

Chairman Rod Johnson called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Rod Johnson, Gerald Vap and Tim Schram present and Commissioners Anne Boyle and 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 September 28, 2012 on Page 5 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held October 3, 2012 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Attention was called to the following proceeding:

Friday, October 5, 2012:

10:00 Commission Hearing Room, Lincoln.
TRS Advisory Council Meeting

COMMUNICATIONS DEPARTMENT

Cheryl Elton informed the Commission of complaints received in September 2012. She reported that there were a total of 35 complaints: 29 - wireline and 6 - wireless. The complaints were categorized as follows: 15 billing, 11 service and 9 miscellaneous issues.

Motion made by Commissioner Tim Schram, seconded by Commissioner Jerry Vap, to enter orders granting applications AD-548r and AD-549r. Motion passed with Commissioners Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioners Anne Boyle and Frank Landis excused not voting.

AD-548r In the Matter of the Application of SafeSoft Solutions, Inc., Woodland Hills, California, seeking authority to register the connection of an automatic dialing-announcing device in Los Angeles, California.

AD-549r In the Matter of the Application of Plainview Telephone Co. Inc., Plainview, seeking authority to register the connection of an automatic dialing-announcing device.

Gene Hand discussed the Telecommunications Relay Service (TRS) report summarizing auditor findings distributed to the Commissioners electronically. The staff is drafting an executive summary focusing on areas of non-compliance.

COMMUNICATIONS DEPARTMENT (Cont.)

Commissioner Anne Boyle entered the Commission Hearing Room.

CG Docket 03-123 Consumer and Governmental Affairs Bureau reminds State Telecommunications Relay Service Programs to seek Recertification: Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to approve filing the 2013 Federal Communications Commission (FCC) Recertification application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

Gene Hand reported that the only carrier to submit a late-filed TRS remittances for the month of July was Hamilton Telephone Company and they will be subject to the one-time waiver.

C-3206 In the Matter of the Commission, on its own motion, to administer the Nebraska Internet Enhancement Fund: Gene Hand informed the Commission that \$ 119.51 was transferred from the Competitive Marketplace Fund to the Internet Enhancement Fund on September 26, 2012.

Gene Hand reported on the Broadband Conference and grantee meetings currently taking place.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-018 PI-117 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to establish audit requirements related to the Wireless Enhanced 911 Fund: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an order granting in part, and denying in part, the E911 audit waiver requests. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

911-024 .45 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: Nebraska Forest Service: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an order granting repository access. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

NUSF-33/
PI-68 In the Matter of the Commission, on its own motion, seeking to investigate the audit requirements related to the Nebraska Universal Service Fund: Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to enter an order approving in part, and denying in part, NUSF audit waiver requests. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

NATURAL GAS DEPARTMENT

NG-0071 In the Matter of gas supply cost adjustment schedules implemented by NorthWestern Corporation, D/B/A NorthWestern Energy, Sioux Falls, South Dakota, pursuant to *Neb. Rev. Stat. sec. 66-1854*. Commissioner Rod Johnson presiding as Hearing Officer: Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to enter an order closing the review and cancelling the hearing previously scheduled for October 2, 2012. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

Laura Demman reported a total number of 13 consumer complaints and inquiries received at the Commission during September. For each company: Black Hills - 3; SourceGas - 5; NorthWestern - 0; and Other Entities - 5.

Laura Demman reported that the Nebraska Energy Assistance Network (NEAN) has applied for a grant through the Nebraska Energy Office for American Reinvestment and Recovery Act funds to carry out three projects related to energy education.

TRANSPORTATION DEPARTMENT

B-1786 In the Matter of NIETO, LLC, Valentine, Nebraska: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an order revoking the authority in Certificate B-1786: Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

M-11361 In the Matter of Quality Moving Express of Nebraska, Inc., dba Covan World Wide Moving, Inc., Omaha, seeking a name change to Coleman American Moving Services, Omaha: Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to enter an order recognizing applicant's name change. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

TRANSPORTATION DEPARTMENT (Cont.)

M-14203 In the Matter of Patt's Moving Center, LLC, Omaha: Mark Breiner discussed a legal development regarding the owner of Patt's Moving Center, LLC, Omaha.

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 decreased to \$1.14 per Mile and the Tariff 22 fuel surcharge to \$7.92 per truck per trip.

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, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

AS Central Services-Materiel	\$	657.99
AS Central Services-OCIO Network Services		3,030.14
BroadMap		41,308.74
Anne Boyle		532.80
Tim Schram		528.36

NEBRASKA EQUIPMENT DISTRIBUTION PROGRAM

Beltone	\$	1,554.12
Glassman Hearing Aid Technology		225.00
Grand Island Hearing Aid Center		375.55
The Hearing Clinic		181.90
Carl A. Johnson		894.69
Sherard Hearing Aid Center		507.03
Teltex Inc.		2,421.04
Weitbrecht Communications		2,136.13
Professional Hearing Aid Services		160.45

Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to approve the Executive Director's recommendation to authorize Rose Price to travel to Fayetteville, Arkansas to tour and observe the SourceGas Customer Care Center with expenses to be paid by the Commission. 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 10:33 a.m. with Commissioners Anne Boyle, Rod Johnson, Gerald Vap and Tim Schram present and Commissioner Frank Landis excused. The next regularly scheduled meeting will be held on October 10, 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 October 9, 2012.

Chairman

Executive Director