

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.

Chairman Vap clarified for those present that this is a regularly scheduled meeting and not a public hearing as reported by the Lincoln Journal Star. He also informed those in attendance that a report from Windstream would be presented during the Communications Department portion of the agenda. No members of the public addressed the Commission.

GENERAL ADMINISTRATION

Notice was duly published March 31, 2010 on Page 6 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held April 6, 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, April 6, 2010

MR-1009 Commission Hearing Room, Lincoln. In the Matter of the
1:00 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.
 Commissioner Landis presiding as Hearing Officer.

Thursday, April 8, 2010

1:30 Video Hearing, Commission Hearing Room, Lincoln, Nebraska
 State Office Building, 1313 Farnam Street, Room 207, Omaha
 and McMillen Hall, Room 208, 1205 East 3rd Street, McCook.
 Commissioner Anne Boyle presiding as Hearing Officer.

TR-175 In the Matter of Happy Cab, Yellow Cab, and Checker Cab,
 Omaha, seeking authority to amend taxi rates.

TR-176 In the Matter of Valor Transportation Company and DonMark,
 Inc., dba Cornhusker Cab, Omaha, seeking to amend the Omaha
 taxi rates.

COMMUNICATIONS DEPARTMENT

Cheryl Elton informed the Commission of complaints received in March 2010. She reported there were a total of 74 complaints: 43 - wireline and 31 - wireless. The complaints were categorized as follows: 38 billing, 16 service and 20 miscellaneous issues.

COMMUNICATIONS DEPARTMENT (Cont.)

C-4240 In the Matter of the 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: Motion made by Commissioner Anne Boyle, seconded by Commissioner Rod Johnson, to enter an order setting the TRS Surcharge for the 2010-11 Fiscal Year. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

C-4249 In the Matter of the Joint Application of DeltaCom, Inc. and Business Telecom, Inc., Huntsville, Alabama, seeking approval of Guarantee of Indebtedness: Motion made by Commissioner Frank Landis, 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.

C-4251 In the Matter of the Application of Global Tel*Link Corporation, Mobile, Alabama, seeking approval of issuance of debt and related financing transactions: Motion made by Commissioner Tim Schram, 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-4265/
PI-165 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 Hooker County, for access to First Call for Help (FCFH), a comprehensive information and referral service: Motion made by Commissioner Frank Landis, seconded by Commissioner Anne Boyle, to enter an order opening the docket. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Gene Hand reported that April 5th was the deadline for providing data for our initial mapping effort and that APEX will be meeting with Commissioners, industry and staff on Monday, April 12th. The open meeting will begin at 10:30 a.m. in the Commission Hearing Room.

Brad Hedrick provided further information and responded to the Commissioners questions regarding the service outage experienced by Windstream customers on April 1, 2010.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-019/
PI-118 In the Matter of the Nebraska Public Service Commission, on its own motion, to implement provisions of LB 1222 [2006]
P.O. 1 and to establish a permanent funding mechanism for wireless enhanced 911 service: Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to enter Progression Order 1. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

NUSF-37. In the Matter of Sue Vanicek, Director, Nebraska Telecommunications Infrastructure and Public Safety Department, of the Nebraska Public Service Commission, complainant v. Norstan Network Services, Respondent(s): Motion made by Commissioner Anne Boyle, seconded by Commissioner Frank Landis, to enter an order dismissing the complaint and cancelling the Show Cause hearing previously scheduled for April 20, 2010. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

LEGISLATIVE REPORT

Angela Melton discussed 2010 legislative issues.

TRANSPORTATION DEPARTMENT

Rate Division

BR-356 In the Matter of O.U.R. Homes, Lincoln, seeking authority to set its rates and charges: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an order granting the application on an emergency basis. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

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 \$.76 per mile and the Tariff 22 fuel surcharge to \$4.12 per truck per trip.

GRAIN WAREHOUSE DEPARTMENT

GD-2723 In the Matter of Wiles Bros., Inc., Plattsmouth, seeking a Grain Dealer License, subject to the fulfillment of all statutory requirements, for the license period ending December 31, 2010: Motion made by Commissioner Frank Landis, 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.

Commissioner Rod Johnson left the Commission Hearing Room.

GENERAL ADMINISTRATION

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

GENERAL ADMINISTRATION (Cont.)

| | |
|------------------------------|------------|
| OCIO-Network Service Charges | \$3,322.51 |
| AS Materiel-Office Supplies | 753.69 |
| Data Source Media | 502.50 |
| Laura Demman | 559.79 |
| Kent Pribyl | 1,103.13 |
| Anne Boyle | 661.50 |
| Tim Schram | 695.00 |

NEBRASKA EQUIPMENT DISTRIBUTION PROGRAM

| | |
|-----------------------------------|----------|
| Amplified Phone Services | 967.81 |
| Associated Hearing Health Care | 598.70 |
| B Hear Inc. | 1,864.75 |
| Beltone | 2,285.05 |
| Glassman's Hearing Aid Service | 129.95 |
| Grand Island Hearing Aid | 632.00 |
| Grace Hearing Instruments | 555.90 |
| Hearing Aid Center of Columbus | 329.90 |
| Carl A. Johnson Jr. | 939.65 |
| Professional Hearing Aid Services | 2,403.50 |
| Sherard Hearing Aid Center | 1,470.40 |
| Talk to Me Technologies | 1,000.00 |
| Teltex Inc. | 1,484.32 |
| Hearing Clinic Inc. | 780.00 |
| U-Save Pharmacy & Medical Supply | 181.85 |
| Weitbrecht Communications | 5,966.25 |
| White Hearing Aid Specialists | 653.85 |

Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to enter into closed session to discuss pending litigation. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting. The Commission entered into closed session at 10:50 a.m.

Commissioner Rod Johnson entered the Commission Hearing Room.

Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to return to open session. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE. The Commission returned to open session at 11:00 a.m.

GENERAL ADMINISTRATION (Cont.)

CI 10-1233 SourceGas Distribution, LLC, Petitioners vs. Nebraska
Public Advocate and Nebraska Public Service Commission,
Respondents: Motion made by Commissioner Frank Landis, seconded by
Commissioner Anne Boyle, to send a letter to parties advising them
that the Commission will not enforce its March 9, 2010 order in Docket
NG-0060, pending hearing in Lancaster County District Court on Source-
Gas' Motion for Stay, which is anticipated to be scheduled for May 10,
2010. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank
Landis, Tim Schram and Jerry Vap voting AYE.

The meeting adjourned at 11:05 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 April 13, 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 April 12, 2010.

Chair man

Deputy Director