

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

February 20, 2019

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Notice was duly published February 12, 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 February 20, 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 Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier present and Commissioner Crystal Rhoades 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:

Wednesday, February 20, 2019:

11:00 Commission Hearing Room, Lincoln
M-14235 In the Matter of the Nebraska Public Service Commission, on its own motion, to require Red Carpet Moving, LLC, Omaha, to show cause why its Certificate of Public Convenience and Necessity should not be revoked. Commissioner Crystal Rhoades presiding as Hearing Officer.

Tuesday, February 26, 2019:

10:00 Commission Hearing Room, Lincoln
Commission Meeting

11:00 Commission Hearing Room, Lincoln
B-1990 In the Matter of the Application of Meeting & Event Design, Inc., d/b/a Tuk Tuk Omaha, Omaha, Nebraska, seeking authority as a Common Carrier in Nebraska intrastate commerce in the transportation of passengers by low speed vehicle between points in Douglas and Sarpy Counties and points between said counties over irregular routes. RESTRICTION: Transportation of railroad train crews and their baggage is not permitted. HHS Designation: No. Commissioner Crystal Rhoades presiding as Hearing Officer.

COMMUNICATIONS DEPARTMENT

C-5009/
NUSF-114 In the Matter of the Application of AMG Technology Investment Group, LLC, d/b/a NextLink Internet, Hudson Oaks, Texas, seeking designation as an Eligible Telecommunications Carrier (ETC) for the purpose of providing services supported by the FCC's Connect America Fund Phase II. Commissioner Mary Ridder presiding as Hearing Officer: Motion made by Commissioner Dan Watermeier, seconded by Commissioner Tim Schram, to enter an Order granting Application. Motion passed with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Crystal Rhoades excused not voting.

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COMMUNICATIONS DEPARTMENT (Cont.)

C-5012/ NUSF-115 In the Matter of the Application of Inventive Wireless of Nebraska, LLC d/b/a Vistabeam, Gering, Nebraska, for designation as an Eligible Telecommunications Carrier in the State of Nebraska. Commissioner Mary Ridder presiding as Hearing Officer: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an Order granting Application. Motion passed with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Crystal Rhoades excused not voting.

C-5025 In the Matter of the Application of Global Connection Inc. of America, Norcross, Georgia, seeking authority to withdraw its local exchange and interexchange certificates of authority and cancel its tariffs: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an Order granting Application. Motion passed with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Crystal Rhoades excused not voting.

C-5030 In the Matter of the Application of NobelTel, LLC, Carlsbad, California, seeking authority to withdraw interexchange certificate of authority and cancel its tariff: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an Order granting Application. Motion passed with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Crystal Rhoades excused not voting.

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: Lingo Communications North, LLC f/k/a Ionex Communications North, LLC.: Motion made by Commissioner Dan Watermeier, seconded by Commissioner Rod Johnson, to grant Lingo Communications North, LLC f/k/a Ionex Communications North, LLC's audit extension request to March 29, 2019, for the 2017 remittance audit otherwise due December 31, 2018. Motion passed with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Crystal Rhoades excused not voting.

NUSF-33/ PI-68 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to investigate the audit requirements related to the Nebraska Universal Service Fund: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an Order granting late-filed audit waiver. Motion passed with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Crystal Rhoades excused not voting.

COMMUNICATIONS DEPARTMENT (Cont.)

Cullen Robbins discussed NUSF guidelines that were published on the Commission website that provide information for rate-of-return carriers on how to notify the Commission of projects and seek reimbursement.

STATE 911 DEPARTMENT

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: Motion made by Commissioner Rod Johnson, seconded by Commissioner Dan Watermeier, to enter two Orders approving funding requests for GIS mapping and CAD equipment. Motion passed with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Crystal Rhoades excused not voting.

NATURAL GAS DEPARTMENT

NG-0078.6 In the Matter of the Application of Black Hills Gas Distribution, LLC d/b/a Black Hills Energy for authority to adjust the System Safety and Integrity charges (2019): Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter assessment orders BA-007 and BA-008.

Motion passed with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Crystal Rhoades excused not voting.

LEGISLATIVE

Nichole Mulcahy discussed pending legislation.

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to provide neutral testimony on LB 611 Motion passed with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Crystal Rhoades excused not voting.

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TRANSPORTATION DEPARTMENT

B-1517 In the Matter of the Application of Comstock Corporation, d/b/a Action Cab, Grand Island, seeking to acquire, through transfer, the authority granted to R & A Transport, LLC, York, in Certificate B-1645 and to clarify and amend all supplements to consolidate into proposed certificate: Motion made by Commissioner Dan Watermeier, seconded by Commissioner Rod Johnson, to grant an Order transfer, cancelling Certificate No. B-1645, and consolidating certificate language. Motion passed with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Crystal Rhoades excused not voting.

DR-0009/ In the Matter of the Petition for Declaratory Ruling of B-1829 Golden Plains Services, Inc. d/b/a GPS Transportation, Lincoln, seeking determination that Neb.Admin.Code, Title 291, Chap. 3, §001.01(E) and §001.01(F) permit on-demand transportation services for open class carriers that were engaging in on-demand transportation services prior to changes approved in Rule and Regulation Docket No. 199 effective January 16, 2019; search all open class carriers for any and all carriers that have provided on-demand services and would be adversely affected by the rule changes approved in Rule and Regulation Docket No. 199; investigate and schedule a hearing on the effect on carriers of any service classification regarding the observation of precedent; and define the criteria for observing precedent when a change is made to rules and regulations: Motion made by Commissioner Dan Watermeier, seconded by Commissioner Tim Schram, to enter an Order scheduling a hearing for March 26, 2019, at 1:30 p.m., in Lincoln. Motion passed with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Crystal Rhoades excused not voting.

GENERAL ADMINISTRATION

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

Cullen Robbins	\$	227.53
Mary Ritter		476.00
Dan Watermeier		165.40

The following invoices were paid between February 6, 2019 and February 19, 2019 and should be ratified:

Crystal Rhoades	\$	643.80
Mary Ridder		983.68

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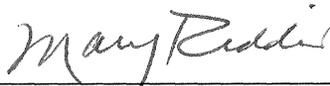
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GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Dan Watermeier, seconded by Commissioner Tim Schram, to approve the Executive Director's recommendation to approve Minutes for January 2019. Motion passed with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Crystal Rhoades excused not voting.

Motion made by Commissioner Dan Watermeier, seconded by Commissioner Tim Schram, to approve the Executive Director's recommendation to approve the contract with Mission Critical Partners, Inc. to provide Next Generation 911 Implementation Consulting Services. Motion passed with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Crystal Rhoades excused not voting.

The meeting adjourned at 10:21 a.m. with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier present and Commissioner Crystal Rhoades excused. The next regularly scheduled meeting will be held on February 26, 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 February 25, 2019.



Chair



Executive Director