

Chairman Tim Schram called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Rod Johnson, Frank Landis, and Tim Schram present and Commissioners Gerald Vap and Crystal Rhoades excused. Chairman Schram announced 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 comments were received. No announcements were made.

GENERAL ADMINISTRATION

Notice was duly published May 24, 2016 on Page 4 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held on June 1, 2016 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Attention was called to the following proceedings:

Wednesday, June 1, 2016:

1:30 Commission Hearing Room, Lincoln
PI-205 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to investigate transportation services which may be provided by open class carriers as defined by Neb. Admin. Code, Title 291, Ch. 3 010.01C. Commissioner Rod Johnson presiding as Hearing Officer.

Tuesday, June 7, 2016:

10:00 Commission Hearing Room, Lincoln
Commission Meeting

COMMUNICATIONS DEPARTMENT

Cheryl Elton informed the Commission of complaints received in May 2016. She reported that there were a total of 36 complaints: 32 - wireline and 4 - wireless. The complaints were categorized as follows: 13 billing, 14 service and 9 miscellaneous issues.

C-4834 In the Matter of the Application of D. David Bankson, Hordville, Nebraska; Travis Stuhmer, Brandon Bankson, Paul Van Housen, all of Polk, Nebraska and Linda K. Dose, Hampton, Nebraska, seeking authority to receive advanced telecommunications service from the Hordville Exchange of Hamilton Telephone Company: Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to enter an order granting the application. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Crystal Rhoades and Jerry Vap excused not voting.

COMMUNICATIONS DEPARTMENT (Cont.)

C-4836 In the Matter of the Application of Midstates Data Transport, LLC, Blair, seeking approval of a Change of Controlling Interest in Midstates Data Transport, LLC: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an order granting the application. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Crystal Rhoades and Jerry Vap excused not voting. Commissioner Crystal Rhoades entered the Commission Hearing Room at 10:04 a.m.

E-2413 In the Matter of the Application of Lincoln Electric System, Lincoln, seeking authority to construct, operate and maintain an electric transmission line in Lancaster County;

E-2414 In the Matter of the Application of Loup River Public Power District, Columbus, seeking authority to construct, operate and maintain an electric transmission line in Platte County;

E-2415 In the Matter of the Application of Norris Public Power District, Beatrice, seeking authority to construct, operate and maintain electric transmission lines in Gage County; and

E-2416 In the Matter of the Application of Loup River Public Power District, Columbus, seeking authority to construct, operate and maintain an electric transmission line in Platte County: Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to enter orders granting applications E-2413, E-2414, E-2415, and E-2416. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

ADC-4 In the Matter of Maurice Gene Hand, Director of the Communications Department of the Nebraska Public Service Commission, Complainant, v. Voice Broadcasting, Defendant: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an order granting a one-time waiver and 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.

ADC-5 In the Matter of Maurice Gene Hand, Director of the Communications Department of the Nebraska Public Service Commission, Complainant, v. Echo 19 LLC, d/b/a Echo Research, Defendant: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an order granting a one-time waiver and 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.

COMMUNICATIONS DEPARTMENT (Cont.)

ADC-6 In the Matter of Maurice Gene Hand, Director of the Communications Department of the Nebraska Public Service Commission, Complainant, v. TCN, Inc., Defendant: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, 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.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

- 911-042.06 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: City of Grand Island;
- 911-042.08 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: City of Falls City;
- 911-042.10 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: Buffalo County;
- 911-042.16 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: Cheyenne County;
- 911-042.19 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: Saline County;
- 911-042.22 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: City of Columbus;
- 911-042.32 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: Boyd-Holt Counties Joint E911;
- 911-042.39 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: Cass County;

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

- 911-042.43 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: Cedar County;
- 911-042.50 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: Chase County;
- 911-042.57 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: City of Alliance; and
- 911-042.66 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: Antelope County: Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to enter orders approving the requests for funding in Dockets 911-042.06, 911-042.08, 911-042.10, 911-042.16, 911-042.19, 911-042.22, 911-042.32, 911-042.39, 911-042.43, 911-042.50, 911-042.57, and 911-042.66. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

NUSF-1, In the Matter of the Commission, on its own motion, seeking P.O. #7 to establish guidelines for administration of the Nebraska Universal Service Fund: Bandwidth.com: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to grant an extension to June 17, 2016 to submit the 2014 NUSF Remittance Audit, originally due December 31, 2015. 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

NG-0049.1 In the Matter of CenterPoint Energy Services, Inc., Houston, Texas, seeking authority to Acquire Continuum Retail Energy Services, LLC and change its name to CenterPoint Energy Services Retail, LLC: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an order granting authority. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

NG-0078 In the Matter of the Application of SourceGas Distribution
BE-0016 LLC, Golden, Colorado, seeking an order authorizing it to put into effect a system safety and integrity rider tariff and a system safety and integrity rider charge. Commissioner Rod Johnson presiding as Hearing Officer;

NATURAL GAS DEPARTMENT (Cont.)

NG-0086 In the Matter of the Application of Black Hills/Nebraska
 BE-0012 Gas Utility Company, LLC, d/b/a Black Hills Energy,
 BE-0013 Papillion, seeking approval of its Cost of Service Gas
 Hedge Agreement with Black Hills Utility Holdings, Inc.
 Commissioner Frank Landis presiding as Hearing Officer; and
 NG-0088 In the Matter of the Application of SourceGas Distribution,
 BE-007 LLC, Golden, Colorado, seeking approval of the Regulatory
 Treatment of the Net Buyout Costs of Two Gas Supply-Related
 Contracts, the Costs Associated with Financing the Buyout
 Costs, and Other Specified Relief. Commissioner Jerry Vap
 presiding as Hearing Officer: Motion made by Commissioner
 Frank Landis, seconded by Commissioner Rod Johnson, to enter
 Assessment Orders in Dockets NG-0078, NG-0086, and NG-0088. Motion
 passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades
 and Tim Schram voting AYE, and Commissioner Jerry Vap excused not
 voting.

TRANSPORTATION DEPARTMENT

MCC-3191 In the Matter of Mark J. Breiner, Director of the Motor
 Transportation Department of the Nebraska Public Service
 Commission, Complainant v. Kyle Christensen, Alda, Defendant: Motion
 made by Commissioner Rod Johnson, seconded by Commissioner Crystal
 Rhoades, to enter an order opening the complaint. Motion passed with
 Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim
 Schram voting AYE, and Commissioner Jerry Vap excused not voting.

GRAIN WAREHOUSE DEPARTMENT

GW-2127 In the Matter of the application of The Scoular Company,
 etal Omaha, Nebraska, requesting a \$25,000.00 deductible on its
 stock insurance: Motion made by Commissioner Rod Johnson,
 seconded by Commissioner Frank Landis, to enter an order granting
 application. Motion passed with Commissioners Rod Johnson, Frank
 Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner
 Jerry Vap excused not voting.

GENERAL ADMINISTRATION

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.

AS Central Services-Network Services

\$ 2,947.78

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to approve the Executive Director's recommendation to go into closed session for the protection of the public interest. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting. The Commission went into closed session at 10:19 a.m.

Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to approve the Executive Director's recommendation to return to open session. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting. The Commission returned to open session at 10:23 a.m.

The meeting adjourned at 10:23 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 on June 7, 2016 at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on June 6, 2016.



Chairman



Executive Director