

Chairman Gerald Vap called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Gerald Vap present. Chairman Vap 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 March 2, 2010 on Page 7 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held March 9, 2010 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, March 9, 2010

C-4240 Commission Hearing Room, Lincoln. In the Matter of the
1:30 Commission, on its own motion, seeking to determine the surcharge for the statewide Telecommunications Relay System (TRS) to be effective July 1, 2010, in the State of Nebraska. Commissioner Tim Schram presiding as Hearing Officer.

Monday, March 15, 2010

10:00 Commission Hearing Room, Lincoln. E911 Advisory Board Meeting.

COMMUNICATIONS DEPARTMENT

C-4246 In the Matter of the Application of Consolidated Telephone Company, Lincoln, seeking authority to consolidate certain exchanges and convert EAS service to local exchange service: Motion made by Commissioner Anne Boyle, seconded by Commissioner Frank Landis, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

C-4247 In the Matter of the Joint Application of The Randall J. Raile Revocable Trust and The Kacey L. Raile Revocable Trust seeking approval of the Change of Controlling Interest in Hartman Telephone Exchanges, Inc., Haigler: Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

COMMUNICATIONS DEPARTMENT (Cont.)

C-4248/
PI-160 In the Matter of the Commission, on its own motion, seeking comment on the request by United Way of the Midlands to be assigned the use of "211" in Richardson County, for access to First Call for Help (FCFH), a comprehensive information and referral service: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

C-4254/
PI-163 In the Matter of the Commission, on its own motion, seeking comment on the request by United Way of the Midlands to be assigned the use of "211" in Nemaha County, for access to First Call for Help (FCFH), a comprehensive information and referral service: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an order opening a docket. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

C-4245 In the Matter of the Application of United Telephone Company of the West d/b/a Embarq, Overland Park, Kansas, seeking approval of an Interconnection, Collocation and Resale Agreement with Big River Telephone Company, LLC, St. Louis, Missouri: Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to enter an order approving the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

C-3554/
NUSF-50/
PI-112 In the Matter of the Commission, on its own motion, seeking to investigate whether the zones established in Docket C-2516 are appropriate in light of NUSF-26 findings and conclusions. Commissioners Jerry Vap and Frank Landis presiding as Hearing Officers: Gene Hand informed the Commission that a Hearing Officer Order was entered March 5, 2010 setting an implementation hearing for May 12, 2010, at 10:30 a.m. in the Commission Hearing Room, Lincoln.

Gene Hand discussed the Broadband Mapping/Planning Grant.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter orders approving funding requests in dockets 911-023.54 and 911-023.71. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle voting NAY.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

911-023.54 In the Matter of the City of Wayne, Public Service Answering Point, Wayne, seeking funding approval for recurring and non-recurring costs of Enhanced Wireless 911 implementation.

911-023.71 In the Matter of Hitchcock County, Public Safety Answering Point, Trenton, seeking funding approval for recurring and non-recurring costs of Enhanced Wireless 911 implementation.

911-029 In the Matter of the Commission, on its own motion, seeking to establish testing standards for the implementation of Enhanced Wireless 911: Verizon Wireless: Motion made by Commissioner Frank Landis, seconded by Commissioner Anne Boyle, to enter an order approving a waiver of the testing standards. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NUSF-37. In the Matter of Sue Vanicek, Director of the Nebraska
205 Telecommunications Infrastructure and Public Safety Department of the Nebraska Public Service Commission, Complainant, v. inContact, Inc. dba UCN, Inc., Respondent(s): Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to enter an order dismissing the complaint. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NUSF-69 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to implement policies and procedures related to providing dedicated universal service support for wireless telecommunications services: N.E. Colorado Cellular Inc. d/b/a Viaero Wireless: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an order authorizing payment. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NATURAL GAS DEPARTMENT

NG-0057.1 In the Matter of the 2010 gas supply cost adjustment schedules filed by SourceGas Distribution LLC, Lakewood, Colorado, pursuant to *Neb. Rev. Stat. sec. 66-1854*: Motion made by Commissioner Anne Boyle, seconded by Commissioner Frank Landis, to enter an order suspending the company's proposed tariff filed on February 16, 2010, pending further investigation. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE. Commissioner Vap was appointed as Hearing Officer.

NATURAL GAS DEPARTMENT (Cont.)

NG-0060 In the Matter of SourceGas Distribution LLC, Lakewood, Colorado, seeking approval of a general rate increase. Commissioner Rod Johnson presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, to enter an order granting the application in part. Motion passed with Commissioners Anne Boyle, Frank Landis and Tim Schram voting AYE, and Commissioners Rod Johnson and Jerry Vap voting NAY.

NG-0057 In the Matter of gas supply cost adjustment schedules implemented by SourceGas Distribution LLC, Lakewood, Colorado, pursuant to *Neb. Rev. Stat. sec. 66-1854*. Commissioner Vap presiding as Hearing Officer: Laura Demman discussed an order entered by the Hearing Officer on March 3, 2010, continuing the hearing previously scheduled for March 8, 2010, to a date later to be determined and scheduling a technical conference for March 17, 2010, at 10:00 a.m. CDT in the Niobrara Room, Lincoln. Parties wishing to participate telephonically should dial 402-472-6296.

LEGISLATIVE REPORT

Angela Melton discussed 2010 legislative issues.

TRANSPORTATION DEPARTMENT

B-1554 In the Matter of DJW, Inc., dba Luxury Limousine Service, Syracuse: Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, to enter an order suspending the authority until March 5, 2011. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

M-13631 In the Matter of TVB Movers, Inc., Lincoln, seeking to change an existing operation by the transfer of stock ownership: Motion made by Commissioner Frank Landis, seconded by Commissioner Anne Boyle, to enter an order granting the transfer of stock ownership. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

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 and Tariff 22: The Tariff 7F fuel surcharge was increased to \$.70 per mile and the Tariff 22 fuel increased to \$3.40 per truck per trip.

TRANSPORTATION DEPARTMENT (Cont.)

MR-1009 In the Matter of the Commission, on its own motion, initiating an investigation on range uniformity in the Official Intracity Household Goods Tariff 22, and to develop procedures for efficiently processing household goods mover tariff amendments: Upon agreement of all Commissioners, a hearing was scheduled for April 6, 2010, at 2:00 p.m. in the Commission Hearing Room, Lincoln. Commissioner Landis was appointed as Hearing Officer.

TR-175 In the Matter of Happy Cab, Yellow Cab, and Checker Cab, Omaha, seeking authority to amend taxi rates: Upon agreement of all Commissioners, a video hearing was scheduled for April 8, 2010, at 1:30 p.m. in the Commission Hearing Room, Lincoln, and Nebraska State Office Building, 1313 Farnam Street, Room 207, Omaha. Commissioner Boyle was appointed as Hearing Officer.

TR-176 In the Matter of Valor Transportation Company and DonMark, Inc., dba Cornhusker Cab, Omaha, seeking to amend the Omaha taxi rates: Upon agreement of all Commissioners, a video hearing was scheduled for April 8, 2010, at 1:30 p.m. in the Commission Hearing Room, Lincoln, and the Nebraska State Office Building, 1313 Farnam Street, Room 207, Omaha.

GRAIN WAREHOUSE DEPARTMENT

GW-17 In the Matter of Farmers Cooperative Association, Eustis: John Fecht discussed the shortage of wheat.

GW-985 In the Matter of All Points Cooperative, Gothenburg: John Fecht discussed the shortage of oats.

GW-1599 In the Matter of John A. Fecht, Director Grain Warehouse
GWC-421 Department, Complainant, v. Alvo Grain & Feed, Inc., Alvo, Defendant: Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to enter an order regarding distribution of remaining proceeds. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Grain Dealer Division

GD-1599 In the Matter of John A. Fecht, Director Grain Warehouse
GDC-421 Department, Complainant, v. Alvo Grain and Feed, Inc., Alvo, Defendant: Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to enter an order regarding distribution of proceeds. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

GENERAL ADMINISTRATION

Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to approve the Executive Director's recommendation to approve the following Commission invoices. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Attorney General	\$	2,722.00
Kent Pribyl		834.74
Voyager		1,817.85
West		898.54

Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to approve Commission minutes for February, 2010. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

The meeting adjourned at 10:27 a.m. with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Gerald Vap present. The next regularly scheduled meeting will be held on March 16, 2010, at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on March 15, 2010.

Chairman

Executive Director