

Vice Chair Frank Landis called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Rod Johnson, Frank Landis, Gerald Vap and Tim Schram present, and Commissioner Anne Boyle excused. Vice Chair Landis invited the public to address the Commission and announced that a copy of the Nebraska Open Meetings Act was posted in the meeting room. No announcements were made.

GENERAL ADMINISTRATION

Notice was duly published April 16, 2013 on Page 4 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held April 23, 2013 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

COMMUNICATIONS DEPARTMENT

C-4459/ PI-185 In the Matter of the Nebraska Public Service Commission, on its own motion, to investigate and monitor compliance with federally mandated intercarrier compensation reform: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter Progression Order No. 6. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

C-4587 In the Matter of the Application of Zone Telecom, Inc., Frisco, Texas, seeking authority to change its name to ANPI Business, LLC: Motion made by Commissioner Tim Schram, seconded by Commissioner Jerry Vap, to enter a nunc pro tunc order. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

C-4588 In the Matter of the Application of Access2go, Inc., Peoria Heights, Illinois, seeking authority to change its name to Stratus Networks, Inc: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to enter an order granting the application. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

C-4593 In the Matter of the Application of Hartington Telecommunications Company, Inc., Hartington, seeking approval of a debt financing agreement with United States of America through the Rural Utilities Service: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order granting the application. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

COMMUNICATIONS DEPARTMENT (Cont.)

John Burvainis updated the Commission on the proposal authorizing the Public Service Commission to provide free TV Public Service Announcements (PSAs) for CapTel Service and CapTel Devices: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to approve sending a letter to TV stations in support of the new CapTel PSA. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

C-4589 In the Matter of the Application of Qwest Corporation d/b/a CenturyLink QC, Denver, Colorado, seeking approval of a Midspan Meet POI Amendment to the Interconnection Agreement with PBN, LLC, Pierce, previously approved in Docket C-4580: Motion made by Commissioner Rod Johnson, seconded by Commissioner Jerry Vap, to enter an order approving the application. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

Steve Stovall reported on recent activities of the Interstate Telecommunication Relay Service (TRS) Fund Advisory Council meeting held in Baltimore, Maryland from April 15-17, 2013.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

NUSF-37. In the Matter of Sue Vanicek, Director of the Nebraska
287 Telecommunications Infrastructure and Public Safety Department of the Nebraska Public Service Commission, Complainant, v. IDT America Corporation, Respondent: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram to enter an order dismissing the Complaint. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

Motion made by Commissioner Tim Schram, seconded by Commissioner Jerry Vap, to enter an order in Dockets NUSF-77, PO #8 and NUSF-69 seeking comments due May 24, 2013. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

NUSF-77 In the Matter of the Petition of the Nebraska Telecom-
PO #8 munications Association for investigation and review of processes and procedures regarding the Nebraska Universal Service Fund:

NUSF-69 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to implement policies and procedures related to providing dedicated universal service support for wireless telecommunications services:

NATURAL GAS DEPARTMENT

FC-1359 In the Matter of the Formal Complaint of Marilyn M. Reeser, Grand Island, v. NorthWestern Energy, Sioux Falls, SD, alleging inaccurate gas usage charges: Laura Demman discussed receiving a formal complaint on April 18, 2013 and requested to designate a Hearing Officer. Commissioner Jerry Vap was appointed as Hearing Officer.

NG-0013 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 [LB 790, 2003]. Commissioner Frank Landis presiding as Hearing Officer: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter Progression Order 39. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

RULES AND REGULATIONS

Rule and Regulation #188 In the Matter of the Commission, on its own motion, seeking to amend Title 291, Chapter 15, Enhanced 911 Rules and Regulations, to adopt rules in accordance with Nebraska Legislative Bill 1091 [2012]; to correct errors and to make changes to reflect current Commission orders and policies: Angela Melton informed the Commission that the rules were forwarded to the Attorney General for approval on April 19, 2013.

TRANSPORTATION DEPARTMENT

BR-417 In the Matter of Black Shark LLC dba Omaha Bar Scene, Omaha, seeking authority to set its rates and charges: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an order granting the application on an emergency basis. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

Rate Division

MR-930 In the Matter of Movers and Warehouse Division, Nebraska Motor Carriers Association, Lincoln, seeking authority to establish fuel surcharge in Nebraska Official Goods Tariff 7F and Tariff 22: The Tariff 7F surcharge was decreased to \$1.08 per mile and the Tariff 22 fuel surcharge to \$7.32 per truck per trip.

HOUSING AND RECREATIONAL VEHICLE DEPARTMENT

Mark Luttich provided an update on the financial status of the department.

GENERAL ADMINISTRATION

Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to approve the Executive Director's recommendation to approve Commission invoices. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

AS Personnel-SOS	\$	2,617.94
Holiday Inn Express		564.24
Sprint Relay		43,352.96
Gerald Vap		1,062.24

NEBRASKA EQUIPMENT DISTRIBUTION PROGRAM

Alternative Hearing	\$	249.70
Beltone		270.60
Glassman Hearing Aid Technology		113.66
Grand Island Hearing Aid Center		131.80
Hearing Aid Center of Columbus		181.85
Professional Hearing-Aid Services		405.70
Sprint		99.99
Teltex, Inc.		188.40
Weitbrecht Communications		192.45
Sherard Hearing Aid Center		200.10

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to authorize Commissioner Anne Boyle to travel to and attend the Mid-America Regulatory Conference (MARC) Annual Meeting to be held in Little Rock, Arkansas from June 8-12, 2013 with partial expenses to be paid by MARC. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

Motion made by Commissioner Tim Schram, seconded by Commissioner Jerry Vap, to approve the Executive Director's recommendation to enter into a contract with BroadMap for Nebraska Exchange Boundary Provider Portal Management to be paid out of general funds. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to contract with the Department of Administrative Services for one additional temporary position for the Nebraska Telephone Assistance Program through June 30, 2013. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

The meeting adjourned at 10:22 a.m. with Commissioners Rod Johnson, Frank Landis, Gerald Vap and Tim Schram present, and Commissioner Anne Boyle excused. The next regularly scheduled meeting will be held on April 30, 2013 at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on April 29, 2013.

Vice Chair

Executive Director