

Chairman Rod Johnson called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Gerald Vap and Tim Schram present. 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 October 11, 2012 on Page 6 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held October 16, 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:

Tuesday, October 16, 2012:

Rule and Commission Hearing Room, Lincoln.
Regulation In the Matter of the Commission, on its own motion, seeking
#183 to amend Title 291, Chapter 9, Natural Gas and Pipeline
1:30 Rules and Regulations, to adopt rules regarding pipelines
and to implement the provisions of the Major Oil Pipeline
Siting Act. Commissioner Vap presiding as Hearing Officer.

COMMUNICATIONS DEPARTMENT

C-4513/ In the Matter of the Application of TerraCom, Inc., Okla-
NUSF-83 homa City, Oklahoma, seeking approval of an expansion of
its Lifeline only eligible telecommunication carrier
designnation to include the Windstream service area: 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, Frank Landis, Tim Schram and Jerry Vap voting
AYE.

Motion made by Commissioner Tim Schram, seconded by Commis-
sioner Frank Landis, to enter orders approving applications C-4515 and
C-4517. Motion passed with Commissioners Anne Boyle, Rod Johnson,
Frank Landis, Tim Schram and Jerry Vap voting AYE.

C-4515 In the Matter of the Application of Sprint Spectrum L.P.,
Overland Park, Kansas, seeking approval of an Amendment to
the Interconnection Agreement with Blair Telephone Company,
Blair, previously approved in Docket C-2908.

COMMUNICATIONS DEPARTMENT (Cont.)

C-4517 In the Matter of the Application of Sprint Spectrum L.P., Overland Park, Kansas, seeking approval of an Amendment to the Interconnection Agreement with Nebraska Central Telephone Company, Gibbon, previously approved in Docket C-3037.

E-2322 In the Matter of the Application of Norris Public Power District, Beatrice, seeking authority to construct, operate and maintain an electric transmission line in Saline County: Motion made by Commissioner Frank Landis, seconded by Commissioner Anne Boyle, 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-4507/ In the Matter of Budget PrePay, Inc., d/b/a Budget Mobile, NUSF-82 Bossier City, Louisiana, seeking limited designation as a Lifeline only Eligible Telecommunications Carrier within the State of Nebraska. Commissioner Rod Johnson presiding as Hearing Officer: Nichole Mulcahy informed the Commission that a Hearing Officer order was entered October 12, 2012, scheduling a Planning Conference for October 16, 2012 at 11:00 a.m. in the Niobrara Conference Room.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-042. In the Matter of the Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: City of South Sioux City: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to approve the extension request to October 22, 2012 for the PSAP audit due October 15, 2012. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NUSF-69.11 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: Petition received July 1, 2012 from United States Cellular Corporation. Commissioner Frank Landis presiding as Hearing Officer: Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to enter an order scheduling a hearing for December 4, 2012 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. The deadline for witnesses planning to provide hearing testimony is November 16, 2012.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

NUSF-69.12 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: Petition received July 1, 2012 from N.E. Colorado Cellular, Inc., dba Viaero Wireless. Commissioner Frank Landis presiding as Hearing Officer: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an order scheduling a hearing for December 4, 2012 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. The deadline for witnesses planning to provide hearing testimony is November 16, 2012.

NUSF-82/ In the Matter of Budget Prepay, Inc., dba Budget Mobile, C-4507 Bossier City, Louisiana, seeking limited designation as a Lifeline only eligible Telecommunications Carrier within the State of Nebraska: Commissioner Rod Johnson presiding as Hearing Officer: Shana Knutson informed the Commission that a Hearing Officer's order was entered October 12, 2012 scheduling a planning conference for October 16, 2012 at 11:00 a.m. in the Niobrara Conference Room, Lincoln.

NUSF-83/ In the Matter of the Application of TerraCom, Inc., Okla- C-8513 homa City, Oklahoma, seeking approval of an expansion of its Lifeline only eligible telecommunication carrier designation to include the Windstream service area: This matter was addressed during the Communication's Department agenda.

NATURAL GAS DEPARTMENT

NG-0017 In the Matter of ONEOK Energy Marketing Company, Topeka, Kansas, seeking recognition of change in ownership: Motion made by Commissioner Frank Landis, seconded by Commissioner Anne Boyle, to enter an Order Nunc Pro Tunc. Motion passed with Commissioners Boyle, Johnson, Landis, Schram and Vap voting AYE.

NG-0039 In the Matter of the joint application of Kinder Morgan, Inc., Houston, Texas; KM Retail Utilities Holdco LLC, Houston, Texas; Source Gas Distribution LLC, Lakewood, Colorado, Source Gas Holdings LLC, Stamford, Connecticut; and Source Gas LLC, Stamford, Connecticut; seeking approval of (1) the proposed transfer of Kinder Morgan, Inc.'s Nebraska Certificate of Convenience and utility assets to Source Gas Distribution LLC; and (2) the proposed change of control of Source Gas Distribution LLC from Kinder Morgan, Inc. to Source Gas LLC. Commissioner Vap presiding as Hearing Officer: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an order extinguishing annual the reporting requirement. Motion passed with Commissioners Boyle, Johnson, Landis, Schram and Vap voting AYE.

TRANSPORTATION DEPARTMENT

B-1821 In the Matter of Driverides, Ltd. Co., Lincoln, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers and their baggage by customer owned vehicles and provide a service to drive the customer home between points in Lancaster County, and between points within said 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 Anne Boyle, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

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 increased to \$1.26 per mile, and the Tariff 22 fuel surcharge to \$9.00 per truck per trip.

HOUSING AND RECREATIONAL VEHICLE DEPARTMENT

Mark Luttich provided an update on the financial status of the department.

GRAIN WAREHOUSE DEPARTMENT

GW-1883 In the Matter of Salem Grain Co., Inc., Salem, NE: John Fecht discussed the shortage of wheat.

GW-2134 In the Matter of Schaefer Grain and Feed, Inc., Plainview, NE: John Fecht discussed the shortage of corn.

Grain Dealer Division

GDC-433 In the Matter of John A. Fecht, Director Warehouse Department Nebraska Public Service Commission, Complainant v. Mosher's Organic Grain Co., L.L.C., Bushnell, Nebraska, Respondent: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an order dismissing the complaint and cancelling the hearing scheduled for October 17, 2012. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

GD-2956 In the Matter of the application of Summit Farms Grain, LLC, Springview, NE: John Fecht discussed the final 3rd quarter renewal application.

GENERAL ADMINISTRATION

Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to approve the Executive Director's recommendation to approve Commission invoices. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

AS Central Services - AS Materiel	\$	575.19
AS Central Services - OCIO		1,785.39
Nebraska Relay Service		41,808.24
Thomson Reuters		1,080.95
Rod Johnson		512.82

NEBRASKA EQUIPMENT DISTRIBUTION PROGRAM

Alternative Hearing	\$	592.10
Carl Johnson		210.28
Cellco Partnership		53.49
Grand Island Hearing Aid		240.76
Harris Communications		312.85
Hearing Clinic, Inc.		299.60
Hitec Group International		778.00
Larry Kent & Associates		994.66
Sprint Communications		199.99
Teltex, Inc.		201.50
Thomas J. Tambling		213.89
U-Save Pharmacy & Medical Supply		463.34
White's Hearing Aid Specialists		441.18

Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, to authorize Commissioner Rod Johnson to travel to and attend the Mid-America Telecom Showcase and Seminar to be held in Kansas City, Missouri from October 22-24, 2012. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Mike Hybl discussed administration of the Nebraska Telephone Assistance Program.

The meeting adjourned at 10:25 a.m. with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Gerald Vap and Tim Schram present. The next regularly scheduled meeting will be held on October 23, 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 22, 2012.

Chairman

Executive Director