

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

## GENERAL ADMINISTRATION

Notice was duly published November 17, 2015 on Page 4 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held November 23, 2015 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Attention was called to the following proceeding:

Monday, November 30, 2015:

10:00 Commission Hearing Room, Lincoln  
Wireless E911 Advisory Board Meeting

## COMMUNICATIONS DEPARTMENT

GN 13-5; In the Matter of Technology Transitions Policies and Rules  
RM-11358; Governing Retirement of Copper Loops by Incumbent Local  
WC 05-25; Exchange Carriers; Special Access for Price Cap Local  
RM-10593 Exchange Carriers; AT&T Corporation Petition for Rulemaking  
to Reform Regulation of Incumbent Local Exchange Carrier  
Rates for Interstate Special Access Services: Motion made by  
Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to  
approve filing joint states' reply comments with the Federal  
Communications Commission (FCC). Motion passed with Commissioners Rod  
Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and  
Commissioner Jerry Vap excused not voting.

ADC-1 In the Matter of Maurice Gene Hand, Director of the  
Communications Department of the Nebraska Public Service  
Commission, Complainant, v. Victory Enterprises, Inc., Defendant:  
Motion made by Commissioner Rod Johnson, seconded by Commissioner  
Crystal Rhoades, to enter an order dismissing the complaint. Motion  
passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades  
and Tim Schram voting AYE, and Commissioner Jerry Vap excused not  
voting.

Gene Hand recommended approval of an administrative fining  
policy for automatic dialer permit and registration holders: Motion  
made by Commissioner Rod Johnson, seconded by Commissioner Crystal  
Rhoades, to approve the policy. Motion passed with Commissioners Rod  
Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and  
Commissioner Jerry Vap excused not voting.

## TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-002 In the Matter of the Commission, on its own motion, seeking to determine the surcharge for the Enhanced Wireless 911 Fund. Commissioner Jerry Vap presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an order setting surcharge. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

## NATURAL GAS DEPARTMENT

OP-0002 In the Matter of the Application of TransCanada Keystone Pipeline L.P., Houston, Texas, seeking approval of the route of the Keystone XL Pipeline Project pursuant to the Major Oil Pipeline Siting Act. Commissioner Jerry Vap presiding as Hearing Officer: Motion made by Commissioner Rod Johnson, seconded by Commissioner Crystal Rhoades, to enter an order dismissing the application without prejudice. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

## TRANSPORTATION DEPARTMENT

TNC-2 In the Matter of the Commission, on its own motion, seeking to determine the annual fee for Transportation Network Companies: Motion made by Commissioner Crystal Rhoades, seconded by Commissioner Frank Landis, to enter an order setting the fee. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

MR-930 In the Matter of Movers and Warehouse Division, Nebraska Motor Carriers Association, Lincoln, seeking authority to establish fuel surcharges in Nebraska Official Goods Tariff 7F and Tariff 22: The Tariff 7F fuel surcharge was retained at \$.54 per mile and the Tariff 22 fuel surcharge was decreased to \$1.86 per truck per trip.

## GENERAL ADMINISTRATION

Vice Chairman Schram invited the public to address the Commission. No public comments were received.

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

GENERAL ADMINISTRATION (Cont.)

AS Central Services-Network Services	\$	3,115.89
GIS Workshop		14,835.00
GIS Workshop		3,780.00
Crystal Rhoades		55.09

Motion made by Commissioner Rod Johnson, seconded by Commissioner Crystal Rhoades, to approve the Executive Director's recommendation to approve Commission minutes for October, 2015. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

Motion made by Commissioner Frank Landis, seconded by Commissioner Crystal Rhoades, to approve the Executive Director's recommendation to approve the GIS Shared Services Agreement with the Office of the Chief Information Officer for the purpose of maintaining and updating the Nebraska Broadband Map. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

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The meeting adjourned at 10:10 a.m. with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, and Tim Schram present and Commissioner Gerald Vap excused. The next regularly scheduled meeting will be held December 1, 2015 at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on November 30, 2015.

*Tim Schram*

Vice Chairman

*Jerry L. Vap*

Executive Director