

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

Minutes

January 28, 2025

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Notice was duly published January 21, 2025, 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 28, 2025, at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Chair Commissioner Tim Schram called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Eric Kamler, Christian Mirch, Kevin Stocker, and Dan Watermeier present in the Commission Hearing Room. Chair Schram 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 comment was offered. No announcements were made.

Attention was called to the following proceedings:

COMMUNICATIONS DEPARTMENT

C-5626: In the Matter of the Application of Anne Bohan, Wood River, seeking authority to receive advanced telecommunications capability service from the Doniphan exchange of the Hamilton Telephone Company. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Eric Kamler to enter an Order Granting Application. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

NUSF-99: 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 Qwest Corporation d/b/a CenturyLink QC. Motion made by Commissioner Dan Watermeier, seconded by Commissioner Christian Mirch to grant extension request to submit reimbursement documentation. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

Estech Systems, Inc., Skye Telecom, LLC and Greenfly Networks, Inc. Motion made by Commissioner Christian Mirch, seconded by Commissioner Eric Kamler Cullen Robbins requests Commission approval to open NUSF Remittance Complaints against Estech Systems, Inc., Skye Telecom, LLC and Greenfly Networks, Inc. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

Dalton Telephone Company, LLC. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Eric Kamler Cullen Robbins requests Commission approval to open a TRS Remittance Complaint against Dalton Telephone Company, LLC. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

NATURAL GAS DEPARTMENT

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NG-13: In the Matter of the Commission, on its own motion, to evaluate and establish, on a quarterly basis, an assessment for jurisdictional utilities pursuant to the State Natural Gas Regulation Act, Neb. Rev. Stat. §66-1801 et seq. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Christian Mirch to enter Progression Order #86. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

E-2510: In the Matter of the Application of Nebraska Public Power District, Columbus, seeking authority to construct, operate and maintain electric transmission lines in Pawnee County. Motion made by Commissioner Christian Mirch, seconded by Commissioner Dan Watermeier to enter an order cancelling the application. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

E-2538: In the Matter of the Application of Nebraska Public Power District, Columbus, seeking authority to construct, operate and maintain electric transmission lines in Madison and Stanton Counties. Motion made by Commissioner Eric Kamler, seconded by Commissioner Kevin Stocker to enter an order granting the application. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

TRANSPORTATION DEPARTMENT

B-2060.02: In the Matter of the Application of West O Limo Club, LLC, Omaha, seeking cancellation and revocation of its Certificate of Public Convenience and Necessity issued in Docket No. B-2060. Motion made by Commissioner Christian Mirch, seconded by Commissioner Kevin Stocker to enter an Order Approving Cancellation and Revoking the Certificate of Public Convenience and Necessity issued in B-2060. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

B-2083: In the Matter of the Application of Stacked S Services, LLP, Kearney, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers in Open Class service by van between all points in Nebraska over irregular routes. HHS Designation: No. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Christian Mirch to enter an Order of Pending Dismissal. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

B-2139: In the Matter of the Application of SeniorLine Transportation, LLC, Omaha, seeking authority as a contract carrier in Nebraska intrastate commerce in the transportation of passengers in Open Class service by sedan in and between points in Dodge, Washington, Douglas, Sarpy and Lancaster 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. HHS Designation: Yes. Motion

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made by Commissioner Christian Mirch, seconded by Commissioner Eric Kamler to enter an Order Granting Application. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

B-2140: In the Matter of the Application of Sedic Group, LLC, Omaha, seeking to acquire, through transfer, the authority held by Harmony Transportation Services, in Certificate B-1878. Motion made by Commissioner Eric Kamler, seconded by Commissioner Dan Watermeier to enter an Order Denying Temporary Operating Authority. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

MT-0001.05: 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 Christian Mirch, seconded by Commissioner Kevin Stocker to enter an Order to Dismiss, in Part. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

B-2133.01r: In the Matter of the Application of Peaceful Ride, LLC, Omaha, 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 Christian Mirch, seconded by Commissioner Eric Kamler to enter an Order Granting Rates. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

GRAIN DEPARTMENT

GW-244: In the Matter of the Application of Ely's Inc, Guide Rock, Nebraska requesting a deductible on its stock insurance higher than \$10,000. Motion made by Commissioner Christian Mirch, seconded by Commissioner Eric Kamler to enter an Order approving application. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

GD-3075/GDC-462: In the Matter of Terri Fritz, Grain Director, Grain Dealer Department of the Nebraska Public Service Commission, Complainant, vs. Bay State Milling Company, Respondent. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Eric Kamler to enter an Order dismissing complaint. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

GD-3081/GDC-463: In the Matter of Terri Fritz, Grain Director, Grain Dealer Department of the Nebraska Public Service Commission, Complainant, vs. PA, LLC a/k/a Producer Ag, LLC, Respondent. Motion made by Commissioner Eric Kamler, seconded by Commissioner Kevin Stocker Terri Fritz requests Commission approval to open Complaint against PA, LLC a/k/a Producer Ag, LLC. Motion passed with

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Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

LEGISLATIVE

LB 191: Discussion on pending legislation. No Motion was made.

LB 347: Discussion and action on pending legislation. Motion made by Commissioner Dan Watermeier, seconded by Commissioner Eric Kamler support and provide testimony. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

LB 666: Discussion on pending legislation. No Motion was made.

LB 4: Discussion on pending legislation. No Motion was made.

GENERAL ADMINISTRATION

Executive Director's recommendation to approve Commissioner Kevin Stocker to travel to and attend the NARUC Winter Policy Summit in Washington, D.C. from February 23, 2025 to February 26, 2025 with expenses to be paid by the Commission. Motion made by Commissioner Christian Mirch, seconded by Commissioner Dan Watermeier. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram and Dan Watermeier voting AYE, and Commissioner Kevin Stocker present not voting.

Executive Director's recommendation to approve and adopt updates to the Commission's Schedule of Fees. Motion made by Commissioner Eric Kamler, seconded by Commissioner Kevin Stocker. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker and Dan Watermeier voting AYE.

The meeting adjourned at 10:34 a.m. with Commissioners Tim Schram, Eric Kamler, Christian Mirch, Kevin Stocker, and Dan Watermeier present. The next regularly scheduled meeting will be held on February 4, 2025, at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on February 3, 2025.



Chair



Executive Director