

Chairman Rod Johnson called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Gerald Vap present and Commissioner Frank Landis excused. Chairman Johnson invited the public to address the Commission and 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 August 7, 2012 on Page 4 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held on August 14, 2012 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, August 14, 2012:

- 1:30 Commission Hearing Room, Lincoln. Commissioner Tim Schram presiding as Hearing Officer.
- RVF-6 In the Matter of the Commission, on its own motion, seeking to determine the fees for the Recreational Vehicle Program.
- MODF-6 In the Matter of the Commission, on its own motion, seeking to determine the seal fee amount for the Modular Housing Program.
- MANF-5 In the Matter of the Commission, on its own motion, seeking to determine the seal fee amount for the Manufactured Home Program.

COMMUNICATIONS DEPARTMENT

AD-547 In the Matter of the Application of DNC Services Corporation, Washington, DC, seeking authority to connect an automatic dialing-announcing device in Ashburn, Virginia: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter orders granting applications E-2315 and E-2316. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

COMMUNICATIONS DEPARTMENT (Cont.)

- E-2315 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 Boone County.
- E-2316 In the Matter of the Application of Nebraska Public Power District, Columbus, seeking authority to construct, operate and maintain an electric transmission line in Dawson and Gosper Counties.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-020.06 In the Matter of Sue Vanicek, Director of the Nebraska DC-82 Telephone Infrastructure and Public Safety Department of the Nebraska Public Service Commission, Complainant, v. Cable USA III, LLC; Covista, Inc.; Crexendo Business Solutions, Inc.; DIECA Communications, Inc.; DSLNet Communications, LLC; Geneva Broadband, LLC; Ionex Communications North, Inc.; LH Telecom; Long Lines Siouxsland, LLC; Midwestern Telecommunications, Inc.; NetTalk.Com, Inc.; Neutral Tandem-Nebraska, LLC; New Edge Network, Inc.; NOS Communications, Inc.; Reliant Communications, Inc.; inContact, Inc.; Velocity the Greatest Phone Company Ever, Inc.; Wholesale Carrier Services, Inc.; XO Communications, LLC, Respondent(s): Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to enter an order dismissing the complaint in part and sustaining in part. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

911-024.20 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to develop policies and process requests for access to GIS data and the GIS Repository: GeoComm: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an order granting amended access to the GIS repository. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

911-050 In the Matter of the First Petition of N.E. Colorado Cellular, Inc., d/b/a Viaero Wireless, for support from the E-911 wireless service provider (WSP) Grant Program: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an order closing the 2011/2012 grant award. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

Angela Melton informed the Commission that the next Wireless E-911 Advisory Board meeting is scheduled for October 29, 2012 at 10:00 a.m. in the Kilgore Memorial Library Meeting Room, 520 Nebraska Avenue, York.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

NUSF-1, In the Matter of the Nebraska Public Service Commission, on
PO #7 its own motion, seeking to establish guidelines for admini-
stration of the Nebraska Universal Service Fund: Applied
Communications Technology; Arapahoe Telephone Company; Nebraska Tech-
nology & Telecommunications and Southeast Nebraska Communications:
Angela Melton discussed the deviation of remittance audit procedures'
language. Motion made by Commissioner Jerry Vap, seconded by Commis-
sioner Anne Boyle, to accept the third-party Agreed Upon Procedures as
submitted. Motion passed with Commissioners Anne Boyle, Rod Johnson,
Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis
excused not voting.

C-1628/ In the Matter of the Commission, on its own motion, seeking
NUSF to conduct an investigation into intrastate access charge
reform and intrastate universal service fund: Motion made
by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to
enter an order granting Pierce Telephone Company's request to modify
their earnings calculations. Motion passed with Commissioners Anne
Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commis-
sioner Frank Landis excused not voting.

NUSF-37. In the Matter of Sue Vanicek, Director of the Nebraska
270 Telecommunications Infrastructure and Public Safety Depart-
ment of the Nebraska Public Service Commission, Complain-
ant, v. OneLink Communications, Inc., Respondent: Motion made by
Commissioner Jerry Vap, seconded by Commissioner Anne Boyle to enter
an order dismissing the Complaint. Motion passed with Commissioners
Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Com-
missioner Frank Landis excused not voting.

NUSF-37. In the Matter of Sue Vanicek, Director of the Nebraska
272 Telecommunications Infrastructure and Public Safety Depart-
ment of the Nebraska Public Service Commission, Complain-
ant, v. GoSolo Technologie4s, Inc., Respondent: Motion made by Com-
missioner Jerry Vap, seconded by Commissioner Anne Boyle to enter an
order dismissing the complaint. Motion passed with Commissioners Anne
Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commis-
sioner Frank Landis excused not voting.

TRANSPORTATION DEPARTMENT

B-1718 In the Matter of Leisure Limousine & Sedan, Inc., Lincoln,
Supp. 3 seeking authority as a common carrier in Nebraska intra-
state commerce in the transportation of passengers by taxi-
cab between points in Lancaster County, and points within said county,
on the one hand, and, on the other hand, points in Nebraska over irre-
gular routes. Commissioner Landis presiding as Hearing Officer: Upon
agreement of all Commissioners present, a hearing was scheduled for
September 11, 2012, at 1:30 p.m. in the Commission Hearing Room,
Lincoln.

TRANSPORTATION DEPARTMENT (Cont.)

B-1817 In the Matter of Medics At Home, Inc., Omaha, seeking to acquire, through transfer, the authority granted to American Ambulance Service, Inc., in Certificate B-1246: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an order granting the application and revoking Certificate B-1246. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis 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 \$1.14 per mile and the Tariff 22 fuel surcharge to \$7.92 per truck per trip.

GRAIN WAREHOUSE DEPARTMENT

GD-2973 In the Matter of Adams Group Inc., Arbutle, California, seeking a waiver of the Commission's Rules and Regulations regarding filing deadlines for Grain Dealers: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter the order granting the filing deadline waiver. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

GD-2986 In the Matter of the Application of Able, LLC, Auburn, Nebraska, seeking authority as a grain dealer pursuant to Neb. Rev. Stat. Section 75-903 (Reissue 1996): Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to enter an order granting the grain dealer license. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

GENERAL ADMINISTRATION

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

Attorney General	\$	2,722.00
AS Central Services-Materiel		590.77
AS Central Services-OCIO		820.53
AS Personnel-SOS		996.76
Ag Express		3,945.00
Voyager		1,325.19
Mike Bartels		640.93

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to approve the Executive Director's recommendation to approve Commission meeting minutes for July, 2012. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

The meeting adjourned at 10:15 a.m. with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Gerald Vap present and Commissioner Frank Landis excused. The next regularly scheduled meeting will be held on August 21, 2012 at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on August 20, 2012.

Chairman

Executive Director