

Chairman Frank Landis called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Gerald Vap present. Chairman Landis 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 15, 2014 on Page 4 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held April 22, 2014 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Attention was called to the following proceeding:

Tuesday, April 22, 2014:

1:30 Commission Hearing Room, Lincoln and Nebraska State Office
TR-196 Building, Room 207, 1313 Farnam Street, Omaha. In the
Matter of Happy Cab, et. al., Omaha, seeking authority to
adjust their rates and charges. Commissioner Anne Boyle
presiding as Hearing Officer.

COMMUNICATIONS DEPARTMENT

Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to enter orders granting applications AD-576 thru AD-579r. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

AD-576 In the Matter of the Application of Genesys Telecommunications Laboratories, Inc., Daly City, California, seeking authority to connect an automatic dialing-announcing device in Ashburn, Virginia.

AD-577r In the Matter of the Application of Voice Broadcasting, Arlington, Texas, seeking authority to register the connection of an automatic dialing-announcing device.

AD-578r In the Matter of the Application of TCN Inc., Saint George, Utah, seeking authority to register the connection of an automatic dialing-announcing device.

AD-579r In the Matter of the Application of Echo 19 LLC, Washington, DC, seeking authority to register the connection of an automatic dialing-announcing device.

COMMUNICATIONS DEPARTMENT (Cont.)

C-4666 In the Matter of the Application of Keystone-Arthur Telephone Company, Blue Hill, seeking approval to change its name to Glenwood Network Services, Inc: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

C-4659 In the Matter of the Commission on its own motion, seeking to determine the surcharge for the statewide Telecommunications Relay System (TRS) to be effective July 1, 2014, in the State of Nebraska. Commissioner Tim Schram presiding as Hearing Officer: Gene Hand reported that an exhibit forecasting the TRS program expenses using new request for proposal (RFP) response rates was filed on April 21, 2014. Staff recommendation is the TRS Surcharge be lowered to \$.02 for FY 2014-15.

C-4622/ In the Matter of the Application of i-wireless, LLC, Newport, Kentucky, seeking limited designation as a LifeLine-Only Eligible Telecommunications Carrier in the State of Nebraska. Commissioner Anne Boyle presiding as Hearing Officer: Gene Hand informed the Commission that a Hearing Officer Order was entered April 8, 2014, to hold this matter in abeyance pending the outcome of an enforcement proceeding before the Federal Communications Commission (FCC).

Gene Hand reported on recent public events where Public Service Commission (PSC) staff promoted the broadband website and use of the Mobile Pulse application.

Charlotte Narjes reported on planning team activities including developing the agenda for the Broadband Connecting Nebraska Conference to be held on October 1 and 2, 2014, in Kearney.

Becky Vogt reported on results from the recent broadband survey "Internet Connectivity and Use in Nebraska: A Follow-up Survey". The survey confirmed significant gains in the availability of internet access, progress relative to the use of broadband technology and sought opinions about community technology resources and training needs.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-024.49 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to develop policies and process requests for access to GIS data and the GIS Repository: Lincoln Fire and Rescue: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to enter an order granting access, in part. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

911-042.50 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: Chase County: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order approving the use of funding. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NUSF-4/ In the Matter of the Commission, on its own motion, seeking P.O. #20 to determine the level of the fund necessary to carry out the Nebraska Telecommunications Universal Service Fund Act beginning July 1, 1999: Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to enter an order scheduling a hearing for May 13, 2014 at 2:30 p.m. in the Commission Hearing Room, Lincoln. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NUSF-90/ In the Matter of the Application of i-wireless, LLC, New-C-4622 port, Kentucky, seeking limited designation as a Lifeline-Only Eligible Telecommunications Carrier in the State of Nebraska. Commissioner Anne Boyle presiding as Hearing Officer: This matter was discussed on the Communications Department's agenda.

Sue Vanicek discussed the late-filed and late-paid NUSF Remittance worksheets and payments: Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to levy late-fees against Arlington Telephone, Blair Telephone, CallCatchers, Inc., Eastern Nebraska Telephone, HunTel Cablevision, Rock County Telephone and Telephone Systems of Nebraska, Inc.; that current complaints against TNCI Operating Company, LLC-IXC and TNCI Operating Company, LLC-CLEC be amended and that a complaint be opened against KDDI America, Inc. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

RULES AND REGULATIONS

Rule and In the Matter of the Commission, on its own motion, seeking Regulation to amend Title 291, Chapter 8, Grain Warehouse Rules and #191 Regulations, to update rules regarding grain warehouses, grain dealers and grain moisture meters. Commissioner Jerry Vap presiding as Hearing Officer: Nichole Mulcahy informed the Commission that the rules were signed by the Governor and filed with the Secretary of State on April 14, 2014 and became effective April 19, 2014.

TRANSPORTATION DEPARTMENT

B-1867 In the Matter of Accent Chauffeured Transportation, Omaha, seeking to acquire the authority held by Honeywine Corporation, dba Accent Limousine, in Certificate B-1388: Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to enter an order granting the application and revoking Certificate B-1388. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Mark Breiner discussed cease and desist letters sent to Lyft and Uber and other recent developments.

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 increased to \$1.14 per mile and the Tariff 22 to \$8.00 per truck per trip.

GRAIN WAREHOUSE DEPARTMENT

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

Grain Dealer Division

GD-2962 In the Matter of Vogel Grain+, LLC, Atkinson requesting cancellation of its grain dealer license: John Fecht presented the request for cancellation of the grain dealer license effective April 22, 2014.

GENERAL ADMINISTRATION

Motion made by Commissioner Tim Schram, 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.

Ted Burkey	\$	6,051.50
Parrish, Blessing & Associates, Inc.		6,000.00
Sprint Relay		42,489.17
Ken Stadler		1,168.75
Rod Johnson		1,457.71

GENERAL ADMINISTRATION (Cont.)

NEBRASKA EQUIPMENT DISTRIBUTION PROGRAM

Alternative Hearing	\$	424.50
Beltone		1,150.85
Carl A. Johnson		665.46
Glassman Hearing Aid Technology		240.75
Grand Island Hearing Aide		183.93
Harris Communications		489.90
The Hearing Clinic		352.89
Professional Hearing Aid Services		1,012.50
Sherard Hearing Aid Centers		990.34
Sprint Communications		399.99
Talk to Me Technologies		1,000.00
Teltex Inc.		3,106.00
Weitbrecht Communications		389.87
Western Hearing Solutions		224.69

Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to approve the Executive Director's recommendation to add May 9, 2014 to the dates for Gene Hand and Shana Knutson to travel to Washington DC in order to attend a Federal Communications Commission (FCC) meeting on May 8, 2014 with expenses to be paid by the Commission. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE. The original trip authorized on March 25, 2014 was to attend the SBI Grantee Workshop from May 6-8, 2014.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to authorize Commissioner Anne Boyle to travel to and attend a Federal Communications Commission (FCC) meeting to be held on May 8, 2014 in Washington DC with travel dates authorized for May 7-9, 2014, and expenses to be paid by the Commission. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to authorize Mark Luttich to travel to and attend the National Fire Prevention Association (NFPA) meeting to be held in Las Vegas, NV from June 11-13, 2014 with airfare, lodging and some meals to be paid by the Recreational Vehicle Industry Association (RVIA). Mark will testify regarding an issue requiring modification to the RV standard (NFPA A1192). Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to enter into closed session to discuss personnel issues. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE. The Commission entered into closed session at 10:47 a.m.

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to approve the Executive Director's recommendation to return to open session. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE. The Commission returned to open session at 10:48 a.m.

Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to approve the Executive Director's recommendation to accept the resignation of Kandi Bremer effective May 2, 2014 and open for hire the position of Administrative Assistant in the Grain Warehouse Department. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

The meeting adjourned at 10:50 a.m. with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Gerald Vap present. The next regularly scheduled meeting will be held on April 29, 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 28, 2014.

Chairman

Executive Director