

Chair Anne Boyle 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. Chair Boyle 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 January 15, 2013 on Page 5 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held January 23, 2013 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Attention was called to the following proceeding:

Wednesday, January 23, 2013

1:30 Commission Hearing Room, Lincoln.
B-1769 In the Matter of Emerald Limousine, Inc., Omaha, seeking authority to Nebraska intrastate commerce in the transportation of passengers in limousine service by vans and SUVs over irregular routes within a 250 mile radius of Omaha. Commissioner Anne Boyle presiding as Hearing Officer.

COMMUNICATIONS DEPARTMENT

C-4459/ In the Matter of the Nebraska Public Service Commission, on
PI-185 its own motion, to investigate and monitor compliance with federally mandated intercarrier compensation reform. Commissioner Frank Landis presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to enter a progression order finding certain carriers have complied with the intercarrier compensation reform requirements. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

C-4547 In the Matter of the Application of Horizon Telecom, Inc., Metairie, Louisiana, seeking authority to withdraw its certificate of authority to provide interexchange telecommunications services in the State of Nebraska: Motion made by Commissioner Jerry Vap, 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.

COMMUNICATIONS DEPARTMENT (Cont.)

C-4576 In the Matter of the Request of Nebraska Central Telephone Company, Gibbon, seeking approval to update the boundaries of the Burwell Exchange: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to approve the waiver of the filing fee. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

C-4544 In the Matter of the Application of Great Plains Communications, Inc., Blair, seeking approval of an amendment to the wireless interconnection and reciprocal compensation agreement with Verizon Wireless, Southfield, Michigan, previously approved in Docket C-3281: Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to enter an order approving the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

C-4426 In the Matter of the Application of Common Point, LLC, Springfield, Illinois, seeking to establish its initial access service tariff for access tandem switching. Commissioner Frank Landis presiding as Hearing Officer: Gene Hand informed the Commission that a Hearing Officer order was entered January 14, 2013, approving a stipulation and granting suspension of review timeline.

Gene Hand introduced Rod Armstrong, representing the Broadband Planning Team, who gave the Commission an update on team activities.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

Sue Vanicek informed the Commission that the Wireless E-911 Advisory Board Meeting previously scheduled for January 28, 2013 has been rescheduled for February 11, 2013 at 10:00 a.m. in the Commission Hearing Room, Lincoln.

NATURAL GAS DEPARTMENT

NG-0013 In the Matter of the Commission, on its own motion, to P.O. 38 evaluate and establish on a quarterly basis an assessment for jurisdictional utilities pursuant to the State Natural Gas Regulation Act [LB 790, 2003]. Commissioner Frank Landis presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to enter Progression Order 38. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NATURAL GAS DEPARTMENT (Cont.)

NG-0017 In the Matter of Constellation NewEnergy-Gas Division LLC, Baltimore, Maryland, requesting to withdraw authority granted to Constellation NewEnergy-Gas Division Midcontinent, Inc. as a Competitive Natural Gas Provider in the State of Nebraska: Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter an order granting authority withdrawn. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

LEGISLATIVE

Angela Melton discussed pending legislation.

TRANSPORTATION DEPARTMENT

MCC-3180 In the Matter of Mark J. Breiner, Director, Motor Transportation Department, Complainant, vs. Limousine Services, LLC, Omaha, Defendant: Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to enter an order sustaining the complaint. 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 fuel surcharge in Nebraska Official Goods Tariff 7F and Tariff 22: The Tariff 7F fuel surcharge was retained at \$1.04 per mile and the Tariff 22 was retained at \$6.88 per truck per trip.

GENERAL ADMINISTRATION

Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, 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 Personnel-SOS	\$	3,345.83
Sprint Relay		48,093.97
Gerald Vap		1,057.54
NEBRASKA EQUIPMENT DISTRIBUTION PROGRAM		
Alternative Hearing	\$	807.98
Complete Hearing Solutions		194.55
Glassmans Hearing Aid Service		263.98
The Hearing Clinic Inc.		770.40
Beltone		2,473.05

GENERAL ADMINISTRATION (Cont.)

Sprint Communications	\$	399.99
Professional Hearing Services		856.29
Teltex, Inc.		1,073.70
Weitbrecht Communications		218.00
Western ENT Associates, PC		7,211.95
GENERAL ADMINISTRATION (Cont.)		

John Burvainis updated the Commission on the Governor's budget recommendation.

The meeting adjourned at 10:31 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 January 29, 2013 at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on January 28, 2013.

Chair

Executive Director