLC; NorthStar Telecom, Inc.; Three River Telco; Three River Communications, LLC; Time Warner Cable Information Services (Nebraska), LLC; VCI Company d/b/a Vilaire Communications, Inc., Respondent(s): Shana Knutson discussed the failure of the named companies to submit required annual reports. Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to open a complaint. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

911-023.29 In the Matter of Saline County, Public Safety Answering Point, Wilber, and Crete Police Department, Crete, seeking funding approval for recurring and non-recurring costs associated with Enhanced Wireless 911 implementation: Commissioner Rod Johnson presiding as Hearing Officer. Shana Knutson discussed the Hearing Officer's Order of June 5, 2008, scheduling a hearing for July 29, 2008 at 1:30 p.m. in the Commission Hearing Room, Lincoln.

911-030.05 In the Matter of Jeffrey L. Pursley, Director, Nebraska Telecommunications Infrastructure and Public Safety Department, Complainant, v. Cricket Communications Inc., San Diego, California, Respondent(s): Commissioner Tim Schram appointed Hearing Officer. Shana Knutson discussed the Hearing Officer's Order of June 10, 2008, scheduling a hearing for July 29, 2008 at 2:30 p.m. in the Commission Hearing Room, Lincoln.

WC 08-55 In the Matter of Kansas Corporation Commission's Petition for Declaratory Ruling affirming the lawfulness of its USF Certification Procedure: Shana Knutson discussed this docket seeking Commission approval to file comments. Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, directing staff to file comments by the June 17, 2008 deadline. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

Shana Knutson discussed the NUSF Late-Filed Carrier Remittances. Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to levy late fees against Alltel Communications of Nebraska and WWC License, LLC. Complaints filed against Matrix Telecom, Inc., Easton Telecom and Charter-Fiberlink Nebraska and that the current Complaint against Sagir, Inc. be amended to include the late-filed April, 2008 data period. Additionally, the late-fee waiver requested from Mobius be approved and the late-fee waiver requested from Hemingford Cooperative be denied. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

TRANSPORTATION DEPARTMENT

Rate Division

TR-163 In the Matter of Happy Cab Company, Yellow Cab Company, Checker Cab Company and Cornhusker Cab Company, Omaha, seeking authority to adjust its rates and charges: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an Order Nunc Pro Tunc. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

TRANSPORTATION DEPARTMENTn (Cont.)

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 retained at \$1.42 per mile.

HOUSING AND RECREATIONAL VEHICLE DEPARTMENT

Mark Luttich, Director, Housing and Recreational Vehicles, provided an update of the financial status of the department.

GRAIN WAREHOUSE DEPARTMENT

GW-1503/ In the Matter of Trinidad/Benham Corp., dba The Trinidad
1944 Bean & Elevator Company, Denver, Colorado, seeking a \$100,000.00 deductible on its stock insurance coverage. Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter an Order granting the deductible. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

GW-1599/ In the Matter of Alvo Grain and Feed, Inc., Alvo and Ash-
GD-1599 land: Shana Knutson updated the Commission on the status of this docket.

GW-2127 In the Matter of The Scoular Company, Omaha, seeking a
et.al. \$50,000.00 deductible on its stock insurance coverage: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an Order granting the deductible. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

Grain Dealer Division

GD-2929 In the Matter of Hesco, Inc., Watertown, South Dakota, seeking a Grain Dealer License, subject to the fulfillment of all statutory requirements, for the license period ending March 31, 2009: Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter an Order granting the application. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

GRAIN WAREHOUSE DEPARTMENT (Cont.)

GD-2937 In the Matter of Thomas Investment Company, Inc., Broken Bow, seeking a Grain Dealer License, subject to the fulfillment of all statutory requirements, for the license period ending March 31, 2009: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an Order granting the application. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

GENERAL ADMINISTRATION

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

Dept. of Roads	\$	708.36
Alvo Grain		3,099.00
Harms Trucking		6,843.14
Voyager		2,254.58
Kent Pribyl		1,060.45

The following invoices were paid between May 30, 2008 and June 5, 2008 and should be ratified:

DW Trucking	\$	1,646.15
Harms Trucking Inc		13,224.30
Alvo Grain & Feed		2,793.00
DW Trucking		930.80

Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to approve the Executive Director's recommendation for Mike Bartels to travel to and attend the Association of American Warehouse Control Officials Annual Conference to be held in Springfield, IL from July 19 - July 23, 2008. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to revise travel dates for Commissioner Anne Boyle to attend the Telehealth Leadership Conference to be held in Washington, DC from June 10-12, 2008. This trip was previously authorized at the May 20, 2008 Commission meeting for travel dates of June 9-11, 2008. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter into closed session to discuss personnel issues. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting. The Commission entered into closed session at 10:29 a.m.

Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to return to open session. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting. The Commission returned to open session at 10:41 a.m.

The meeting adjourned at 10:41 a.m. with Commissioners Frank Landis, Tim Schram and Gerald Vap present, and Commissioners Anne Boyle and Jerry Vap excused. The next regularly scheduled meeting will be held on June 17, 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 June 16, 2008.

Vice Chairman

Executive Director