

Chair Anne Boyle called the regularly scheduled meeting to order at 10:01 a.m. with Commissioners Anne Boyle, Frank Landis, Gerald Vap and Tim Schram present and Commissioner Rod Johnson excused, 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 7, 2014 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 14, 2014 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to elect Commissioner Frank Landis as Chairman of the Commission for 2014. 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 Tim Schram, seconded by Commissioner Frank Landis, to elect Commissioner Jerry Vap as Vice Chairman of the Commission for 2014. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

Attention was called to the following proceeding:

#### Friday, January 17, 2014:

2:00 Commission Hearing Room, Lincoln  
Telecommunications Relay Service (TRS) Advisory Committee Meeting

#### COMMUNICATIONS DEPARTMENT

Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to enter orders C-4633 and C-4641 granting withdrawal of the applications. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

C-4633 In the Matter of the Application of Qwest Corporation d/b/a CenturyLink QC, Denver, Colorado, seeking an ICC VoIP Amendment to the Interconnection Agreement with Global Crossing Telemanagement, Inc., Pittsford, New York, previously approved in Docket C-3910.

COMMUNICATIONS DEPARTMENT (Cont.)

C-4641 In the Matter of the Application of Qwest Corporation d/b/a CenturyLink QC, Denver, Colorado, seeking approval of a Relative Use Factor Amendment to the Interconnection Agreement with Global Crossing Telemanagement, Inc., Pittsford, New York, previously approved in Docket C-3910.

WC-13-39 In the Matter of Rural Call Completion: Motion made by Commissioner Tim Schram, seconded by Commissioner Jerry Vap, to file comments due January 16, 2014. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

C-4646 In the Matter of Application of Qwest Corporation d/b/a CenturyLink QC, Denver, Colorado, seeking approval of an ICC VoIP Amendment to the Interconnection Agreement with Zayo Group, LLC, Chicago, Illinois, previously approved in Docket C-3601: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to enter an order approving the application. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

Gene Hand discussed TRS Late-Filed Carrier Remittances: Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, that a complaint be opened against Long Lines Wireless, LLC. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

WC 10-90; In the Matter of Connect America Fund; High-Cost Universal  
WC 05-337 Service Support. Gene Hand informed the Commission of the filing deadline extension to March 17, 2014.

Gene Hand reported on the first white paper released by the U.S. House of Representatives Committee on Energy and Commerce titled "Modernizing the Communications Act".

Gene Hand reported that the United States Court of Appeals for the District of Columbia Circuit Court stayed portions of the Federal Communications Commission's inmate calling rules.

Gene Hand reported that the United States Court of Appeals for the District of Columbia Circuit Court vacated portions of the Federal Communications Commission's Net Neutrality rules. Specifically, the anti-discrimination and anti-blocking rules while the matter was remanded for further proceedings.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

NUSF-1, In the Matter of the Commission, on its own motion, seeking  
PO #5 to establish guidelines for administration of the Nebraska  
Universal Service Fund: Unite Private Networks, LLC:  
Motion made by Commissioner Frank Landis, seconded by Commissioner Tim  
Schram, to grant Unite Private Networks, LLC's request for an exten-  
sion of time to January 10, 2014 to submit the payment audit that was  
due December 31, 2013. Motion passed with Commissioners Anne Boyle,  
Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner  
Rod Johnson excused not voting.

NUSF-37. In the Matter of Sue Vanicek, Director of the Nebraska  
300 Telecommunications Infrastructure and Public Safety  
Department of the Nebraska Public Service Commission,  
Complainant, v. Zito Midwest, LLC, Respondent: Motion made by Commis-  
sioner Tim Schram, seconded by Commissioner Frank Landis, to enter an  
order dismissing the complaint. Motion passed with Commissioners Anne  
Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commis-  
sioner Rod Johnson excused not voting.

LEGISLATIVE

Angela Melton discussed pending legislation.

TRANSPORTATION DEPARTMENT

B-1853 In the Matter of Care & Mobility, Inc., Omaha, seeking  
authority as a common carrier in Nebraska intrastate com-  
merce in the transportation of passengers by handicapped-accessible  
van over irregular routes in Douglas and Sarpy counties, Nebraska.  
RESTRICTION: The transportation of railroad train crews and their  
baggage is not authorized. HHS Designation: Yes. Commissioner Anne  
Boyle presiding as Hearing Officer: Mark Breiner informed the Commis-  
sion that a Hearing Officer's Order was entered January 14, 2014, con-  
tinuing the hearing previously scheduled for January 15, 2014, to a  
date later to be determined.

DR-0006 In the Matter of the Petition for Declaratory Ruling of  
Camelot Transportation, Inc., Checker Cab Company, DonMark,  
Inc., d/b/a Cornhusker Cab Company, Happy Cab Company, Safeway Cab  
Company, Triumph Transportation, Inc., and Yellow Cab Company seeking  
a determination on the issue of the applicability of the Free Choice  
of Providers regulation (42 CFR 431.51) in the transportation of  
Nebraska Department of Health and Human Services clientele to regula-  
tion of such transportation by the Nebraska Public Service Commission:  
Mark Breiner informed the Commission that a Declaratory Ruling appli-  
cation was filed on January 9, 2014.

TRANSPORTATION DEPARTMENT (Cont.)

Rate Division

BR-441 In the Matter of Camelot Transportation, Kearney, seeking authority to adjust its rates and charges: Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to enter an order granting the application on an emergency basis. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

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 \$1.08 per mile and the Tariff 22 fuel surcharge at \$7.32 per truck per trip.

GRAIN WAREHOUSE DEPARTMENT

Grain Dealer Division

GD-2990 In the Matter of 4th quarter grain dealer license renewals: John Fecht presented the final license that was to be renewed for the 4th quarter of 2013.

GENERAL ADMINISTRATION

Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, 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.

AS Central Services-OCIO	\$	1,201.20
Ted Burkey		1,410.50
ESRI Inc.		9,400.00
Ken Stadler		1,012.50
Thomson Reuters		1,135.00
Voyager		1,153.07

Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to approve the Executive Director's recommendation to approve Commission minutes for December 2013. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

The meeting adjourned at 10:36 a.m. with Commissioners Anne Boyle, Frank Landis, Gerald Vap and Tim Schram present and Commissioner Rod Johnson excused. The next regularly scheduled meeting will be held on January 22, 2014 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 21, 2014.

---

Chairman

---

Executive Director