

Chairman Tim Schram called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Rod Johnson, Frank Landis, Tim Schram and Gerald Vap present and Commissioner Anne Boyle excused. Chairman Schram 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 16, 2011 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 22, 2011 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Attention was called to the following proceeding:

Tuesday, March 22, 2011

NG-0060 Commission Hearing Room, Lincoln. In the Matter of
1:30 SourceGas Distribution LLC, Lakewood, Colorado, seeking
 approval of a general rate increase. Commissioner Rod
 Johnson presiding as Hearing Officer.

COMMUNICATIONS DEPARTMENT

C-4332 In the Matter of the Commission on its own motion, seeking
 to determine the surcharge for the statewide Telecommunica-
 tions Relay System (TRS) to be effective July 1, 2011, in the State of
Nebraska. Commissioner Tim Schram presiding as Hearing Officer: Motion
made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis,
to enter an order setting the surcharge. Motion passed with Commis-
sioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting
AYE, and Commissioner Anne Boyle excused not voting.

C-4337 In the Matter of the Application of Windstream Communica-
 tions, Inc., Little Rock, Arkansas, seeking authority to
operate as an interexchange carrier of telecommunications services
within the State of Nebraska: Motion made by Commissioner Frank
Landis, seconded by Commissioner Jerry Vap, to enter an order granting
the application. Motion passed with Commissioners Rod Johnson, Frank
Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne
Boyle excused not voting.

Motion made by Commissioner Frank Landis, seconded by Com-
missioner Rod Johnson, to enter orders granting applications E-2275
and E-2276. Motion passed with Commissioners Rod Johnson, Frank
Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne
Boyle excused not voting.

COMMUNICATIONS DEPARTMENT (Cont.)

- E-2275 In the Matter of the Application of Nebraska Public Power District, Columbus, seeking authority to construct, operate and maintain an electric transmission line in Boone and Wheeler Counties.
- E-2276 In the Matter of the Application of Lincoln Electric System, Lincoln, seeking authority to construct, operate and maintain an electric transmission line in Lancaster County.
- C-4302 In the Matter of the Application of Cellco Partnership dba Verizon Wireless, Lewisville, Texas, and its subsidiaries and affiliates to amend eligible telecommunications carrier designation in the State of Nebraska. Commissioner Frank Landis presiding as Hearing Officer: Gene Hand informed the Commission that two Hearing Officer orders were entered March 18, 2011, one amending the procedural schedule and the second issuing a protective order.

Gene Hand reported that the first Broadband Forum will be held in Norfolk on March 23, 2011, from 1:00-4:00 p.m. and that the National Telecommunications and Information Administration (NTIA) has scheduled a webinar for March 24, 2011, at 12:00 p.m.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

- NUSF-37.207 In the Matter of Sue Vanicek, Director of the Nebraska Telecommunications Infrastructure and Public Safety Department of the Nebraska Public Service Commission, Complainant, v. NetOne International, Inc., Respondent: Commissioner Rod Johnson presiding as Hearing Officer: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order approving a stipulation and canceling the Show Cause Hearing previously scheduled in this docket for April 19, 2011. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.
- NUSF-69, P.O. #6 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: Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to enter an order seeking comments. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

NATURAL GAS DEPARTMENT

NG-0027 In the Matter of Kinder Morgan Retail Energy Services Company, Lakewood, Colorado, seeking authority, and to include Temporary Authority, as a competitive natural gas provider in the State of Nebraska: Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to enter an order granting a change in name. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

LEGISLATIVE REPORT

Nichole Mulcahy discussed pending legislation.

TRANSPORTATION DEPARTMENT

B-1519 In the Matter of Navigator Motorcoaches, Inc., Norfolk, seeking to acquire, through transfer, the authority granted to I-80 Eppley Express, Kearney, in Certificate B-1192. Commissioner Johnson presiding as Hearing Officer: The hearing previously scheduled for March 29, 2011, was continued to April 26, 2011, at 1:00 p.m. in the Commission Hearing Room, Lincoln.

B-1747 In the Matter of Standfast Transportation, Omaha: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order dismissing the suspension. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

B-1781 In the Matter of Unity Transportation Services, Inc., Omaha, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers by van between points in Douglas, Sarpy, Lancaster, and Cass counties, and, on the other hand, points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order granting the application. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

Rate Division

BR-378 In the Matter of Panda Transportation, Valentine, seeking authority to adjust its rates and charges: Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to enter an order denying the application on an emergency basis. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

TRANSPORTATION DEPARTMENT (Cont.)

BR-379 In the Matter of Unity Transportation Services, Inc.,
Omaha, 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 Rod Johnson, Frank Landis,
Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle
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 Goods Tariff 7F and
Tariff 22: The Tariff 7F fuel surcharge was increased to \$1.08 per
mile and the Tariff 22 fuel surcharge to \$7.20 per truck per trip.

GRAIN WAREHOUSE DEPARTMENT

GW-445 In the Matter of Farmers Union Cooperative Company,
Spencer: John Fecht discussed the shortage of corn.

GW-985 In the Matter of All Points Cooperative, Gothenburg:
John Fecht discussed the shortage of oats and milo.
Grain Dealer Division

GD-2903 In the Matter of Hawkeye Commodities Company, Grimes, Iowa,
seeking a waiver of the Commission's rules and regulations
regarding net worth requirements for grain dealers and to retain their
grain dealer License: Motion made by Commissioner Frank Landis, sec-
onded by Commissioner Rod Johnson, to grant the request for the Waiver
of Commission's net worth requirements. Motion passed with Commis-
sioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting
AYE, and Commissioner Anne Boyle excused not voting.

GD-2960 In the Matter of the Application of Nebraska Corn Process-
ing, LLC, Zeeland, MI, seeking authority as a grain dealer
pursuant to Neb. Rev. Stat. Section 75-903 (Reissue 1996): Motion
made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis,
to grant the request for a grain dealer license. Motion passed with
Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap
voting AYE, and Commissioner Anne Boyle excused not voting.

GENERAL ADMINISTRATION

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

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to approve the Executive Director's recommendation to authorize Scott Elston to attend the Federal Railroad Administration (FRA) MP&E Recurrency Class to be held in West Des Moines, Iowa, from April 11-15, 2011 with all expenses to be paid by the FRA. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

The meeting adjourned at 10:28 a.m. with Commissioners Rod Johnson, Frank Landis, Tim Schram and Gerald Vap present and Commissioner Anne Boyle excused. The next regularly scheduled meeting will be held on March 29, 2011, 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 28, 2011.

Chairman

Executive Director