

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

Minutes

January 10, 2023

Page 1

Notice was duly published December 29, 2022 on page 8 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held on January 10, 2023 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Chair Dan Watermeier called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Kevin Stocker, Eric Kamler, Tim Schram and Dan Watermeier present in the Commission Hearing Room. Chair Watermeier 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.

Attention was called to the following proceedings:

COMMUNICATIONS DEPARTMENT

C-5465: In the Matter of the Application of Elizabeth Kleinschmit and Norma Hernandez, St. Helena, each seeking authority to receive advanced telecommunications service from the Hartington Exchange of Hartington Telecommunications Co., Inc. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Tim Schram to enter an Order granting application. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

C-5466: In the Matter of the Application of Jeff Pasold, Norfolk, seeking authority to receive advanced telecommunications service from the Hoskins Exchange of Pierce Telephone Company, Inc. Motion made by Commissioner Eric Kamler, seconded by Commissioner Tim Schram to enter an Order granting application. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

CPF-1: In the Matter of the Nebraska Public Service Commission, on its own motion, to administer federal Capital Projects Funds for broadband development in Nebraska. Motion made by Commissioner Tim Schram, seconded by Commissioner Dan Watermeier to enter an Order Issuing 2023 Grant Application Schedule and Application Materials. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

C-5463: In the Matter of the Application of Qwest Corporation dba CenturyLink QC, Denver, Colorado, seeking approval of a Routing of Traffic Through a Third Party Transit Provider Amendment to its Interconnection Agreement with Airus, Inc., Chicago, Illinois. Motion made by Commissioner Tim Schram, seconded by Commissioner Eric Kamler to enter an Order approving application. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

NUSE-1, PO #7: In the Matter of the Commission, on its own Motion, seeking to establish guidelines for administration of the Nebraska

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

Minutes

January 10, 2023

Page 2

Universal Service Fund: Gabb Wireless, Inc. Motion made by Commissioner Tim Schram, seconded by Commissioner Eric Kamler Cullen Robbins seeks Commission approval to grant an extension request to March 31, 2023, for the completion of the NUSF Remittance audit, otherwise due December 31, 2022. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

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: Ooma, Inc. Motion made by Commissioner Tim Schram, seconded by Commissioner Kevin Stocker Cullen Robbins seeks Commission approval to grant an extension request to July 30, 2023, for the completion of the NUSF Remittance audit, otherwise due December 31, 2022. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

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: IP Networked Services, Inc. Motion made by Commissioner Tim Schram, seconded by Commissioner Eric Kamler Cullen Robbins seeks Commission approval to grant an extension request to April 30, 2023, for the completion of the NUSF Remittance audit, otherwise due December 31, 2022. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

NUSF-37.415: Cullen Robbins, Director, Nebraska Universal Service Fund Department of the Nebraska Public Service Commission, Complainant, v. Broadview Networks, Inc., Respondent. to enter an Order dismissing the Complaint;

NUSF-37.416: Cullen Robbins, Director, Nebraska Universal Service Fund Department of the Nebraska Public Service Commission, Complainant, v. Windstream New Edge, LLC, Respondent. to enter an Order dismissing the Complaint; and

NUSF-37.417: Cullen Robbins, Director, Nebraska Universal Service Fund Department of the Nebraska Public Service Commission, Complainant, v. UComTel, Inc., Respondent. Motion made by Commissioner Tim Schram, seconded by Commissioner Kevin Stocker to enter an Order dismissing the Complaint. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

LEGISLATIVE

Jamie Reyes discussed pending legislation.

TRANSPORTATION DEPARTMENT

B-1801.02: In the Matter of the Application of City Taxi, Inc., Omaha, seeking approval of a change to an existing operation by transfer of stock ownership. Motion made by Commissioner Tim Schram, seconded by Commissioner Kevin Stocker to enter an Order Nunc Pro Tunc. Motion

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

Minutes

January 10, 2023

Page 3

passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

B-2035: In the Matter of the Application of Tokporo Transportation, LLC d/b/a Tokporo Transportation LLC, Omaha, Nebraska, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers by van in open class service between all points in Nebraska over irregular routes. HHS Designation: Yes. Motion made by Commissioner Tim Schram, seconded by Commissioner Eric Kamler to enter an Order granting withdrawal and dismissing application. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

ML-40: In the Matter of the Application of Mo's Moving, Lincoln, seeking to reinstate its license to provide household goods moving services in Nebraska intrastate commerce between all points in Nebraska over irregular routes. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Tim Schram to enter an Order granting license reinstatement. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

ML-50: In the Matter of the Nebraska Public Service Commission, on its own motion, to require Eco-Wash, LLC, d/b/a Miracle Movers, Lincoln, to show cause why the Commission should not revoke its License. Motion made by Commissioner Tim Schram, seconded by Commissioner Kevin Stocker to enter an Order to show cause and schedule hearing. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

MT-0001.03: In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to address certain carriers in non-compliance with annual renewal requirements. Motion made by Commissioner Eric Kamler, seconded by Commissioner Kevin Stocker to enter an Order opening docket and scheduling show cause hearing. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

In the matter of the list of completed railroad employee carrier licenses renewals for 2022. Dillon Keiffer-Johnson reports on the 2023 railroad employee carrier license renewal list.

GRAIN WAREHOUSE DEPARTMENT

GW-19: In the Matter of J. E. Meuret Grain Co., Inc., Brunswick, Nebraska, requesting a \$25,000 deductible on its stock insurance. Motion made by Commissioner Eric Kamler, seconded by Commissioner Tim Schram to enter an order granting application. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

GW-153: In the Matter of Frontier Cooperative Company, Lincoln, Nebraska, requesting a \$75,000 deductible on its stock insurance.

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

Minutes

January 10, 2023

Page 4

Motion made by Commissioner Kevin Stocker, seconded by Commissioner Tim Schram to enter an order granting application. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

GW-1154: In the Matter of Cooperative Producers, Inc., Hastings, Nebraska, requesting a \$100,000 deductible on its stock insurance. Motion made by Commissioner Eric Kamler, seconded by Commissioner Kevin Stocker to enter an order granting application. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

GW-615 et al.: In the Matter of the attached list of completed warehouse license renewals for 4th Quarter of 2022. Terri Fritz reports on the 4th Quarter grain warehouse renewal licenses.

GW-1850: In the Matter of Farmers Union Coop, Gretna, Nebraska: Terri Fritz reports that the grain warehouse license was cancelled as of November 29, 2022.

GD-3061: In the Matter of CIE GNS Holdings, LLC, Marion, Indiana, seeking authority to operate as a grain dealer pursuant to Neb. Rev. Stat. § 75-903 (Reissue of 2018). Motion made by Commissioner Tim Schram, seconded by Commissioner Kevin Stocker to enter an order granting application. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

GD-3062: In the Matter of Coda Manufacturing, LLC, Chapman, Nebraska, seeking to change its name to Coda Manufacturing, LLC, d/b/a Preferred Popcorn. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Eric Kamler to enter an order granting application. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

GD-1036 et al.: In the Matter of the attached list of completed dealer license renewals for 4th Quarter of 2022. Terri Fritz reports on the 4th Quarter grain dealer renewal licenses.

GENERAL ADMINISTRATION

Executive Director's recommendation to ratify the 2023 Schedule of Fees. Motion made by Commissioner Tim Schram, seconded by Commissioner Kevin Stocker. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

Executive Director's recommendation to adopt a Procurement Policy. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Dan Watermeier. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

Minutes

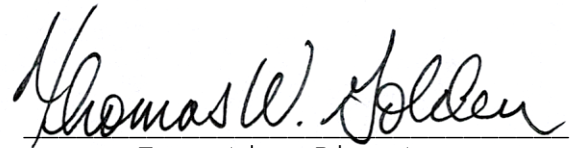
January 10, 2023

Page 5

The meeting adjourned at 10:23 a.m. with Commissioners Kevin Stocker, Eric Kamler, Tim Schram, and Dan Watermeier present. The next regularly scheduled meeting will be held on January 18, 2023 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 17, 2023.



Chair



Executive Director