

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

March 30, 2021

Page 10440

Notice was duly published March 23, 2021 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 March 30, 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 Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier present and Commissioner Rod Johnson excused. 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, March 31, 2021:

Enhanced Wireless 911 **Advisory Board Meeting**
10:00 a.m. - Via 911 Department WebEx link

Tuesday, April 6, 2021:

NG-111.1/ Black Hills Energy - **Workshop**
PI-237 10:00 a.m. - Zoom Webconference - Remote access to the meeting will be available via Zoom or by telephone.
Commissioner Tim Schram - Hearing Officer

Wednesday, April 7, 2021:

C-5199/ AMG Technology Investment Group, LLC, d/b/a NextLink
NUSF-124 Internet - Oral Argument
10:00 a.m. - Via WebEx
Commissioner Crystal Rhoades - Hearing Officer

Wednesday, April 7, 2021:

NG-111.2/ NorthWestern Energy - **Workshop**
PI-237 1:30 p.m. - Zoom Webconference - Remote access to the meeting will be available via Zoom or by telephone.
Commissioner Tim Schram - Hearing Officer

Tuesday, April 13, 2021:

Commission Meeting
10:00 a.m. - Commission Hearing Room

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

March 30, 2021

Page 10441

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 Tim Schram, seconded by Commissioner Mary Ridder, to enter an Order to dismiss the application. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

C-5197/ In the Matter of the Application of Cox Nebraska Telcom, NUSF-123 LLC, Omaha, Nebraska, seeking designation as an Eligible Telecommunications Carrier in the State of Nebraska. Motion made by Commissioner Tim Schram, seconded by Commissioner Mary Ridder, to enter an Order granting application for ETC carrier status. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

C-5200 In the Matter of the Application of Claude and Ingrid Glenn, Doniphan, seeking authority to receive advanced telecommunications capability service from the Doniphan exchange of Hamilton Telephone Company. Motion made by Commissioner Mary Ridder, seconded by Commissioner Tim Schram, to enter an Order scheduling a Hearing on April 6, 2021, at 2:00 p.m. at the Doniphan Event Center, 103 West Pint Street, Doniphan. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

C-5201 In the Matter of the Joint Application of Three River Telco, Inc., Three River Digital Cable, LLC, and Three River Communications, LLC, seeking approval of a security issuance. Motion made by Commissioner Mary Ridder, seconded by Commissioner Tim Schram, to enter an Order granting application. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

C-5211 In the Matter of the Application of Mark and Amanda Colburn, Valentine, Nebraska, seeking authority to receive advanced telecommunications capability service from the Valentine Exchange of CenturyLink Communications, LLC. Motion made by Commissioner Mary Ridder, seconded by Commissioner Tim Schram, to enter an Order granting application. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

March 30, 2021

Page 10442

C-5212 In the Matter of the Application of Nikki Ferraro, Hordville, Nebraska, seeking authority to receive advanced telecommunications capability service from the Hordville Exchange of the Hamilton Telephone Company. Motion made by Commissioner Mary Ridder, seconded by Commissioner Tim Schram, to enter an Order granting application. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

C-5213 In the Matter of the Application of Talk America Services, LLC, Little Rock, Arkansas, seeking authority to withdraw its local exchange and interexchange certificates of authority and cancel its tariffs. Motion made by Commissioner Tim Schram, seconded by Commissioner Mary Ridder, to enter an Order granting application. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

C-5214 In the Matter of the Application of Jennifer Pollman, Wymore, seeking authority to receive advanced telecommunications capability service from the Oketo Exchange of Blue Valley Telecommunications, Inc. Motion made by Commissioner Mary Ridder, seconded by Commissioner Tim Schram, to enter an Order granting application. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

NUSF-1, In the Matter of the Commission, on its own Motion, seeking PO #7 to establish guidelines for administration of the Nebraska Universal Service Fund: Eagle Communications, Inc. Motion made by Commissioner Tim Schram, seconded by Commissioner Mary Ridder, to grant Eagle Communications, Inc.'s audit extension request to July 31, 2021, for the NUSF remittance audit otherwise due December 31, 2020. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

NUSF-57, In the Matter of the Nebraska Public Service Commission, on PO #6 its own Motion, seeking to administer the Nebraska Telehealth Program: Motion made by Commissioner Mary Ridder, seconded by Commissioner Tim Schram, to enter an Order extending the application window to June 15, 2021. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

March 30, 2021

Page 10443

NATURAL GAS DEPARTMENT

NG-102 In the Matter of the Commission, on its own motion, seeking to review policies and practices relating to the administration of customer choice programs for natural gas service offered within the State of Nebraska. Motion made by Commissioner Tim Schram, seconded by Commissioner Mary Ridder to enter Progression Order #4 setting a workshop on June 22, 2021, at 1:30pm to 3:30pm via web conference. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

P-12.32 In the matter of Black Hills Nebraska Gas, LLC d/b/a Black Hills Energy, Rapid City, South Dakota, seeking to extend its service area for purposes of serving an Omaha Public Power District site in Sarpy County. Nichole Mulcahy informed the Commission a hearing office order was issued setting a hearing for June 9, 2021, at 1:00 PM at the Sarpy County Courthouse, 1210 Golden Gate Drive, Papillion, NE.

LEGISLATIVE

Nichole Mulcahy discussed pending legislation.

TRANSPORTATION DEPARTMENT

B-1320 In the Matter of the Application of Ronald D. Allgood, d/b/a Tree City Cab, Nebraska City, dismissing the suspension of the Certificate of Public Convenience and Necessity issued in Docket No. B-1320. Motion made by Commissioner Mary Ridder, seconded by Commissioner Tim Schram, to enter an Order dismissing suspension and reinstating Certificate B-1320. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

B-2023 In the Matter of the Application of Barley Bus, LLC d/b/a Barley Bus Tours, Kansas City, Missouri, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation passengers by bus in charter service between points within a 75-mile radius of the city limits of Omaha over irregular routes. RESTRICTIONS: HHS Designation: No. Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to enter an Order granting application. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

March 30, 2021

Page 10444

MCC- 3196.03 Jamie L. Reyes, Director, Motor Transportation Department, Nebraska Public Service Commission, Lincoln, Nebraska COMPLAINANT, vs. 9 Line Medical Solutions, LLC; A Helping Hand Moving, LLC; Alpha Life Improvement Services; Ambassador Transportation, LLC; Big O's Party Bus, LLC; Black Diamond S & S; Bus at the Yard d/b/a Luxury Limousine; Daniel's Moving & Storage of Omaha; FunFamily Party Bus, LLC; Laidback Limousine, Inc.; Limousine Services, LLC; Medics At Home Inc.; Midwest Medical Transport Co., LLC; Murphy Moving, Inc.; National Arbor Day Foundation; National Health Transport, Inc.; Nebraska Excellent Health Transport; Omaha Ambulance Service, Inc.; Omaha Omaha Handicap Trans. Serv.; Premier Limousine, LLC; Ride the Good Life, LLC; Royal Limousine Service; Safe Ride Shuttle; Smiley's SNP Consulting Services; Travel Plus Limousines; and Unity Transportation Services, Inc, RESPONDENTS. Motion made by Commissioner Mary Ridder, seconded by Commissioner Crystal Rhoades, to enter an Order nunc pro tunc. Also, to enter an Order to dismiss, in part. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

GRAIN WAREHOUSE DEPARTMENT

GW-2184 In the Matter of the Application of The Andersons, Inc., Kearney, Nebraska, requesting a \$250,000 deductible on its stock insurance. Motion made by Commissioner Mary Ridder, seconded by Commissioner Tim Schram. To enter an order granting application. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

Schedule A and E Rates In the Matter of the Commission, on its own motion, seeking to determine reasonable A and E storage rates and charges for Public Grain Warehouses for the 2021-2022 storage year. Motion made by Commissioner Tim Schram, seconded by Commissioner Mary Ridder. To enter an order seeking comments and setting a hearing in this matter for May 4, 2021 at 1:30 p.m., via WebEx in the Commission Hearing Room. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

GW-153 et al. In the matter of the attached list of completed list of warehouse license renewals for the 1st quarter of 2021. Terri Fritz reports on the 1st quarter grain warehouse renewal list.

GD-153 et al. In the Matter of the attached list of completed list of dealer license renewals for the 1st quarter of 2021. Terri Fritz reports on the 1st quarter grain dealer renewal list.

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

March 30, 2021

Page 10445

GENERAL ADMINISTRATION

Executive Director's recommendation to enter into a contract with Waldon Driewer for the Purposes of Grain Warehouse Inspection. Motion made by Commissioner Tim Schram, seconded by Commissioner Mary Ridder. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

Executive Director's recommendation for a motion to go into closed session to discuss personnel matters, the closed session being necessary for the prevention of needless injury to the reputation of an individual. Motion made by Commissioner Tim Schram, seconded by Commissioner Mary Ridder. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

The Commission entered into closed session at 10:39 AM.

Closed Session

Chair Watermeier restated that the purpose of the closed session is to discuss personnel matters. The closed session being necessary for the prevention of needless injury to the reputation of an individual. The closed session discussion will be so limited.

Open Session

Executive Director's recommendation for a motion to return to open session. Motion made by Commissioner Tim Schram, seconded by Commissioner Mary Ridder. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

The Commission returned to open session at 11:11 AM.

The meeting adjourned at 11:11 AM with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier present and Commissioner Rod Johnson excused. The next regularly scheduled meeting will be held on April 13, 2021 at 10:00 AM with an agenda to be available in the office of the Executive Director at 10:00 AM on April 12, 2021.

Chair



Executive Director