

Chairman Tim Schram 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 Schram stated that a copy of the Nebraska Open Meetings Act is posted in the meeting room and invited the public to address the Commission. No public comments were received. No announcements were made.

GENERAL ADMINISTRATION

Notice was duly published September 13, 2016 on Page 5 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held on September 20, 2016 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Attention was called to the following proceedings:

Tuesday, September 20, 2016:

1:30 Commission Hearing Room, Lincoln  
 RVF-10 In the Matter of the Commission, on its own motion, seeking  
 MODF-10 to determine the fees for the Recreational Vehicle Program;  
 MANF-9 In the Matter of the Commission, on its own motion, seeking  
 to determine the seal fee amount for the Modular Housing  
 Program; and In the Matter of the Commission, on its own  
 motion, seeking to determine the seal fee amount for the  
 Manufactured Home Program. Commissioner Tim Schram  
 presiding as Hearing Officer.

Tuesday, September 27, 2016:

10:00 Commission Hearing Room, Lincoln  
 Commission Meeting

1:00 Commission Hearing Room, Lincoln  
 NUSF-32.15 In the Matter of the Commission, on its own motion, seeking  
 to conduct an inquiry into the failure by certain  
 telecommunications companies to comply with Commission  
 Rules or Orders and to impose administrative fines.  
 Commissioner Frank Landis presiding as Hearing Officer.

1:30 Commission Hearing Room, Lincoln  
 NUSF-37.327 In the Matter of Sue Vanicek, Director of the Nebraska  
 Telecommunications Infrastructure and Public Safety  
 Department of the Nebraska Public Service Commission,  
 Complainant, v. WiMacTel, Inc., Respondent; and  
 NUSF-37.331 In the Matter of Sue Vanicek, Director of the Nebraska  
 Telecommunications Infrastructure and Public Safety  
 Department of the Nebraska Public Service Commission,  
 Complainant, v. Convergia, Inc., Respondent. Commissioner  
 Tim Schram presiding as Hearing Officer.

COMMUNICATIONS DEPARTMENT

C-4787/ 911-063 In the Matter of the Nebraska Public Service Commission, on its own motion, to investigate the September 1, 2015, 911 Emergency Telecommunications Service outage experienced in Nebraska. Commissioner Tim Schram presiding as Hearing Officer: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order closing the docket. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE.

C-4861 In the Matter of the Application of Bluestem Fiber, LLC, Lincoln, seeking authority to provide competitive local exchange and interexchange telecommunication services within the State of Nebraska: Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to enter an order granting the application. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE.

C-4863 In the Matter of the Application of Daniel V. and Hulda Peterson, Holdrege, seeking authority to receive advanced telecommunications service from the Funk Exchange of Glenwood Telephone Membership Corporation: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order granting the application. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE.

C-4864 In the Matter of the Application of TNCI Operating Company, LLC, Irving, Texas, seeking approval to withdraw its local exchange and interexchange certificates of authority and cancel its tariff: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an order granting the application. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE.

C-4871 In the Matter of the Application of the Nebraska Public Service Commission to require the Respondents to Show Cause why a penalty should not be assessed for the September 1, 2015, emergency communications service outage: Motion made by Commissioner Crystal Rhoades, seconded by Commissioner Rod Johnson, to enter an order to show cause. Motion failed with Commissioners Rod Johnson and Crystal Rhoades voting AYE, and Commissioners Frank Landis, Tim Schram and Jerry Vap voting NAY.

COMMUNICATIONS DEPARTMENT (Cont.)

AD-626r In the Matter of the Application of Nebraska Democratic Party, Lincoln, Nebraska, seeking authority to register the connection of an automatic dialing-announcing device in Santa Monica, California;

AD-627r In the Matter of the Application of NorthStar Campaign Systems, Omaha, Nebraska, seeking authority to register the connection of an automatic dialing-announcing device; and

AD-628r In the Matter of the Application of Hudson Bay Company of Illinois, Lincoln, Nebraska, seeking authority to register the connection of an automatic dialing-announcing device:

Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to enter orders granting applications AD-626r, AD-627r, and AD-628r. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE.

C-4860 In the Matter of the Application of Qwest Corporation d/b/a CenturyLink QC, Denver, Colorado, seeking approval of a Type 2 Wireless Interconnection Agreement with Emergency Networks, LLC, Boulder, Colorado: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order approving the application. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE.

C-4862 In the Matter of the Application of Qwest Corporation d/b/a CenturyLink QC, Denver, Colorado, seeking approval of a microduct language and rate update amendment to the Interconnection Agreement with CenturyLink Communications, LLC, Arlington, Virginia: Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to enter an order approving the application. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE.

Cullen Robbins informed the Commissioners that a draft copy of the 2016 Annual Report to the Legislature was emailed to them for review. Any corrections or additions should be given to Deena Ackerman by September 26th. Approval of the final Report will be on the agenda September 27th. The final report is due to the Legislature by September 30.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-042.03 In the Matter of the Nebraska 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: Clay County; and

911-042.21 In the Matter of the Nebraska 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: Cuming County:

Motion made by Commissioner Rod Johnson, seconded by Commissioner Jerry Vap, to enter an Order amending funding in Docket 911-042.03 and to enter an Order approving funding in 911-042.21. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

911-042.10 In the Matter of the Nebraska 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: Buffalo County: Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to enter an order approving funding. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Crystal Rhoades voting NAY.

911-042.64 In the Matter of the Nebraska 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: Sarpy County: Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to enter an order approving funding. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Crystal Rhoades voting NAY.

911-063/ In the Matter of the Nebraska Public Service Commission, on  
C-4787/ its own motion, to investigate the September 1, 2015, 911  
PI-198 Emergency Telecommunications Service outage experienced in  
Nebraska: This matter was addressed on the Communications  
Department's agenda.

Sue Vanicek informed the Commission that the next Wireless E-911 Advisory Board Meeting has been scheduled after the Nebraska APCO/NENA Conference on October 26, 2016 at 1:30 p.m. in the Arbor 2 Conference Room, Marriott Cornhusker, 333 South 13th Street, Lincoln, Nebraska.

## TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

NUSF-1, PO #5 In the Matter of the Commission, on its own motion, seeking to establish guidelines for administration of the Nebraska Universal Service Fund: Benkelman Telephone Company, Cozad Telephone Company, Diller Telephone Company, Hartman Telephone Exchanges, Inc., Wauneta Telephone Company; and

NUSF-1, PO #7 In the Matter of the Commission, on its own motion, seeking to establish guidelines for administration of the Nebraska Universal Service Fund: ATS Mobile Telephone, Inc.: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to accept the deviation in Agreed Upon Procedure language as presented, for the NUSF payment audits and NUSF remittance audits docketed under NUSF-1, PO#5 and NUSF-1, PO #7. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NUSF-25, PO #32 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to establish guidelines for the purpose of certifying the use of federal universal service support: Commissioner Frank Landis presiding as Hearing Officer;

NUSF-66 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to establish guidelines for the purpose of certifying the use of state universal service support: Commissioner Frank Landis presiding as Hearing Officer;

NUSF-25, PO #33 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to establish guidelines for the purpose of certifying the use of federal universal service support: Commissioner Frank Landis presiding as Hearing Officer; and

NUSF-66 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to establish guidelines for the purpose of certifying the use of state universal service support: Commissioner Frank Landis presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to enter Orders in NUSF-25/NUSF-66, PO #32 and NUSF-25/NUSF-66, PO #33, certifying eligible telecommunications carriers for high-cost support and Mobility Fund support. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

NUSF-32.15 In the Matter of the Commission, on its own motion, seeking to conduct an inquiry into the failure by certain telecommunications companies to comply with Commission Rules or Orders and to impose administrative fines. Commissioner Frank Landis presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an order dismissing the Show Cause and, canceling the hearing previously scheduled for September 27, 2016, at 1:00 p.m. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NUSF-37.327. In the Matter of Sue Vanicek, Director of the Nebraska Telecommunications Infrastructure and Public Safety Department of the Nebraska Public Service Commission, Complainant, v. WiMacTel, Inc., Respondent(s). Commissioner Tim Schram presiding as Hearing Officer; and

NUSF-37.336 In the Matter of Sue Vanicek, Director of the Nebraska Telecommunications Infrastructure and Public Safety Department of the Nebraska Public Service Commission, Complainant, v. WideRange Broadband, LLC, Respondent(s): Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to enter Orders dismissing complaints and canceling the September 27, 2016 hearing in Docket NUSF-37.327 and, granting a one-time waiver in Docket NUSF-37.336. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Sue Vanicek discussed NUSF Late-Filed Carrier Remittances. Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to amend the current Complaint against Selectel Wireless and, that the request from Star2Star Communications for a one-time waiver of late-fees, be granted. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NATURAL GAS DEPARTMENT

- E-2421 In the Matter of the Application of Burt County Public Power District, Tekamah, seeking authority to construct, operate and maintain an electric transmission line in Dodge and Washington Counties;
- E-2422 In the Matter of the Application of Burt County Public Power District, Tekamah, seeking authority to construct, operate and maintain an electric transmission line in Dodge County; and
- E-2423 In the Matter of the Application of Lincoln Electric System, Lincoln, seeking authority to construct, operate and maintain electric transmission lines in Lancaster County: Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to enter orders granting applications E-2421, E-2422, and E-2423. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE.

TRANSPORTATION DEPARTMENT

- B-1717 In the Matter of Platinum Limousine Services, LLC, Norfolk: Motion made by Commissioner Rod Johnson, seconded by Commissioner Jerry Vap, to enter an order revoking their certificate. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE.

GRAIN WAREHOUSE DEPARTMENT

- GW-279 In the Matter of the application of Farmers Cooperative, Dorchester, Nebraska, requesting a \$25,000 deductible on its stock insurance: Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to enter an order granting authority to increase its insurance deductible. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE.
- GW-2160 In the Matter of the application of Central Valley Ag Cooperative, York, Nebraska, requesting a \$25,000 deductible on its stock insurance: Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to enter an order granting authority to increase its insurance deductible. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE.
- GW-22 In the Matter of Ag Valley Cooperative, Non-Stock, Edison, Nebraska: John Fecht reported on shortage of milo and soybeans.

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GRAIN WAREHOUSE DEPARTMENT (Cont.)

GW-445 In the Matter of Farmers Union Cooperative Co., Spencer, Nebraska: John Fecht reported on shortage of corn.

GW-1883 In the Matter of Salem Grain Co., Inc., Salem, Nebraska: John Fecht reported on shortage of corn and milo.

GW-2160 In the Matter of Central Valley Ag Cooperative, York, Nebraska: John Fecht reported on shortage of oats and wheat.

GW-868 In the Matter of Bruno Coop Association, Bruno, Nebraska: John Fecht reported the grain warehouse license was cancelled as of September 1, 2016.

Commissioner Tim Schram inquired as to any crop quality issues.

GENERAL ADMINISTRATION

Chairman Schram invited the public to address the Commission. No public comments were received.

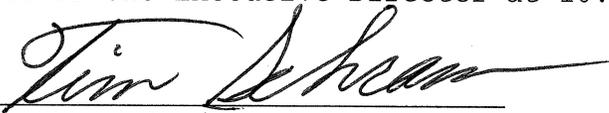
Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis to approve the Executive Director's recommendation to approve Commission invoices. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE.

Sprint Relay \$ 23,747.84

The Commissioners discussed Commission priorities.

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The meeting adjourned at 10:39 a.m. with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Gerald Vap present. The next regularly scheduled meeting will be held on September 27, 2016 at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on September 26, 2016.

  
Chairman

  
Executive Director