

Vice Chairman Jerry Vap called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Gerald Vap present and Commissioner Frank Landis excused. Vice 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. No announcements were made.

GENERAL ADMINISTRATION

Notice was duly published April 8, 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 April 15, 2014 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, April 15, 2014:

1:30 Commission Hearing Room, Lincoln
NUSF Advisory Board Meeting.

Wednesday, April 16, 2014:

10:00 Commission Hearing Room, Lincoln
C-4657 In the Matter of the Application of Cox Nebraska Telcom, LLC, Omaha, seeking a determination from the Nebraska Public Service Commission that local competition exists in the Omaha, Bellevue, Bennington, Elkhorn, Gretna, LaVista, Papillion, Valley and Waterloo Exchanges, pursuant to Neb. Rev. Stat. §86-143. Commissioner Anne Boyle presiding as Hearing Officer.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-050.01 In the Matter of the Second Petition of N.E. Colorado Cellular, Inc., d/b/a Viaero Wireless, for support from the E-911 Wireless Service Provider (WSP) Grant Program. Commissioner Jerry Vap presiding as Hearing Officer: Sue Vanicek discussed the Hearing Officer's Order entered April 14, 2014, continuing the hearing previously scheduled for May 13, 2014, to May 20, 2014 at 2:00 p.m. in the Commission Hearing Room, Lincoln.

NUSF-92.11 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 of April 14, 2014 granting the motion by Pinpoint Wireless, Inc. d/b/a BLAZE Wireless to withdraw their formal intervention.

NATURAL GAS DEPARTMENT

NG-0013 In the Matter of the Commission, on its own motion, to 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 Tim Schram, seconded by Commissioner Anne Boyle, to enter Progression Order 43. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

LEGISLATIVE

Angela Melton discussed pending legislation.

TRANSPORTATION DEPARTMENT

B-1855 In the Matter of Benstrans, Chadron, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers by van between points in Dawes, Box Butte, Sheridan and Sioux counties, and between points in said counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes. All trips to originate in said counties. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes: Motion made by Commissioner Rod Johnson, seconded by Commissioner Anne Boyle, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

FC-1330 In the Matter of Happy Cab, et. al, Complainants, vs. Casino Cab Company, LLC, and Clinton Lee Scoles, Respondents: Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to enter an order dismissing the formal complaint with prejudice. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

MCC-3183 In the Matter of Mark Breiner, Director, Motor Transportation Department vs. Casino Cab, Council Bluffs, Iowa: Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to enter an order dismissing the complaint with prejudice. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

TRANSPORTATION DEPARTMENT (Cont.)

MCC-3185 In the Matter of Mark Breiner, Director, Motor Transportation Department, Nebraska Public Service Commission, Lincoln, Nebraska, Complainant, vs. Ameristar Tours, LLC, Black Tie Limousine, Inc., Dashabout Roadrunner, Inc., Denver Coach, Inc., Haleel Medical Transportation, Laidback Limousine, Inc., Omaha Bar Scene, Omaha Fiesta Bus, Prince & Princess Limousine, Curtis E. Service and Freight Train Express, Respondents: Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to enter an order dismissing in part and sustaining in part the show cause that was entered March 4, 2014. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

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 retained at \$1.12 per mile, and the Tariff 22 fuel surcharge at \$7.92 per truck per trip.

GRAIN WAREHOUSE DEPARTMENT

GW-22 In the Matter of the Application of Ag Valley Cooperative, Non-Stock, Edison, requests to terminate a Storage Contract in accordance with the provisions of Chapter 88, Article 5, Nebraska Rev. Stat., Section 88-544 in accordance with the provisions of Chapter 8, Section 002.13 of the Rules and Regulations of the Nebraska Public Service Commission: Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter an order granting termination of the storage contract. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

GW/GD-2136 In the Matter of Pierce Elevator, Inc., Pierce: John Fecht
GWC-441 gave an update on the closure.

Grain Dealer Division

GD-2708 In the Matter of Gary L. Wettlaufer d/b/a Wettlaufer Trucking, O'Neill: John Fecht presented a request for cancellation of the grain dealer license effective April 4, 2014.

GENERAL ADMINISTRATION

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

AS Central Services-OCIO	\$	1,057.48
BroadMap		84,346.12
Mission Critical Partners, Inc.		13,518.50
Thomson Reuters		1,135.00

The meeting adjourned at 10:16 a.m. with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Gerald Vap present and Commissioner Frank Landis excused. The next regularly scheduled meeting will be held on April 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 April 21, 2014.

Vice Chairman

Executive Director