

# SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

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Minutes

March 04, 2025

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Notice was duly published February 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 March 4, 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 9:59 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-5630:** In the Matter of the Application of Matthew Green, Christina Nokelby, Stephen Twiss, Nick Paschke, Todd Roehrs, Brian Bresnahan, Belinda Strobel, Andrew & Karrie Simmons, Kris Poppen, Doug Langemeier, Barry Denning, Jeremy Janzen, Paula Rhoades, Russell Gronewold, Troy Walling, and Daniel Zierott, Marquette, each seeking authority to receive advanced telecommunications capability service from the Hordville Exchange of the Hamilton Telephone Company. Motion made by Commissioner Christian Mirch, seconded by Commissioner Dan Watermeier to enter an Order approving the application. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**C-5632:** In the Matter of the Application of John Lange, Fordyce, seeking authority to receive telecommunications service from the Hartington Exchange of Hartington Telecommunications Co., Inc. Motion made by Commissioner Dan Watermeier, seconded by Commissioner Eric Kamler to enter an Order approving the application. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**C-5633:** In the Matter of the Application of Shane Jorgensen, Minden, seeking authority to receive advanced telecommunications capability service from the Blue Hill Exchange of Glenwood Telephone Membership Corporation. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Eric Kamler to enter an Order approving the application. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**C-5640:** In the Matter of the Nebraska Public Service Commission, on its own motion, to administer the Nebraska Broadband Bridge Program in the 2025 Program Year. Motion made by Commissioner Dan Watermeier, seconded by Commissioner Kevin Stocker to enter an Order opening Docket and Seeking Comment, with Notice of Hearing for Wednesday,

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April 9, at 1:00 p.m., Central, in the Commission's Hearing Room, 300 The Atrium 1200 "N" Street, Lincoln. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**AD-736r:** In the Matter of the Application of Nebraska Republican Party, Lincoln, Nebraska, seeking authority to register the connection of an automatic dialing-announcing device. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Christian Mirch to enter an Order approving application. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**NUSF-32.22:** In the Matter of the Commission, on its own motion, seeking to conduct an inquiry into the failure by certain telecommunications companies to comply with Commission Rules or Orders and, to impose administrative fines. Motion made by Commissioner Christian Mirch, seconded by Commissioner Kevin Stocker to enter an Order to Show Cause and set Hearing for April 15, 2025 at 11:00 a.m., Central, in the Commission's Hearing Room, 300 The Atrium Building, 1200 "N" Street, Lincoln. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

Cullen Robbins seeks Commission approval for a waiver of remittance site late fees for each of the monthly surcharges, due to the migration of users to a new remittance system, for the following data periods: 911 Surcharge, Dec. 2024 and Jan. 2025; NUSF Surcharge, Jan. 2025 and Feb. 2025; TRS Surcharge, Jan. 2025 and Feb. 2025. Motion made by Commissioner Eric Kamler, seconded by Commissioner Kevin Stocker to approve waiver of remittance site late fees for the following data periods: 911 Surcharge, Dec. 2024 and Jan. 2025; NUSF Surcharge, Jan. 2025 and Feb. 2025; TRS Surcharge, Jan. 2025 and Feb. 2025. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

Report on telecommunications Complaints and Outages received by the Communications Department during the preceding month. Cullen Robbins informs the Commission of the Complaints and Outages received for February, 2025.

## NATURAL GAS DEPARTMENT

**E-2539:** In the Matter of the Application of Nebraska Public Power District, Columbus, seeking authority to construct, operate and maintain an electric transmission line in Pawnee County. Motion made by Commissioner Dan Watermeier, seconded by Commissioner Eric Kamler to enter an order granting the application. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

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## TRANSPORTATION DEPARTMENT

**B-1951.04:** In the Matter of the Nebraska Public Service Commission, on its own motion, to require Black Diamond S&S, Scottsbluff, to show cause why its Certificate of Public Convenience and Necessity should not be revoked. Motion made by Commissioner Christian Mirch, seconded by Commissioner Kevin Stocker to enter an Order to Show Cause and Schedule Hearing. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**B-2020.01:** In the Matter of the Application of Limousine Gonzalez, LLC, Waco, seeking cancellation and revocation of its Certificate of Public Convenience and Necessity issued in Docket No. B-2020. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Christian Mirch to enter an Order Approving Cancellation of Certificate No. B-2020. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**B-2066:** In the Matter of the Application of SLCT Transport d/b/a Snowleopard Medical Transport, Bennington, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers in open class service between points in Douglas, Sarpy, Lancaster, Washington, Dodge, Cass, and Saunders Counties, and between said counties over irregular routes. HHS Designation: Yes. Motion made by Commissioner Christian Mirch, seconded by Commissioner Kevin Stocker to enter an Order Nunc Pro Tunc. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**B-2069.02:** In the Matter of the Application of A-Life Home Health Care Services, LLC, Omaha, seeking approval of a name change to A-Life Home Health Care Services, LLC, d/b/a A-Life Medical Transport. Motion made by Commissioner Eric Kamler, seconded by Commissioner Kevin Stocker to enter an Order Approving Name Change. 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 Eric Kamler to enter an Order Dismissing Application. 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 Eric Kamler to enter an Order to Dismiss, In Part. Motion passed with Commissioners

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

**MT-0005:** In the Matter of the Nebraska Public Service Commission, on its Own Motion, to require Ability Wheelchair Transportation, LLC; Big Premier Limousine/TAA, LLC d/b/a BIG Premier Limousine; Davis Entertainment, LLC d/b/a Ollie the Trolley; Down The Hatch; Family Empowerment Service, Inc.; Flatland Rentals, LLC; Kidcaboo, LLC; Medics At Home, Inc.; Nebraska Urban Indian Health Coalition; No Prob Limo, LLC; Omaha Brew Bus, LLC; Serving Nebraska Health Transportation Agency; and Unity Transportation Services, Inc; to show cause why their authorities should not be revoked and why a civil penalty should not be assessed. Motion made by Commissioner Dan Watermeier, seconded by Commissioner Christian Mirch to enter an Order Scheduling Show Cause Hearing. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**B-2096.01r:** In the Matter of the Application of Happy Moments Home Healthcare, 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 Eric Kamler, seconded by Commissioner Christian Mirch to enter an Order Granting Rates. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**B-2121.01r:** In the Matter of the Application of I'll Take You There Transportation Services, 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 Kevin Stocker to enter an Order Granting Rates on an Emergency Basis. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

Report on Motor Transportation Complaints and Railroad complaints received by the Department during the preceding Month. Dillon Keiffer-Johnson informs the Commission of the Complaints received for February, 2025.

## LEGISLATIVE

Discussion and action on pending legislation.

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The meeting adjourned at 10:31 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 March 11, 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 March 10, 2025.

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Chair

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Executive Director

PRELIMINARY