

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

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Notice was duly published June 1, 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 June 8, 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, Mary Ridder, Tim Schram and Dan Watermeier present in the Commission Hearing Room, and Commissioner Crystal Rhoades present virtually. 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, June 9, 2021:

P-12.32 MUD/BHE Service Area Extension - **Hearing**
1:00 p.m. - Sarpy County Boardroom,
1210 Golden Gate Drive, Papillion, NE
Commissioner Dan Watermeier - Hearing Officer

Tuesday, June 22, 2021:

NG-102/ Choice Gas Program - **Workshop**
PI-225 1:30 p.m. - Commission Hearing Room and Webex
Commissioner Mary Ridder - Hearing Officer

Tuesday, June 29, 2021:

Commission Meeting

10:00 a.m. - Commission Hearing Room

COMMUNICATIONS DEPARTMENT

C-3206 In the Matter of the Commission, on its own Motion, to administer the Nebraska Internet Enhancement Fund. Motion made by Commissioner Mary Ridder, seconded by Commissioner Tim Schram, to enter an Order approving final payment. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

C-5232 In the Matter of the Application of Tyson Ratliff, Marquette, Nebraska, seeking authority to receive advanced telecommunications capability service from the Hordville Exchange of the Hamilton Telephone Company. 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.

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C-5236/ DC-99 In the Matter of Nebraska Public Service Commission Communications Department, on its own motion, regarding the 2020 Annual Report filings. Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an Order dismissing the Complaint, in part. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

C-5237 In the Matter of the Application of Alliance Global Networks, LLC, Westport, Connecticut, seeking approval for a transfer of control to Velocity, A Managed Services Company, Inc., Holland, Ohio. Motion made by Commissioner Mary Ridder, seconded by Commissioner Tim Schram, to enter an Order granting transfer of control application. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

C-5272 In the Matter of the Nebraska Public Service Commission, on its own Motion, to implement the Nebraska Broadband Bridge Act. Motion made by Commissioner Tim Schram, seconded by Commissioner Mary Ridder, to enter an Order opening docket, seeking comment and setting a hearing for July 13, 2021, at 1:00 p.m. in the Commission Hearing Room. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

AD-697r In the Matter of the Application of Campaign Marketing Strategies, Inc., Arlington, Virginia, seeking authority to register the connection of an automatic dialing-announcing device in Chicago, Illinois;

AD-698r In the Matter of the Application of Campaign Marketing Strategies, Inc., Arlington, Virginia, seeking authority to register the connection of an automatic dialing-announcing device in Hudson, New York; and

AD-699r In the Matter of the Application of Campaign Marketing Strategies, Inc., Arlington, Virginia, seeking authority to register the connection of an automatic dialing-announcing device in Los Angeles, California. Motion made by Commissioner Mary Ridder, seconded by Commissioner Rod Johnson, to enter Orders granting applications AD-697r, AD-698r and AD-699r. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

C-5238 In the Matter of the Application of Three River Telco, Lynch, Nebraska, seeking approval of a Wireless Traffic Exchange Agreement with New Cingular Wireless PCS, LLC, d/b/a AT&T Mobility, Dallas, Texas;

C-5239 In the Matter of the Application of Northeast Nebraska Telephone Company, Jackson, Nebraska, seeking approval of a Wireless Traffic Exchange Agreement with New Cingular Wireless PCS, LLC, d/b/a AT&T Mobility, Dallas, Texas;

C-5240 In the Matter of the Application of Nebraska Central Telephone Company, Gibbon, Nebraska, seeking approval of a

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- C-5241 Wireless Traffic Exchange Agreement with New Cingular Wireless PCS, LLC, d/b/a AT&T Mobility, Dallas, Texas; In the Matter of the Application of Hershey Cooperative Telephone Company, Hershey, Nebraska, seeking approval of a Wireless Traffic Exchange Agreement with New Cingular Wireless PCS, LLC, d/b/a AT&T Mobility, Dallas, Texas;
- C-5242 In the Matter of the Application of Arlington Telephone Company, Blair, Nebraska, seeking approval of a Wireless Traffic Exchange Agreement with New Cingular Wireless PCS, LLC, d/b/a AT&T Mobility, Dallas, Texas;
- C-5243 In the Matter of the Application of Eastern Nebraska Telephone Company, Blair, Nebraska, seeking approval of a Wireless Traffic Exchange Agreement with New Cingular Wireless PCS, LLC, d/b/a AT&T Mobility, Dallas, Texas;
- C-5244 In the Matter of the Application of HunTel Cablevision, Inc., Blair, Nebraska, seeking approval of a Wireless Traffic Exchange Agreement with New Cingular Wireless PCS, LLC, d/b/a AT&T Mobility, Dallas, Texas;
- C-5245 In the Matter of the Application of Rock County Telephone Company, Blair, Nebraska, seeking approval of a Wireless Traffic Exchange Agreement with New Cingular Wireless PCS, LLC, d/b/a AT&T Mobility, Dallas, Texas;
- C-5246 In the Matter of the Application of Hartington Telecommunications Company, Inc., Hartington, Nebraska, seeking approval of a Wireless Traffic Exchange Agreement with New Cingular Wireless PCS, LLC, d/b/a AT&T Mobility, Dallas, Texas;
- C-5247 In the Matter of the Application of Great Plains Communications, LLC, Blair, Nebraska, seeking approval of a Wireless Traffic Exchange Agreement with New Cingular Wireless PCS, LLC, d/b/a AT&T Mobility, Dallas, Texas;
- C-5248 In the Matter of the Application of Curtis Telephone Company, Lincoln, Nebraska, seeking approval of a Wireless Traffic Exchange Agreement with New Cingular Wireless PCS, LLC, d/b/a AT&T Mobility, Dallas, Texas;
- C-5249 In the Matter of the Application of Consolidated Telephone Company, Inc., Lincoln, Nebraska, seeking approval of a Wireless Traffic Exchange Agreement with New Cingular Wireless PCS, LLC, d/b/a AT&T Mobility, Dallas, Texas;
- C-5250 In the Matter of the Application of Arapahoe Telephone Company, Arapahoe, Nebraska, seeking approval of a Wireless Traffic Exchange Agreement with New Cingular Wireless PCS, LLC, d/b/a AT&T Mobility, Dallas, Texas; and
- C-5251 In the Matter of the Application of Plainview Telephone Company, Plainview, Nebraska, seeking approval of a Wireless Traffic Exchange Agreement with New Cingular Wireless PCS, LLC, d/b/a AT&T Mobility, Dallas, Texas. Motion made by Commissioner Tim Schram, seconded by Commissioner Mary Ridder, to enter Orders approving interconnection agreements C-5238 thru C-5251. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

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C-5253 In the Matter of the Application of Qwest Corporation dba CenturyLink QC, Denver, Colorado, seeking approval of an Amendment to their Interconnection Agreement with Time Warner Cable Information Services (Nebraska), LLC, Stamford, Connecticut; and

C-5254 In the Matter of the Application of Qwest Corporation dba CenturyLink QC, Denver, Colorado, seeking approval of an Amendment to their Interconnection Agreement with Charter Fiberlink-Nebraska, LLC, St. Louis Missouri. Motion made by Commissioner Tim Schram, seconded by Commissioner Mary Ridder, to enter Orders approving applications C-5253 and C-5254. 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 Mary Ridder, seconded by Commissioner Tim Schram, to grant LCR Telecommunications LLC's audit extension request to August 1, 2021, for the remittance audit otherwise due December 31, 2020. Motion passed with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Crystal Rhoades voting NAY.

NUSF-4 In the Matter of the Commission, on its own motion, seeking to determine the level of the fund necessary to carry out the Nebraska Telecommunications Universal Service Fund Act effective fiscal year beginning July 1, 2021. Motion made by Commissioner Mary Ridder, seconded by Commissioner Rod Johnson, to enter an Order setting the surcharge for FY 2021/2022. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

W-015 In the Matter of Lakeland Estates Water Co., Omaha, seeking authority to increase rates. Cullen Robbins informed the Commission that an insufficient number of petitions were received to initiate a review of the proposed rate increase, therefore, a letter was sent June 8, 2021, informing Lakeland Estates Water Company that the rate increase could be implemented as proposed.

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

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Outages for May 2021							
Carrier	Area	Outage Date	Completion Date	Duration	Lines Affected	Primary Cause	Comments
Windstream Nebraska, Inc.	Omaha	May-04-21	May-04-21	0 d 1 h	113	Equipment	The Omaha, NE DMS100 switch was toll isolated impacting 113 lines and 2 SS7 links due to a fiber cut in Council Bluffs, IA. Service was rerouted to restore as the fiber cut was investigated. Construction crew hit a 72 count cable at Avenue B, Council Bluffs. Approximately 500 ft of fiber was replaced and spliced as a temporary repair due to ongoing construction.
Qwest Corporation	Emerson, Pender, Pilger	May-10-21	May-10-21	0 d 3 h	562	Equipment	Toll service impacted. Auto-reboot of software cleared the issue.

STATE 911 DEPARTMENT

911-033.16 In the Matter of David A. Sankey, Director, Nebraska State 911 Department of the Nebraska Public Service Commission, Complainant v. Sprint Spectrum L.P., Respondent. Motion made by Commissioner Crystal Rhoades, seconded by Commissioner Mary Ridder to enter an Order dismissing Complaint. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

NATURAL GAS DEPARTMENT

NG-112 In the Matter of the Commission, on its own motion, seeking to conduct an annual review of the System Safety and Integrity Rider of Black Hills Nebraska Gas, LLC, d/b/a Black Hills Energy, Rapid City, South Dakota. Motion made by Commissioner Mary Ridder, seconded by Commissioner Tim Schram, to enter an order opening the docket and providing notice of assessment. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

NG-111/
PI-237 In the Matter of the Commission, on its own motion, seeking to investigate the effect of the February 2021 cold weather event upon the cost of gas supply purchased by Nebraska gas utilities. NG-111.1 Black Hills Nebraska Gas, LLC. Motion made by Commissioner Tim Schram, seconded by Commissioner Mary Ridder, to enter an order nunc pro tunc. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

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TRANSPORTATION DEPARTMENT

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 Tim Schram, seconded by Commissioner 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.

B-1839 In the Matter of the Application of Safe Ride Shuttle, Nebraska City, seeking cancelation and revocation of its Certificate of Public Convenience and Necessity issued in Docket B-1839. Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an Order granting cancellation of Certificate No. B-1839. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

B-1885 In the Matter of the Application of National Health Transport, Inc., Omaha, seeking suspension of its Certificate of Public Convenience and Necessity issued in Docket No. B-1885 until March 31, 2022;

B-1994 In the Matter of SNP Consulting Services, LLC, Elkhorn, seeking suspension of its Permit of Authority issued in Docket No. B-1994 until September 30, 2021; and

B-1996 In the Matter of the Application of Nebraska Excellent Health Transportation Services, Omaha, seeking suspension of its Certificate of Public Convenience and Necessity issued in Docket No. B-1996 until February 28, 2022. Motion made by Commissioner Tim Schram, seconded by Commissioner Mary Ridder, to enter orders granting suspensions for B-1885, B-1994, and B-1996. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

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B-2027 In the Matter of the Application of Legacy Party Express, LLC d/b/a Legacy Party Express, Aurora, 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: HHS Designation: No. 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.

TR-221/ In the Matter of the Application of Action Taxi & Limo, B-1582/ Inc. and AA Cabies, Inc. d/b/a Siouxland Taxi, Sioux City, B-1902 Iowa, 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 an Order 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-2185 In the Matter of the Application of Pride Enterprises, Inc. dba Pride Grain, Long Pine, Nebraska, requesting a \$100,000 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 Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram, and Dan Watermeier voting AYE.

The meeting adjourned at 10:27 AM with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier present. The next regularly scheduled meeting will be held on June 19, 2021 at 10:00 AM with an agenda to be available in the office of the Executive Director at 10:00 AM on June 28, 2021.

Chair


Executive Director