

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

February 2, 2021

Page 10416

Notice was duly published January 26, 2021 on page 9 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held on February 2, 2021 at 10:00 AM 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 AM. with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier present. 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:

Wednesday, February 17, 2021:

Commission Meeting

10:00 a.m. - Commission Hearing Room

911-033.16 Sprint - **Hearing**

1:30 p.m. Commission Hearing Room and via WebEx

Commissioner Crystal Rhoades - Hearing Officer

COMMUNICATIONS DEPARTMENT

C-5093 In the Matter of the Application of Joseph Stivers, Herman, seeking authority to receive telephone service from the Herman exchange of Great Plains Communications. Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter an Order of pending dismissal. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

C-5188 In the Matter of the Application of Marsha Lautenschlager, Doniphan, seeking authority to receive advanced telecommunications capability service from the Hansen exchange of Hamilton Telephone Company. Motion made by Commissioner Rod Johnson, seconded by Commissioner Mary Ridder, to enter an Order granting boundary change. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

C-5189 In the Matter of the Application of Sarah Schroeder, Liberty, seeking authority to receive advanced telecommunications capability service from the North Summerfield Exchange of Blue Valley Telecommunications, Inc. Motion made by Commissioner Rod Johnson, seconded by Commissioner Mary Ridder, to enter an Order granting boundary change. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

February 2, 2021

Page 10417

FC-1366 In the Matter of NE Colorado Cellular, Inc., d/b/a Viaero Wireless, Fort Morgan, Colorado, v. Qwest Corporation d/b/a CenturyLink QC and United Telephone Company of the West d/b/a CenturyLink, Phoenix, Arizona, alleging inadequacy of service and failure to adequately address an interruption in service. Motion made by Commissioner Mary Ridder, seconded by Commissioner Tim Schram, to enter an Order of pending dismissal. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram 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: Metropolitan Telecommunications of Nebraska, Inc. Motion made by Commissioner Mary Ridder, seconded by Commissioner Tim Schram, to grant Metropolitan Telecommunication's request to May 1, 2021, to submit the 2019 remittance audit, otherwise due December 31, 2020. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram 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: LCR Telecommunications, LLC. Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to grant LCR Telecommunication's request to June 1, 2021, to submit the 2017 remittance audit, otherwise due December 31, 2020. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram 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: Voyzze Communications, Inc. Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to grant Voyzze Communication's request to March 30, 2021, to submit the 2018 remittance audit, otherwise due December 31, 2020. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

NUSF-92.57 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 Corporation; and

NUSF-92.58 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: NE Colorado Cellular, Inc., d/b/a Viaero Wireless. Motion made by Commissioner Mary Ridder, seconded by Commissioner Crystal Rhoades, to enter Orders granting wireless applications NUSF-92.57 and NUSF-92.58, in part. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

February 2, 2021

Page 10418

Cullen Robbins informed the Commission of the telecommunications complaints and outages received by the Communications Department during the preceding month.

Outages for January 2021							
Carrier	Area	Outage Date	Completion Date	Duration	Lines Affected	Primary Cause	Comments
Qwest Corporation	McCook	Jan-10-21	Jan-12-21	2 d	175	Cable Cut	<p>This outage was caused by a faulty locate by USIC. We have initiated a claim against USIC for our repair costs.</p> <p>Working pairs for this outage were repaired and customers were back in service on 1/12, with the remaining pairs completed on 1/15.</p>

STATE 911 DEPARTMENT

911-042.18 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: City of North Platte. Motion made by Commissioner Mary Ridder, seconded by Commissioner Rod Johnson, to enter an Order approving the use of set-aside funds. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

911-042.24 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: Fillmore County. Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter an Order approving the use of set-aside funds. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

NATURAL GAS DEPARTMENT

E-2483 In the Matter of the Application of Loup River Public Power District, Columbus, Nebraska, seeking authority to construct, operate and maintain an electric transmission line in Platte County; and

E-2484 In the Matter of the Application of Loup River Public Power District, Columbus, Nebraska, seeking authority to construct, operate and maintain an electric transmission line in Platte County. Motion made by Commissioner Rod Johnson, seconded by Commissioner Mary Ridder, to enter orders granting the applications. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

February 2, 2021

Page 10419

LEGISLATIVE

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson to change the Commission's position from neutral to monitor on LB 600. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

Nichole Mulcahy discussed pending legislation.

TRANSPORTATION DEPARTMENT

B-1925 In the Matter of the Application of Kelly DeSive, O'Neill, seeking cancellation and revocation of her Certificate of Public Convenience and Necessity issued in Docket No. B-1925. Motion made by Commissioner Mary Ridder, seconded by Commissioner Rod Johnson, to enter and Order cancelling Certificate. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

B-1997 In the Matter of the Application of Richwood Transport of Nebraska, LLC, Middleton, Wisconsin, seeking authority as a contract carrier in Nebraska intrastate commerce in the transportation of passengers by van in open class service between points in Douglas, Lancaster, Sarpy, Hall, Platte, Gage, Dodge, Madison, Lincoln, and Scotts Bluff counties over irregular routes pursuant to a contract with the Nebraska Department of Health and Human Services, a Medicaid-managed care organization under contract with NDHHS, or another agent working on behalf of NDHHS. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes;

B-2009 In the Matter of the Application of Party on the Go, LLC, Kearney, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers by bus in special party service between all points in Nebraska over irregular routes. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: No;

B-2011 In the Matter of the Application of Brad Johnson, d/b/a MVP Limousine, Scottsbluff, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers by limousine between points in Perkins, Chase, Thomas, Logan, Hayes, Hitchcock, Red Willow, Frontier, Sioux, Scotts Bluff, Banner, Kimball, Cheyenne, Morrill, Box Butte, Dawes, Sheridan, Garden, Duel, Grant, Arthur, Keith, Lincoln, McPherson, Hooker, and Cherry counties and points between said counties over irregular routes. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: No; and

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

February 2, 2021

Page 10420

B-2012 In the Matter of the Application of Omaha's Very Own Party Bus, LLC, Omaha, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers by bus in special party and charter service between points in Douglas and Sarpy counties, and points between said counties, over irregular routes. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: No. Motion made by Commissioner Mary Ridder, seconded by Commissioner Tim Schram, to enter orders dismissing applications B-1997, B-2009, B-2011, and B-2012. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

MT-0001.01 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 Rod Johnson, seconded by Commissioner Tim Schram, to enter an Order dismissing, in part. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE. Motion made by Commissioner Tim Schram, seconded by Mary Ridder, to enter an Order dismissing in part and sustaining in part. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

BR-592/
B-2018 In the Matter of the Application of Compassion Care Senior Services, LLC d/b/a Compassion Care Medical Transport, Omaha, seeking to establish its rates and charges subject to the Provisions of Neb. Rev. Stat. Chapter 75, Articles 1 and 3; and

BR-593/
B-1778 In the Matter of the Application of Down the Hatch, Inc., d/b/a Down the Hatch, Lincoln, seeking to establish its rates and charges subject to the Provisions of Neb. Rev. Stat. Chapter 75, Articles 1 and 3. Motion made by Commissioner Mary Ridder, seconded by Commissioner Crystal Rhoades, to enter Orders BR-592/B-2018 and BR-593/B-1778 granting rates on an emergency basis. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

GRAIN WAREHOUSE DEPARTMENT

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

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

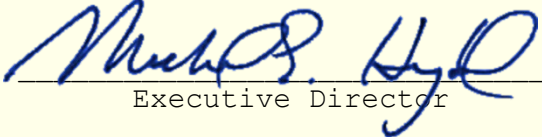
February 2, 2021
Page 10421

GW-852 In the Matter of the Application of Country Partners Cooperative, Gothenburg, Nebraska, requesting a \$25,000 deductible on its stock insurance. Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram to enter an order granting application. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram, and Dan Watermeier voting AYE.

GD-3044 In the Matter of the Application of Columbia Grain International LLC, Portland, Oregon, seeking authority to operate as a grain dealer pursuant to Neb. Rev. Stat. § 75-903 (Reissue of 2018). Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram to enter an order granting application. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram, and Dan Watermeier voting AYE.

The meeting adjourned at 10:32 AM with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier present. The next regularly scheduled meeting will be held on February 17, 2021 at 10:00 AM with an agenda to be available in the office of the Executive Director at 10:00 AM on February 16, 2021.

Chair



Executive Director