

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

Minutes

September 23, 2025

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Notice was duly published September 11, 2025, on page 7 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held on September 9, 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 Christian Mirch, Eric Kamler, 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 announcement made.

Attention was called to the following proceedings:

COMMUNICATIONS DEPARTMENT

C-5256/NUSF-130: In the Matter of the Application of LTD Broadband LLC, Las Vegas, Nevada, seeking designation as an Eligible Telecommunications Carrier in the State of Nebraska. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Eric Kamler, to enter an Order on Mandate. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

2025 Annual Report on Telecommunications to the Legislature: Motion made by Commissioner Dan Watermeier, seconded by Commissioner Christian Mirch, to approve the 2025 Annual Report on Telecommunications. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

NUSF-25, PO#47: In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to establish guidelines for the purpose of certifying the use of federal universal service support; and

NUSF-66: In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to establish guidelines for the purpose of certifying the use of state universal service support. Motion made by Commissioner Dan Watermeier, seconded by Commissioner Eric Kamler, to enter an order certifying high-cost carriers for state and federal universal service support in the 2026 program year. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

NATURAL GAS DEPARTMENT

NG-125: In the Matter of the Application of Sprague Operating Resources, LLC, Portsmouth, New Hampshire, seeking authority to operate as a Competitive Natural Gas Provider in the State of Nebraska. Motion made by Commissioner Kevin Stocker, seconded by

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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.

NG-124: In the Matter of the Application of Black Hills Nebraska Gas, LLC d/b/a Black Hills Energy, Rapid City, South Dakota, seeking approval of a general rate increase. Motion made by Commissioner Dan Watermeier, seconded by Commissioner Christian Mirch, to enter assessment orders BW-3, CD-7, and CD-8. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

NG-101.1: In the Matter of the Commission, on its own motion, opening an investigatory docket for the purpose of general monitoring of issues regarding the natural gas industry and jurisdictional utilities in Nebraska. Black Hills/Nebraska Gas Utility Company, LLC, and Black Hills Gas Distribution, LLC, d/b/a Black Hills Energy. Nichole Mulcahy informed the Commission of the next status meeting on October 7, 2025, at 2:00 p.m. in the Commission Hearing Room and via Webex.

NG-101.2: In the Matter of the Commission, on its own motion, opening an investigatory docket for the purpose of general monitoring of issues regarding the natural gas industry and jurisdictional utilities in Nebraska. NorthWestern Corporation d/b/a NorthWestern Energy. Nichole Mulcahy informed the Commission of the next status meeting on October 28, 2025, at 2:00 p.m. in the Commission Hearing Room and via Webex.

TRANSPORTATION DEPARTMENT

MCC-3210: In the Matter of Dillon Keiffer-Johnson, Director of the Motor Transportation Department of the Nebraska Public Service Commission, Complainant, v. T Square Movers, Lincoln, Respondent. Motion made by Commissioner Dan Watermeier, seconded by Commissioner Christian Mirch, to enter an Order Approving Stipulation and Dismissing Complaint. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

B-2147: In the Matter of the Application of The Poor Mans Limo, LLC, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers in Bus service with Charter designation in and between points in Antelope, Boone, Colfax, Cuming, Madison, Pierce, Platte, Stanton, and Wayne counties over irregular routes. HHS Designation: No. Motion made by Commissioner Christian Mirch, seconded by Commissioner Kevin Stocker, to enter an Order dismissing application. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

B-2163: In the Matter of the Application of Family Transit, LLC, Fremont, seeking to acquire, through transfer, the authority held by

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Omaha Medical Transportation Services, LLC, in Certificate B-2124. Motion made by Commissioner Eric Kamler, seconded by Commissioner Kevin Stocker, to enter an Order granting transfer and cancelling Certificate B-2124. Motion passed with Commissioners 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 Kevin Stocker, seconded by Commissioner Christian Mirch, to enter an Order to sustain Show Cause. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

GRAIN DEPARTMENT

GW-153: In the Matter of the Application of Frontier Cooperative Company, Lincoln, Nebraska, seeking a deductible on its stock insurance higher than \$10,000;

GW-537: In the Matter of the Application of Cooperative Supply Inc., Dodge, Nebraska, seeking a deductible on its stock insurance higher than \$10,000;

GW-1013: In the Matter of the Application of Bruning Grain & Feed Co., Inc., Bruning, Nebraska, seeking a deductible on its stock insurance higher than \$10,000; and

GW-2066: In the Matter of the Application of Seven Valleys Grain Company, Callaway, Nebraska, seeking a deductible on its stock insurance higher than \$10,000. Motion made by Commissioner Dan Watermeier, seconded by Commissioner Christian Mirch, to enter an Orders approving applications. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

GWC-465/GW-279: Terri Fritz, Director, Grain Warehouse and Grain Dealer Departments of the Nebraska Public Service Commission, Complainant, vs. Farmers Cooperative, Respondent. Motion made by Commissioner Christian Mirch, seconded by Commissioner Kevin Stocker, to enter an Order Dismissing Complaint. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

GWC-466/GW-1033: Terri Fritz, Director, Grain Warehouse and Grain Dealer Departments of the Nebraska Public Service Commission, Complainant, v. Fordyce Farmers Non-Stock Cooperative, Respondent. Motion made by Commissioner Eric Kamler, seconded by Commissioner

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Kevin Stocker, to approve Terri Fritz to open Complaint against Fordyce Farmers Non-Stock Cooperative. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

GD-2939: In the Matter of the Application of Viterra USA Grain, LLC, Omaha, Nebraska, seeking a name change to Bunge USA Grain, LLC. Motion made by Commissioner Christian Mirch, seconded by Commissioner Eric Kamler, to enter an Order granting name change. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

RULES AND REGULATIONS

R&R 214: In the Matter of the Commission, on its own motion, seeking to update and amend Title 291, Chapter 5, Telecommunications, in its entirety. Motion made by Commissioner Eric Kamler, seconded by Commissioner Kevin Stocker, to enter an Order Opening Docket, Releasing Proposed Rules, Scheduling Workshop, and Seeking Comments. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

GENERAL ADMINISTRATION

Executive Director's recommendation to approve Cullen Robbins to travel to and attend the FCC Intergovernmental Advisory Committee Meeting in Washington, D.C. from November 12, 2025 to November 14, 2025 with all 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, Kevin Stocker, and Dan Watermeier voting AYE.

Executive Director's recommendation to approve Sallie Dietrich to travel to and attend the NARUC Annual Meeting in Seattle, Washington from November 8, 2025 to November 11, 2025 with all expenses to be paid by the Commission. Motion made by Commissioner Christian Mirch, seconded by Commissioner Eric Kamler. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

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The meeting adjourned at 10:23 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 October 7, 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 October 6, 2025.

Chair

Executive Director

PRELIMINARY