

Chairman Tim Schram 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 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.

NG-0061 Glenn Dee, Black Hills Energy, commented regarding the Matter of Black Hills/Nebraska Gas Utility Company, LLC d/b/a Black Hills Energy, Omaha, seeking a General Rate Increase for Black Hills Energy's Rate Areas One, Two and Three (Consolidated).

GENERAL ADMINISTRATION

Notice was duly published April 19, 2011 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 26, 2011 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 26, 2011

B-1519 Commission Hearing Room, Lincoln. In the Matter of Navigator Motorcoaches, Inc., Norfolk, seeking to acquire, Supp. 1 through transfer, the authority granted to I-80 Eppley 1:00 Express, Kearney, in Certificate B-1192. Commissioner Rod Johnson presiding as Hearing Officer:

Wednesday, April 27, 2011

C-3206 Commission Hearing Room, Lincoln. Nebraska Internet 10:00 Enhancement Fund (NIEF) Advisory Board Meeting. In the Matter of the Commission, on its own motion, to administer the NIEF fund.

COMMUNICATIONS DEPARTMENT

C-4341 In the Matter of the Application of Long Lines Siouxland, LLC, Sergeant Bluff, Iowa, seeking approval to participate in certain debt financing arrangements: 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.

COMMUNICATIONS DEPARTMENT (Cont.)

Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter orders granting the applications in Dockets C-4342 and C4343. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

C-4342 In the Matter of the Application of T-NETIX, Inc., Dallas, Texas, seeking authority to withdraw its certificate of authority to provide interexchange service in Nebraska and cancel its tariff:

C-4343 In the Matter of the Application of T-NETIX, Telecommunications Services, Inc., Dallas, Texas, seeking authority to withdraw its certificate of authority to provide interexchange service in Nebraska and cancel its tariff. .

C-4344 In the Matter of the Application of Inmate Calling Solutions, LLC d/b/a ICSolutions, San Antonio, Texas, seeking authority to operate as an operator services provider and resale interexchange carrier of intrastate interlata and intralata telecommunications services within the State of Nebraska: 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.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an orders granting the applications in Dockets E-2278 through E-2282. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

E-2278 In the Matter of the Applications of Loup River Public
E-2280 Power District, Columbus, seeking authority to construct, operate and maintain electric transmission lines in Boone County.

E-2279 In the Matter of the Application of Northwest Rural Public Power District, Hay Springs, seeking authority to construct, operate and maintain an electric transmission line in Sheridan County.

E-2281 In the Matter of the Application of Loup River Public Power District, Columbus, seeking authority to construct, operate and maintain an electric transmission line in Platte County.

E-2282 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.

COMMUNICATIONS DEPARTMENT (Cont.)

C-4328/ In the Matter of the Nebraska Public Service Commission, on
PI-176 its own motion, to investigate issues related to the ser-
vice quality associated with intrastate interexchange ser-
vice including the origination, termination, and routing of inter-
exchange calls. Commissioner Frank Landis presiding as Hearing Offi-
cer: Gene Hand informed the Commission the following call-in bridge
has been established for the May 17, 2011, workshop: (888)820-1398
Code Number: 4207969#.

C-4334 In the Matter of Citizens Telecommunications Company of
Nebraska d/b/a Frontier Communications of Nebraska, Mound,
Minnesota, local rate increase: Gene Hand reminded the Commission
that there are two public meetings for this proposed rate increase.
The first one is May 10, 2011, at 6:00 p.m. at the City Auditorium,
209 South Lincoln Street, Madison and the second one is May 11, 2011,
at 6:00 p.m. at Harmon Park Activities Center, 3100 5th Avenue,
Kearney.

Gene Hand reported that the next broadband forum is sche-
duled from 1:00-4:00 p.m. on Thursday, April 28, 2011 at the Omaha
Chamber of Commerce, 1301 Harney Street, Omaha.

Gene Hand also informed the Commission that he, Don Gray
and Tyler Frost will be participating in the National Telecommunica-
tions and Information Administration (NTIA) workshop being held in
Dallas, Texas, on April 28 and 29, 2011.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

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

911-047/ In the Matter of the Commission, on its own motion, seeking
PI-168 to investigate and establish standards and guidelines for
Geographic Information Systems (GIS) Data necessary for the
provision of Enhanced Wireless 911 Service: Motion made by Commis-
sioner Anne Boyle, seconded by Commissioner Frank Landis, to enter an
order adopting the standards. Motion passed with Commissioners Anne
Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

Sue Vanicek discussed the NUSF Late-Filed Carrier Remittances: Motion made by Commissioner Anne Boyle, seconded by Commissioner Frank Landis to approve a one-time waiver request from tw telecom data services llc and that Complaints be opened against Convergia, Inc., Ernest Communications, Inc., Verizon Enterprise Solutions, LLC and Verizon Long Distance, LLC. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NATURAL GAS DEPARTMENT

NG-0063/ In the Matter of the Commission, on its own Motion, seeking
PI-173 to investigate and refine filing requirements and establish
further guidelines for prosecution of general rate applica-
tions. Commissioner Frank Landis presiding as Hearing Officer: Motion
made by Commissioner Frank Landis, seconded by Commissioner Anne
Boyle, to enter an order seeking comments be filed by 3:00 p.m. CDT
May 13, 2011, and scheduling a hearing for June 1, 2011, at 1:30 p.m.
CDT in the Commission Hearing Room, Lincoln. Motion passed with Com-
missioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry
Vap voting AYE.

NG-0066 In the Matter of gas supply cost adjustment schedules
implemented by Black Hills/Nebraska Gas Utility Company,
LLC, d/b/a Black Hills Energy, Omaha, pursuant to Neb. Rev. Stat. sec.
66-1854: Motion made by Commissioner Frank Landis, seconded by Com-
missioner Rod Johnson, to enter an order opening the docket, initiat-
ing review and Notice of Assessment; setting a May 16, 2011, deadline
for Black Hills Energy to provide gas supply purchase contracts and
all transportation contracts related to gas procured under contracts;
scheduling a planning conference for June 1, 2010, at 11:00 a.m. CDT
Niobrara Conference Room, Lincoln; and to enter a Protective Order.
Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank
Landis, Tim Schram and Jerry Vap voting AYE. Commissioner Frank
Landis was appointed as Hearing Officer. Persons wishing to partici-
pate by telephone may call 888-820-1398, access code 4207969#.

RULES AND REGULATION

Rule and In the Matter of the Commission, on its own motion, seeking
Regulation to amend Title 291, Chapter 5, Telecommunications Rules and
#177 Regulations, to adopt rules regarding filing of agreements
containing terms for provision of regulated telecommunica-
tion services at rates or charges different from the rates and charges
for such services contained in a carrier's tariff on file with the
Commission. Commissioner Frank Landis presiding as Hearing Officer:
Motion made by Commissioner Frank Landis, seconded by Commissioner Rod
Johnson, to enter an order closing the docket. Motion passed with
Commissioners Anne Boyle, Rod Johnson, Frank Landis and Tim Schram
voting AYE.

RULES AND REGULATIONS (Cont.)

Rule and In the Matter of the Commission, on its own motion, seeking
Regulation to amend Title 291, Chapter 5, Telecommunications Rules and
#178 Regulations, to adopt rule regarding intrastate switched
access regulation: Motion made by Commissioner Frank Lan-
dis, seconded by Commissioner Rod Johnson, to enter an order opening
the docket and seeking comments due May 27, 2011. Motion passed with
Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and
Jerry Vap voting AYE. Commissioner Frank Landis was appointed as
Hearing Officer.

Rule and In the Matter of the Commission, on its own motion, seeking
Regulation to amend Title 291, Chapter 14, Recreational Vehicles Rules
#180 and Regulations, to adopt the 2011 and 2009 editions of
applicable code books, update related provisions, update
definitional sections, update procedures regarding seal issuance,
inspections and plan review, general language clean up and delete
certain forms: Motion made by Commissioner Jerry Vap, seconded by
Commissioner Frank Landis, to enter an order opening the docket,
releasing proposed rules, seeking comments due May 27, 2011 and
scheduling a hearing for June 14, 2011 at 1:30 p.m. in the Commission
Hearing Room, Lincoln. Motion passed with Commissioners Anne Boyle,
Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.
Commissioner Tim Schram was appointed as Hearing Officer.

LEGISLATIVE REPORT

Angela Melton discussed pending legislation.

TRANSPORTATION DEPARTMENT

B-1372 In the Matter of Sandhills Limos, Inc., Ord: Motion made
by Commissioner Jerry Vap, seconded by Commissioner Frank
Landis, to enter an order revoking the authority. Motion passed with
Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and
Jerry Vap voting AYE.

B-1775 In the Matter of Limo 4 Hire, Lincoln, seeking authority as
a common carrier in Nebraska intrastate commerce in the
transportation of passengers by limousine in Lancaster County, on the
one hand, 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: No: Motion made by
Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to
enter an order sustaining the Order to Show Cause and dismissing the
application. Motion passed with Commissioners Anne Boyle, Rod
Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

TRANSPORTATION DEPARTMENT (Cont.)

Rate Division

BR-387 In the Matter of Champion Homes of Hastings, LLC, Hastings:
Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, 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.

TR-184 In the Matter of Born to Run, Inc., dba Plattsmouth Cab, Plattsmouth: Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, 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 retained at \$1.20 per mile and the Tariff 22 fuel surcharge at \$3.86 per truck per trip.

GRAIN WAREHOUSE DEPARTMENT

GW-2119 In the Matter of M.G. Waldbaum Company d/b/a Wayne Grain and Feed, seeking a Waiver of the Commission's Rules and Regulations regarding Net Worth Requirements for Grain Warehouses and to obtain a Grain Warehouse License in the State of Nebraska: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an Order to Show Cause and schedule a hearing for June 28, 2011 at 1:30 p.m. in the Commission Hearing Room, Lincoln. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE. Commissioner Rod Johnson was appointed as Hearing Officer.

Grain Dealer Division

GD-2965 In the Matter of the application of Demeter (1993) Inc., seeking authority as a grain dealer pursuant to Neb. Rev. Stat. Section 75-903 (Reissue 1996): Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to grant a grain dealer license. 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 Anne Boyle, seconded by Commissioner Jerry Vap, to approve the Executive Director's recommendation to approve Commission invoices. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

Sprint	\$	57,381.27
Gerald Vap		987.87

NEBRASKA EQUIPMENT DISTRIBUTION PROGRAM

AGN Sales	\$	312.85
Alternative Hearing		250.00
Associated Hearing Health Care		799.25
Beltone		1,852.53
Glassman's Hearing Aid Service		380.78
Grand Island Hearing Aid		1,668.00
Great Call Inc.		49.00
Harris Communications		475.75
Hearing Aid Center of Columbus		263.90
Carl A. Johnson Jr.		2,730.50
League of Human Dignity		204.95
Professional Hearing-Aid Services		1,140.30
Sherard Hearing Aid Center		439.39
Teltex Inc		3,294.10
Weitbrecht Communications		1,299.93
Western ENT Associates PC		197.00

Motion made by Commissioner Anne Boyle, seconded by Commissioner Frank Landis, to approve the Executive Director's recommendation to approve Commission minutes for March, 2011. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to approve the Executive Director's recommendation to approve the release of a Request for Proposal (RFP) to secure a vendor for purposes of conducting Telecommunications Relay Service (TRS) audits. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson present not voting.

Commissioner Rod Johnson returned to the Commission Hearing Room.

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to authorize Mark Luttich to travel to and attend the United States Department of Housing and Urban Development (HUD) meeting of the Midwest Regional States involved with the Federal Manufactured Home Program, to be held in Minneapolis, Minnesota, from June 20-23, 2011, with all expenses to be paid by HUD. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Frank Landis, seconded by Commissioner Anne Boyle, to approve the Executive Director's recommendation to authorize Gene Hand to travel to and attend the Regional Oversight Committee Staff meeting to be held in Denver, Colorado from May 23-25, 2011. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to approve the Executive Director's recommendation to enter into closed session to discuss litigation and personnel issues. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE. The Commission entered into closed session at 10:21 a.m.

Motion made by Commissioner Rod Johnson, seconded by Commissioner Jerry Vap, to approve the Executive Director's recommendation 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 10:53 a.m.

The meeting adjourned at 10:54 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 May 3, 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 May 2, 2011.

Chairman

Executive Director