

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

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Notice was duly published January 1, 2019 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 January 8, 2019 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Chair Mary Ridder called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Crystal Rhoades, Mary Ridder, and Tim Schram present and Commissioners Rod Johnson and Frank Landis excused. Chair Ridder 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, January 15, 2019:

10:00            Commission Hearing Room, Lincoln  
                 Commission Meeting

COMMUNICATIONS DEPARTMENT

C-5013            In the Matter of the Application of Douglas and Carolyn Pence, Marquette, seeking authority to receive advanced telecommunications service from the Aurora Exchange of Hamilton Telephone Company: Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to enter an Order approving application. Motion passed with Commissioners Mary Ridder, Crystal Rhoades and Tim Schram voting AYE, and Commissioners Rod Johnson and Frank Landis excused not voting.

C-5019            In the Matter of the Joint Application of BCM One, Inc., and BCM Group Holdings, Inc., New York, New York, for authority to obtain Debt financing. Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to enter an Order granting application: Motion passed with Commissioners Mary Ridder, Crystal Rhoades and Tim Schram voting AYE, and Commissioners Rod Johnson and Frank Landis excused not voting.

NUSF-            In the Matter of Cullen Robbins, Director of the  
37.363            Nebraska Universal Service Fund Department of the Nebraska Public Service Commission, Complainant, v. BCM One, Inc., Respondent(s): Motion made by Commissioner Crystal Rhoades, seconded by Commissioner Tim Schram, to enter an Order dismissing the Complaint. Motion passed with Commissioners Mary Ridder, Crystal Rhoades and Tim Schram voting AYE, and Commissioners Rod Johnson and Frank Landis excused not voting.

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COMMUNICATIONS DEPARTMENT (Cont.)

- NUSF-99.20 In the Matter of the Nebraska Public Service Commission, on its own motion, to administer the Universal Service Fund High-Cost Program: Windstream Nebraska Inc., Broadband Grant Request. Commissioner Frank Landis presiding as Hearing Officer;
- NUSF-99.23 In the Matter of the Nebraska Public Service Commission, on its own motion, to administer the Universal Service Fund High-Cost Program: Windstream Nebraska Inc., Broadband Grant Request. Commissioner Frank Landis presiding as Hearing Officer;
- NUSF-99.24 In the Matter of the Nebraska Public Service Commission, on its own motion, to administer the Universal Service Fund High-Cost Program: Windstream Nebraska Inc., Broadband Grant Request. Commissioner Frank Landis presiding as Hearing Officer;
- NUSF-99.25 In the Matter of the Nebraska Public Service Commission, on its own motion, to administer the Universal Service Fund High-Cost Program: Windstream Nebraska Inc., Broadband Grant Request. Commissioner Frank Landis presiding as Hearing Officer;
- NUSF-99.27 In the Matter of the Nebraska Public Service Commission, on its own motion, to administer the Universal Service Fund High-Cost Program: Windstream Nebraska Inc., Broadband Grant Request. Commissioner Frank Landis presiding as Hearing Officer;
- NUSF-99.28 In the Matter of the Nebraska Public Service Commission, on its own motion, to administer the Universal Service Fund High-Cost Program: Windstream Nebraska Inc., Broadband Grant Request. Commissioner Frank Landis presiding as Hearing Officer;
- NUSF-99.30 In the Matter of the Nebraska Public Service Commission, on its own motion, to administer the Universal Service Fund High-Cost Program: Windstream Nebraska Inc., Broadband Grant Request. Commissioner Frank Landis presiding as Hearing Officer; and
- NUSF-99.32 In the Matter of the Nebraska Public Service Commission, on its own motion, to administer the Universal Service Fund High-Cost Program: Windstream Nebraska Inc., Broadband Grant Request. Commissioner Frank Landis presiding as Hearing Officer: Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to enter Orders approving grant requests for NUSF-99.20 (Colon), NUSF-99.23(Bruno), NUSF-99.24 (Bennet), NUSF-99.25(Cortland), NUSF-99.27 (Cedar Bluffs NE 3F), NUSF-99.28 (Beatrice), NUSF-99.30 (Fairbury Eastern Rte 3), and NUSF-99.32 (Geneva). Motion passed with Commissioners Mary Ridder, Crystal Rhoades and Tim Schram voting AYE, and Commissioners Rod Johnson and Frank Landis excused not voting.

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## COMMUNICATIONS DEPARTMENT (Cont.)

NUSF-108 In the Matter of the Nebraska Public Service Commission, on its own motion, to make adjustments to its high-cost distribution mechanism and make revisions to its reporting requirements. Commissioner Frank Landis presiding as Hearing Officer: Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to enter an Order granting motion. Motion passed with Commissioners Mary Ridder, Crystal Rhoades and Tim Schram voting AYE, and Commissioners Rod Johnson and Frank Landis excused not voting.

C-5003 In the Matter of the Application of Douglas Rainforth, Doniphan, seeking authority to receive advanced telecommunications service from the Doniphan Exchange of Hamilton Telephone Company. Commissioner Rod Johnson presiding as Hearing Officer. Cullen Robbins informed the Commission that a Hearing has been scheduled for March 6, 2019, at 11:00 a.m. at the Doniphan Event Center, 103 W Pine Street, Doniphan, NE.

C-5005 In the Matter of the Application of Keith and Carol Haussler, Hastings, seeking authority to receive advanced telecommunications service from the Doniphan Exchange of Hamilton Telephone Company. Commissioner Rod Johnson presiding as Hearing Officer. Cullen Robbins informed the Commission that a Hearing has been scheduled for March 6, 2019, at 11:00 a.m. at the Doniphan Event Center, 103 W Pine Street, Doniphan, NE.

Cullen Robbins informed the Commission of the telecommunications complaints and outages received by the Communications Department during the preceding month.

Outages for December 2018							
Telephone Company	Affected Area	Outage Date	Completion Date	Duration	Number of Access Lines	Cause Primary	Comments
CenturyLink QC	Omaha	Dec-03-18	Dec-11-18	8 d 2 h	916	Cable Cut	Cause was vandalism from under a bridge at 78th and Cass. Because of the location of the damaged cable, it is taking longer than usual to make the needed repairs. A report has been filed with the Omaha Police Department.
Great Plains Communications, Inc.	North East Nebraska, Niobrara 402-857	Dec-05-18	Dec-05-18	0 d 2 h	100	Equipment	Card failure resulting in local call processing failure. A temporary repair was a bypass of the failed card until a replacement, permanent fix is in place.
CenturyLink QC	Omaha	Dec-20-18	Dec-21-18	0 d 22 h	485	Other	Wet Copper Cable - The developer at an apartment complex was changing the grade and didn't "pothole" first to see if there was a conflict with their facilities. That allowed water to get into the cable.
CenturyLink QC	Omaha	Dec-21-18	Dec-21-18	0 d 9 h	124	Cable Cut	Contractor placing guy wire anchors cut the cable. No locates were requested.
CenturyLink QC	Nebraska	Dec-27-18	Dec-29-18	1 d 17 h	0	Equipment	Failed Network Management card
CenturyLink QC	Omaha	Dec-31-18	Dec-31-18	0 d 3 h	206	Damaged Cable	Wet Cable - Spliced cable to restore service.

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STATE 911 DEPARTMENT

911-042.35 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: Burt County: Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to enter an Order approving funding request for equipment, software and site/structure address point data. Motion passed with Commissioners Mary Ridder, Crystal Rhoades and Tim Schram voting AYE, and Commissioners Rod Johnson and Frank Landis excused not voting.

911-042.38 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: Washington County: Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to enter an Order approving funding for call handling equipment. Motion passed with Commissioners Mary Ridder, Crystal Rhoades and Tim Schram voting AYE, and Commissioners Rod Johnson and Frank Landis excused not voting.

911-042.42 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: Furnas County: Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to enter an Order approving funding for equipment and software. Motion passed with Commissioners Mary Ridder, Crystal Rhoades and Tim Schram voting AYE, and Commissioners Rod Johnson and Frank Landis excused not voting.

911-042.44 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: Boone County: Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to enter an Order approving funding for equipment, software and site-structure address point data. Motion passed with Commissioners Mary Ridder, Crystal Rhoades and Tim Schram voting AYE, and Commissioners Rod Johnson and Frank Landis excused not voting.

911-042.55 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: Howard County: Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to enter an Order approving funding for equipment and software. Motion passed with Commissioners Mary Ridder, Crystal Rhoades and Tim Schram voting AYE, and Commissioners Rod Johnson and Frank Landis excused not voting.

STATE 911 DEPARTMENT (Cont.)

911-042.62 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: Colfax County: Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to enter an Order approving funding for equipment and software. Motion passed with Commissioners Mary Ridder, Crystal Rhoades and Tim Schram voting AYE, and Commissioners Rod Johnson and Frank Landis excused not voting.

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 Tim Schram, seconded by Commissioner Crystal Rhoades, to enter an Order approving funding for equipment and software. Motion passed with Commissioners Mary Ridder, Crystal Rhoades and Tim Schram voting AYE, and Commissioners Rod Johnson and Frank Landis excused not voting.

TRANSPORTATION DEPARTMENT

B-1718 In the Matter of the Application of Leisure Limousine & Sedan, Inc., Lincoln, seeking authority to adopt the trade name Van Go of Nebraska for use in the van operations granted in Application Number B-1718: Motion made by Commissioner Crystal Rhoades, seconded by Commissioner Tim Schram, to enter an Order approving trade name. Motion passed with Commissioners Mary Ridder, Crystal Rhoades and Tim Schram voting AYE, and Commissioners Rod Johnson and Frank Landis excused not voting.

B-1883 In the Matter of the Commission, on its own motion, seeking to require Opulence Limousine, Inc., Lincoln, to show cause why its Certificate of Public Convenience & Necessity should not be revoked: Motion made by Commissioner Crystal Rhoades, seconded by Commissioner Tim Schram, to enter an Order revoking the certificate. Motion passed with Commissioners Mary Ridder, Crystal Rhoades and Tim Schram voting AYE, and Commissioners Rod Johnson and Frank Landis excused not voting.

B-1952 In the Matter of Transition-n-More, Omaha, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers in open class by van between points in Douglas and Sarpy County, and between said counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTIONS: The transportation of railroad train crews and their luggage is not authorized. HHS Designation: Yes; and

TRANSPORTATION DEPARTMENT (Cont.)

BR-555/  
B-1952 In the Matter of the Application of Transition-n-More, Omaha, seeking to establish its rates and charges subject to the Provisions of Neb. Rev. Stat. Chapter 75, Articles 1 and 3. Motion made by Commissioner Crystal Rhoades, seconded by Commissioner Tim Schram, to enter an Order dismissing the Application B-1952 and BR-555/B-1952 one vote. Motion passed with Commissioners Mary Ridder, Crystal Rhoades and Tim Schram voting AYE, and Commissioners Rod Johnson and Frank Landis excused not voting.

GENERAL ADMINISTRATION

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

Tim Schram \$ 444.72

Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to approve the Executive Director's recommendation to approve minutes for October, November and December 2018. Motion passed with Commissioners Crystal Rhoades, Mary Ridder and Tim Schram voting AYE, and Commissioners Rod Johnson and Frank Landis excused not voting.

Motion made by Commissioner Tim Schram, seconded by Commissioner Mary Ridder, to approve the Executive Director's recommendation to approve Commissioner Crystal Rhoades to travel to and attend the Mid-America Regulatory Conference (MARC) 2019 Commissioners' Retreat, to be held in Austin, TX, from January 10, 2019 through January 12, 2019, with the first \$1,500.00 to be reimbursed by MARC and remaining expenses to be paid by the Commission. Motion passed with Commissioners Mary Ridder and Tim Schram voting AYE, Commissioner Crystal Rhoades present not voting, and Commissioners Rod Johnson and Frank Landis excused not voting.

Motion made by Commissioner Tim Schram, seconded by Commissioner Mary Ridder, to approve the Executive Director's recommendation to approve Commissioner Crystal Rhoades to travel to and attend the National Association of Regulatory Utility Commissioners (NARUC) Winter Policy Summit, to be held in Washington, D.C., from February 10, 2019 through February 13, 2019, with all expenses to be paid by the Commission. Motion passed with Commissioners Mary Ridder and Tim Schram voting AYE, Commissioner Crystal Rhoades present not voting, and Commissioners Rod Johnson and Frank Landis excused not voting.

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to approve the Executive Director's recommendation to approve Commissioner Mary Ridder to travel to and attend the National Association of Regulatory Utility Commissioners (NARUC) Winter Policy Summit, to be held in Washington, D.C., from February 10, 2019 through February 13, 2019, with all expenses to be paid by the Commission. Motion passed with Commissioners Mary Ridder and Tim Schram voting AYE, Commissioner Crystal Rhoades present not voting, and Commissioners Rod Johnson and Frank Landis excused not voting.

Motion made by Commissioner Crystal Rhoades, seconded by Commissioner Mary Ridder, to approve the Executive Director's recommendation to approve Commissioner Tim Schram to travel to and attend the National Association of Regulatory Utility Commissioners (NARUC) Winter Policy Summit, to be held in Washington, D.C., from February 10, 2019 through February 13, 2019, with all expenses to be paid by the Commission. Motion passed with Commissioners Mary Ridder and Tim Schram voting AYE, Commissioner Crystal Rhoades present not voting, and Commissioners Rod Johnson and Frank Landis excused not voting.

Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to approve the Executive Director's recommendation to approve Shana Knutson to travel to and attend the National Association of Regulatory Utility Commissioners (NARUC) Winter Policy Summit, to be held in Washington, D.C., from February 8, 2019 through February 13, 2019, with all expenses to be paid by the Commission. Motion passed with Commissioners Mary Ridder and Tim Schram voting AYE, Commissioner Crystal Rhoades present not voting, and Commissioners Rod Johnson and Frank Landis excused not voting.

Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to approve the Executive Director's recommendation to approve Cullen Robbins to travel to and attend the National Association of Regulatory Utility Commissioners (NARUC) Winter Policy Summit, to be held in Washington, D.C., from February 8, 2019 through February 13, 2019, with all expenses to be paid by the Commission. Motion passed with Commissioners Mary Ridder and Tim Schram voting AYE, Commissioner Crystal Rhoades present not voting, and Commissioners Rod Johnson and Frank Landis excused not voting.

Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to approve the Executive Director's recommendation to approve Grain Warehouses & Dealers Department staff to travel to or lodge in South Dakota or Kansas as necessary for the performance of inspections or examinations, at any time in calendar year 2019. Motion passed with Commissioners Mary Ridder and Tim Schram voting AYE, Commissioner Crystal Rhoades present not voting, and Commissioners Rod Johnson and Frank Landis excused not voting.

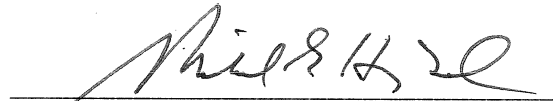
GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to approve the Executive Director's recommendation to approve Housing & Recreational Vehicle Department staff to travel to Kansas, Iowa, or South Dakota, as necessary for the performance of inspections, at any time in calendar year 2019. Motion passed with Commissioners Mary Ridder and Tim Schram voting AYE, Commissioner Crystal Rhoades present not voting, and Commissioners Rod Johnson and Frank Landis excused not voting.

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The meeting adjourned at 10:30 a.m. with Commissioners Crystal Rhoades, Mary Ridder, and Tim Schram present and Commissioners Rod Johnson and Frank Landis excused. The next regularly scheduled meeting will be held on January 15, 2019 at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on January 14, 2019.

  
Chair

  
Executive Director