

Notice was duly published August 8, 2017 on Page 3 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held on August 15, 2017 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Chairman Tim Schram called the regularly scheduled meeting to order at 10:01 a.m. with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Mary Ridder, and Tim Schram present. Chairman 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 comments were received. No announcements were made.

Attention was called to the following proceedings:

Tuesday, August 22, 2017:

10:00 Commission Hearing Room, Lincoln
Commission Meeting

11:00 Commission Hearing Room, Lincoln
C-4924/ In the Matter of Nebraska Public Service Commission
DC-91 Communications Department, on its own motion, regarding the
2016 Annual Report filings. Commissioner Tim Schram
presiding as Hearing Officer.

1:30 Commission Hearing Room, Lincoln
Rule and In the Matter of the Commission, on its own motion, seeking
Regulation to amend Title 291, Chapter 8, Grain Warehouse Rules and
#200 Regulations, to adopt rules in accordance with Nebraska
Legislative Bill 730 [2016], clarify security coverage for
sellers of grain, and correct time for sellers to make a
claim. Commissioner Mary Ridder presiding as Hearing
Officer.

COMMUNICATIONS DEPARTMENT

C-4935 In the Matter of the Joint Application of GTT Americas,
LLC, McLean, Virginia, Pivotal Global Capacity, LLC and GC
Pivotal, LLC d/b/a Global Capacity, Waltham, Massachusetts, seeking
approval to transfer control of GC Pivotal, LLC to GTT Americas, LLC:
Motion made by Commissioner Mary Ridder, seconded by Commissioner
Frank Landis, to enter an order granting the application. Motion
passed with Commissioners Rod Johnson, Frank Landis, Mary Ridder,
Crystal Rhoades and Tim Schram voting AYE.

AD-640r In the Matter of the Application of Gravis Marketing, Inc.,
Winter Springs, Florida, seeking authority to register the
connection of an automatic dialing-announcing device in Reston,
Virginia: Motion made by Commissioner Frank Landis, seconded by
Commissioner Mary Ridder, to enter an order granting the application.
Motion passed with Commissioners Rod Johnson, Frank Landis, Mary
Ridder, Crystal Rhoades and Tim Schram voting AYE.

COMMUNICATIONS DEPARTMENT (Cont.)

C-4919 In the Matter of Cambridge Telephone Company, Cambridge, Nebraska, seeking a residential rate increase. Cullen Robbins informed the Commission that an insufficient number of petitions were received to initiate a review of the proposed rate increase, therefore, a letter was sent August 2, 2017, informing Cambridge Telephone Company that the rate increase could be implemented.

NEBRASKA UNIVERSAL SERVICE FUND

NUSF-1 PO #5 In the Matter of the Commission, on its own motion, seeking to establish guidelines for administration of the Nebraska Universal Service Fund: Benkelman Telephone Company, Cozad Telephone Company, Diller Telephone Company, Hartman Telephone Exchanges, Inc., Nebraska Technology & Telecommunications, Pierce Telephone Company, Wauneta Telephone Company. Cullen Robbins discussed the deviation in payment audit language, requesting Commission approval to accept Agreed Upon Procedure language as presented: Motion made by Commissioner Mary Ridder, seconded by Commissioner Rod Johnson, to approve the audit language as presented. Motion passed with Commissioners Rod Johnson, Frank Landis, Mary Ridder, Crystal Rhoades and Tim Schram voting AYE.

NUSF-1 PO #7 In the Matter of the Commission, on its own motion, seeking to establish guidelines for administration of the Nebraska Universal Service Fund: Cozad Telephone Company, Nebraska Technology & Telecommunications. Cullen Robbins discussed the deviation in payment audit language, requesting Commission approval to accept Agreed Upon Procedure language as presented. Motion made by Commissioner Mary Ridder, seconded by Commissioner Rod Johnson, to approve the audit language as presented. Motion passed with Commissioners Rod Johnson, Frank Landis, Mary Ridder, Crystal Rhoades and Tim Schram voting AYE.

NUSF-37.346 In the Matter of Sue Vanicek, Director of the Nebraska Telecommunications Infrastructure and Public Safety Department of the Nebraska Public Service Commission, Complainant, v. Consolidated Telecom, Inc., Respondent: Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to enter an order dismissing the Complaint. Motion passed with Commissioners Rod Johnson, Frank Landis, Mary Ridder, Crystal Rhoades and Tim Schram voting AYE.

NUSF-37.349 In the Matter of Sue Vanicek, Director of the Nebraska Telecommunications Infrastructure and Public Safety Department of the Nebraska Public Service Commission, Complainant, v. WiMacTel, Inc., Respondent: Motion made by Commissioner Mary Ridder, seconded by Commissioner Frank Landis, to enter an order dismissing the Complaint. Motion passed with Commissioners Rod Johnson, Frank Landis, Mary Ridder, Crystal Rhoades and Tim Schram voting AYE.

NEBRASKA UNIVERSAL SERVICE FUND (Cont.)

NUSF-99.01 In the Matter of the Nebraska Public Service Commission, on its own motion, to administer the Universal Service Fund High-Cost Program. CenturyLink Broadband Grant Request 2016. Motion made by Commissioner Mary Ridder, seconded by Commissioner Crystal Rhoades, to enter an order denying the application. Motion passed with Commissioners Rod Johnson, Mary Ridder, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Frank Landis voting NAY.

Cullen Robbins discussed the NUSF Late-Filed Carrier Remittances: Motion made by Commissioner Mary Ridder, seconded by Commissioner Rod Johnson, to levy late fees against Custom Teleconnect, Inc., dishNET Wireline, LLC, First Communications, LLC, inContact, Inc., Iowa Network Services, Inc., Peerless Network of Nebraska, LLC and Spiral Solutions and Technologies, and that complaints be opened against Bluestem Fiber, LLC, Business Plus, Inc., Crexendo Business Solutions, Inc. and Midstates Data Transport, LLC.

NATURAL GAS DEPARTMENT

NG-0090 In the Matter of Black Hills/Nebraska Gas Utility, LLC, d/b/a Black Hills Energy, Papillion, seeking approval of a Farm Tap Safety Proposal and Associated Tariff. Commissioner Rod Johnson presiding as Hearing Officer: Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to enter Assessment BE-0013. Motion passed with Commissioners Rod Johnson, Frank Landis, Mary Ridder, Crystal Rhoades and Tim Schram voting AYE.

Scott Coburn reported that a total number of 4 consumer complaints and inquiries were received at the Commission during July, 2017. For each company: Black Hills Energy - 1; Black Hills Distribution - 2; NorthWestern - 0; and MUD - 1.

TRANSPORTATION DEPARTMENT

B-1862 In the Matter of Bluffs Taxi, Mitchell, seeking to cancel its Certificate of Public Convenience and Necessity issued in Application No. B-1862. Motion made by Commissioner Mary Ridder, seconded by Commissioner Rod Johnson, to enter an order cancelling certificate. Motion passed with Commissioners Rod Johnson, Frank Landis, Mary Ridder, Crystal Rhoades and Tim Schram voting AYE.

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TRANSPORTATION DEPARTMENT (Cont.)

B-1946 In the Matter of Omaha Medical Transport, LLC, Omaha, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers by wheelchair van in Douglas County, on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes: Motion made by Commissioner Rod Johnson, seconded by Commissioner Crystal Rhoades, to enter an order dismissing application. Motion passed with Commissioners Rod Johnson, Frank Landis, Mary Ridder, Crystal Rhoades and Tim Schram voting AYE.

GRAIN WAREHOUSE DEPARTMENT

GD-2986 In the Matter of the Nebraska Public Service Commission seeking to determine potential grain dealer claims to the security of previously licensed grain dealer, Able LLC, Auburn, Nebraska. Motion made by Commissioner Frank Landis, seconded by Commissioner Mary Ridder, to enter an order denying claims against grain dealer bond. Motion passed with Commissioners Rod Johnson, Frank Landis, Mary Ridder, Crystal Rhoades and Tim Schram voting AYE.

GENERAL ADMINISTRATION

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

Motion made by Commissioner Rod Johnson, seconded by Commissioner Mary Ridder, to approve the Executive Director's recommendation to approve Commission invoices. Motion passed with Commissioners Rod Johnson, Frank Landis, Mary Ridder, Crystal Rhoades and Tim Schram voting AYE.

| | | |
|-------------------------------------------|----|-----------|
| DAS Central Finance-Accounting Assessment | \$ | 15,505.00 |
| DAS Central Finance-IM Services | | 34,772.73 |

The following invoices were paid between 8-2-17 and 8-14-17 and should be ratified:

| | | |
|-----------------|----|----------|
| NARUC-NRRI Dues | \$ | 5,000.00 |
| Mary Ridder | | 1,140.63 |

Motion made by Commissioner Mary Ridder, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to approve Commission minutes for July, 2017. Motion passed with Commissioners Rod Johnson, Frank Landis, Mary Ridder, Crystal Rhoades and Tim Schram voting AYE.

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Frank Landis, seconded by Commissioner Mary Ridder, to approve the Executive Director's recommendation to approve the First Amendment to the Agreement for Public Advocate Services. Motion passed with Commissioners Rod Johnson, Frank Landis, Mary Ridder, Crystal Rhoades and Tim Schram voting AYE.

The meeting adjourned at 10:29 a.m. with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Mary Ridder, and Tim Schram present. The next regularly scheduled meeting will be held on August 22, 2017 at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on August 21, 2017.



Chairman



Executive Director

