

February 10, 2015

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Chairman Gerald Vap called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Gerald Vap present. Chairman Vap invited the public to address the Commission and announced that a copy of the Nebraska Open Meetings Act was posted in the meeting room. Chairman Vap announced that there will be no Commission Meeting next week. The next meeting will be held on February 24, 2015.

GENERAL ADMINISTRATION

Notice was duly published February 3, 2015 on Page 6 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held February 10, 2015 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Attention was called to the following proceedings:

Wednesday, February 11, 2015:

9:00 Commission Hearing Room, Lincoln
B-1123 In the Matter of Airport Transportation Company dba Omaha Limousine and Van Go, Omaha, Nebraska, seeking to expand its authority. Commissioner Tim Schram presiding as Hearing Officer.

Friday, February 20, 2015:

10:00 Commission Hearing Room, Lincoln
B-1733 In the Matter of Papio Transport Service, Inc. Papillion,
Supp. 1 seeking authority to transport passengers and their baggage between points in Douglas and Sarpy Counties and between points in said counties, on the one hand and on the other hand, points in Nebraska over irregular routes.
RESTRICTION: Transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes:
Commissioner Tim Schram presiding as Hearing Officer.

COMMUNICATIONS DEPARTMENT

C-4735 In the Matter of the Application of Impact Telecom, Inc, Englewood, Colorado, Americatel Corporation d/b/a 1010 123 Americatel d/b/a Ametex d/b/a Startec, Irving, Texas, and Matrix Telecom, Inc. d/b/a Trinsic Communications d/b/a Excel Telecommunications d/b/a VarTec Telecom d/b/a Clear Choice Communications, Irving, Texas, seeking authority to transfer customers from Impact and Americatel to Matrix: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an order granting the application. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

COMMUNICATIONS DEPARTMENT (Cont.)

C-4709 In the Matter of Qwest Corporation d/b/a CenturyLink QC, Denver, Colorado, seeking a residential rate increase: Gene Hand informed the Commission that an insufficient number of petitions were received to initiate a review of the proposed rate increase, therefore, a letter was sent February 2, 2015, informing CenturyLink that the rate increase could be implemented as proposed.

C-4725 In the Matter of Citizens Telecommunications Company d/b/a Frontier Communications of Nebraska, Mound, Minnesota, seeking a residential and business rate increase: Gene Hand informed the Commission that an insufficient number of petitions were received to initiate a review of the proposed rate increase, therefore, a letter was sent February 2, 2015, informing Citizens that the rate increase could be implemented as proposed.

C-4722 In the Matter of the Application of Jerry & Kerri Sundberg, Kris & Renee Erickson and the Shoup Family Ltd. c/o Kim Shoup, Clarks, Nebraska, seeking authority to receive telephone service from the Hordville Exchange of the Hamilton Telephone Company. Commissioner Rod Johnson presiding as Hearing Officer: Gene Hand reported that Hearing Officer Commissioner Rod Johnson entered an order on February 10, 2015, cancelling the hearing previously scheduled for February 23, 2015.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-030.40 In the Matter of Sue Vanicek, Director of the Nebraska Telecommunications Infrastructure and Public Safety Department of the Nebraska Public Service Commission, Complainant, v. Consumer Cellular, Inc. Portland, Oregon, Respondent: Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, to enter an order dismissing the complaint and cancelling the hearing previously scheduled for February 10, 2015. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

911-019 In the Matter of the Nebraska Public Service Commission, on its own motion, to implement the provisions of LB 1222 [2006] and to establish a permanent funding mechanism for wireless enhanced 911 service: Sue Vanicek informed the Commission that a video conference has been scheduled for March 2, 2015 at 1:00 p.m. at the following sites: Commission Hearing Room, Lincoln; Public Library, 5th and Main Streets, Ainsworth; Vocational Rehab Center, 200 South Silber, Building #2, North Platte; Vocational Rehab Center, 1212 West Benjamin Avenue, Norfolk; and Vocational Rehab Center, 505 A Broadway, Suite #500, Scottsbluff. The purpose is to provide information and answer questions regarding 911-SAM funding eligible costs and audits.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

Sue Vanicek discussed the amended Wireless 911-SAM Audit Procedures: Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to approve amended audit procedures. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE.

Sue Vanicek informed the Commission that the next Wireless E-911 Advisory Board Meeting is scheduled for March 2, 2015, at 10:00 a.m. in the Commission Hearing Room, Lincoln.

Sue Vanicek discussed the Hearing Officer Orders entered January 29, 2015, granting Viaero Wireless motion to withdraw its Formal Interventions in Dockets NUSF-92.29 and NUSF-92.30. Commissioner Frank Landis presiding as Hearing Officer:

NUSF-92.29 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer the Nebraska Universal Service Fund's Broadband Program; application to the Nebraska Broadband Program Received from Mobius Communications.

NUSF-92.30 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer the Nebraska Universal Service Fund's Broadband Program; application to the Nebraska Broadband Program Received from Nebraska Central Telephone.

NUSF-92.31 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer the Nebraska Universal Service Fund's Broadband Program; application to the Nebraska Broadband Program received from NebraskaLink Holdings, LLC. Commissioner Frank Landis presiding as Hearing Officer: Sue Vanicek discussed the Hearing Officer Order entered February 6, 2015, granting Great Plains Communication's motion to withdraw its Formal Intervention.

Sue Vanicek discussed the Hearing Officer Orders entered February 6, 2015, granting Windstream's motion to withdraw its Formal Interventions in Dockets NUSF-92.37 and NUSF-92.38. Commissioner Frank Landis presiding as Hearing Officer:

NUSF-92.37 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer the Nebraska Universal Service Fund's Broadband Program; application to the Nebraska Broadband Program received from United States Cellular Company.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

NUSF-92.38 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer the Nebraska Universal Service Fund's Broadband Program; application to the Nebraska Broadband Program received from N.E. Colorado Cellular, Inc. d/b/a Viaero Wireless.

NUSF-92.38 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer the Nebraska Universal Service Fund's Broadband Program; application to the Nebraska Broadband Program received from N.E. Colorado Cellular, Inc. d/b/a Viaero Wireless. Commissioner Frank Landis presiding as Hearing Officer: Sue Vanicek discussed the Hearing Officer Order entered February 6, 2015, granting U.S. Cellular Corporation's motion to withdraw its Formal Intervention.

Sue Vanicek recommended that the waiver request from Eastern Nebraska Telephone be granted for the previously levied late-fee on January 21, 2015, due to a clerical error: Motion made by Commissioner Tim Schram, seconded by Frank Landis, to grant Eastern Nebraska Telephone's waiver request. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NATURAL GAS DEPARTMENT

Angela Melton reported a total number of 7 consumer complaints and inquiries received in January, 2015. For each company: Black Hills - 1; SourceGas - 5; NorthWestern - 0; and Other Entities - 1.

LEGISLATIVE

Angela Melton discussed pending legislation.

TRANSPORTATION DEPARTMENT

B-1123 In the Matter of Happy Cab Company dba Airport Transportation Company, Omaha, seeking to expand its authority as a common carrier of passengers by vans in open class service over irregular routes between points in Douglas and Sarpy Counties. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes: Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to grant Applicant's motion for leave to withdraw their application for limousine authority only and withdrawal of application for limousine authority. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

TRANSPORTATION DEPARTMENT (Cont.)

B-1733 In the Matter of Papio Transport Services, Inc. Papillion, Supp. 1 Nebraska, seeking authority as a common carrier in the transportation of passengers and their baggage between points in Douglas and Sarpy counties and between points in said counties, on the one hand and on the other hand, points in Nebraska over irregular routes. The transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes: Commissioner Tim Schram presiding as Hearing Officer: Mark Breiner informed the Commission that a Hearing Officer Order was entered February 6, 2015, continuing the hearing previously scheduled for February 4, 2015, to February 20, 2015, at 10:00 a.m. in the Commission Hearing Room, Lincoln.

B-1891 In the Matter of Seward Limo, LLC, Seward, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers by bus in charter and special party. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: No: Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter an order granting the application. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Rate Divison

BR-469 In the Matter of Seward Limo, LLC, Seward, seeking authority to establish its rates and charges: Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter an order granting the application on an emergency basis. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

TR-201 In the Matter of Action Taxi & Limo, Inc. South Sioux City, Nebraska, seeking authority to adjust its rates & charges: Motion made by Commissioner Rod Johnson, seconded by Commissioner Crystal Rhoades, to enter an order granting the application on an emergency basis. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

MR-930 In the Matter of Movers and Warehouse Division, Nebraska Motor Carriers Association, Lincoln, seeking authority to establish fuel surcharges in Nebraska Official Goods Tariff 7F and Tariff 22: The Tariff 7F surcharge was increased to \$.60 per mile and the Tariff 22 surcharge to \$2.56 per truck per trip.

GENERAL ADMINISTRATION

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

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|-----------------------------|----|----------|
| AS Materiel-Printing | \$ | 691.39 |
| Ted Burkey | | 637.00 |
| Country Inn & Suites-Sidney | | 617.72 |
| Voyager | | 1,393.31 |
| Kent Pribyl | | 938.58 |
| Rod Johnson | | 757.85 |

NEBRASKA EQUIPMENT DISTRIBUTION PROGRAM

| | | |
|-----------------------------------|----|----------|
| Audiology & Hearing Center | \$ | 107.00 |
| Beltone | | 1,221.46 |
| Carl A. Johnson | | 514.43 |
| Complete Hearing Solutions | | 610.39 |
| Harris Communications | | 671.80 |
| The Hearing Clinic | | 213.90 |
| Professional Hearing Aid Services | | 1,404.65 |
| Sprint Communications | | 499.98 |
| Teltex, Inc. | | 331.20 |
| U-Save Pharmacy & Medical Supply | | 312.93 |
| Western Hearing Solutions | | 227.75 |

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to adjust the 2015 filing fees. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to approve the Executive Director's recommendation to purchase one additional vehicle at a cost of approximately \$20,100 to be paid out of the Moisture Testing Cash Fund for use in the Grain Department. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to approve the Executive Director's recommendation to enter into closed session to discuss personnel issues. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE. The Commission entered into closed session at 10:17 a.m.

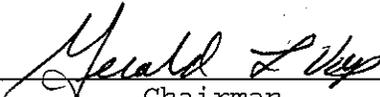
GENERAL ADMINISTRATION (Cont.)

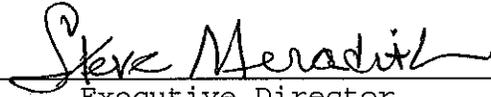
Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to approve the Executive Director's recommendation to return to open session. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE. The Commission returned to open session at 10:20 a.m.

Motion made by Commissioner Frank Landis, seconded by Commissioner Crystal Rhoades, to approve the Executive Director's recommendation to upgrade an employee in the NTIPS Department from probationary to permanent status. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Frank Landis, seconded by Commissioner Crystal Rhoades, to approve the Executive Director's recommendation to ratify the hiring of Krystal Klicko as a Program Analyst in the NTIPS Department effective February 17, 2015. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

The meeting adjourned at 10:21 a.m. with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Gerald Vap present. The next regularly scheduled meeting will be held February 24, 2015 at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on February 23, 2015.


Chairman


Executive Director

