

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

Minutes

February 1, 2022

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Notice was duly published January 25, 2022 on page 6 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held on February 1, 2022 at 10:00 AM in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Chair Dan Watermeier called the regularly scheduled meeting to order at 10:00 AM. with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier present in the Commission Hearing Room and Commissioner Crystal Rhoades present via Webex. Chair Watermeier 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, February 1, 2022:

Hearing

NUSF-108, PO #7, Adjustment to High-Cost Distribution and Revisions to Reporting Requirements

1:30 PM, Commission Hearing Room and WebEx

Hearing Officer: Commissioner Mary Ridder

Tuesday, February 8, 2022:

Commission Meeting

10:00 AM, Commission Hearing Room and Webex

COMMUNICATIONS DEPARTMENT

C-5272: In the Matter of the Nebraska Public Service Commission, on its own motion, to implement the Nebraska Broadband Bridge Act. Motion made by Commissioner Mary Ridder, seconded by Commissioner Rod Johnson, to enter an Order issuing additional grant award. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

C-5365: In the Matter of the Application of Global Tel*Link Corporation, Falls Church, Virginia, seeking authority to add the trade name ViaPath Technologies. Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an Order granting application. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

C-5368: In the Matter of the Nebraska Public Service Commission, on its own motion, to implement the Nebraska Broadband Bridge Act. Motion made by Commissioner Mary Ridder, seconded by Commissioner Rod

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Johnson, to enter an Order opening docket, seeking comment due March 1, 2022, and setting a hearing for March 22, 2022, at 9:30 a.m., Commission Hearing Room, Lincoln, and via videoconference. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

C-5364: In the Matter of the Application of Qwest Corporation dba CenturyLink QC, Denver, Colorado, seeking approval of a Reciprocal Compensation Bill and Keep Amendment to the Type 1 and Type 2 Paging Connection Service Agreement with American Messaging Services, LLC, Louisville, Texas. Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an Order approving application. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

NUSF-131: In the Matter of the Nebraska Public Service Commission, on its own Motion, to establish reverse auction procedures and requirements. Motion made by Commissioner Mary Ridder, seconded by Commissioner Tim Schram, to enter an Order establishing reverse auction procedures and schedule workshop for March 29, 2022, at 1:30 p.m. in the Commission Hearing Room, Lincoln, and via videoconference. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

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

LEGISLATIVE

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson to testify in support of LB 1144 Commissioner Tim Schram withdrew the motion.

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson to provide neutral testimony on LB 1144. Motion passed with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Crystal Rhoades present not voting.

Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram to provide neutral testimony on LB 1214. Motion passed with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Crystal Rhoades voting NAY.

TRANSPORTATION DEPARTMENT

B-1937: In the Matter of the Application of Papa G's LLC, Columbus, seeking revocation and cancellation of its Certificate of Public Convenience and Necessity issued in Docket B-1937. Motion made by

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Commissioner Mary Ridder, seconded by Commissioner Rod Johnson, to enter an Order cancelling certificate. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

B-1997: In the Matter of the Application of Richwood Enterprises d/b/a Richwood Transport, Fremont, seeking to acquire, through transfer and sale, the authority held by Fremont Cab Service, LLC, Fremont, in Certificate No. B-1702. Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter an Order withdrawing application. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

B-2040: In the Matter of the Application of Raah Nissi Chauffer's LLC d/b/a Raah Nissi Chauffeur's, Omaha, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers by sedan, bus, van, and SUV in open class service between points in Douglas, Lancaster, Dodge, Washington, and Cass counties, and between said counties, over irregular routes. HHS Designation: Yes. Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an Order granting application. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

B-2041: In the Matter of the Application of Tender Advocates, LLC, d/b/a Tender Advocates, Burwell, seeking authority as a contract carrier in Nebraska intrastate commerce in the transportation of passengers by ambulance in open class service between all points in Nebraska over irregular routes pursuant to a contract with the Nebraska Department of Health and Human Services, a Medicaid-managed care organization under contract with NDHHS, or another agent working on behalf of NDHHS. HHS Designation: Yes. Motion made by Commissioner Mary Ridder, seconded by Commissioner Rod Johnson, to enter an Order granting application. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

MT-0001.02: In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to address certain carriers in non-compliance with annual renewal requirements. Motion made by Commissioner Mary Ridder, seconded by Commissioner Tim Schram, to enter an Order to dismiss, in part, and sustaining, in part. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

GENERAL ADMINISTRATION

Executive Director's recommendation to renew the contract with Mission Critical Partners, LLC, for the implementation of Next Generation 911,

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for a one-year period. Motion made by Commissioner Tim Schram, seconded by Commissioner Mary Ridder. Motion passed with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Crystal Rhoades present not voting.

Executive Director's recommendation to enter into a contract with Savant Learning Systems, Inc. for the provision of online telecommunicator classes. Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson. Motion passed with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Crystal Rhoades voting NAY.

The meeting adjourned at 10:45 AM with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier present in the Commission Hearing Room and Commissioner Crystal Rhoades present via Webex. The next regularly scheduled meeting will be held on February 8, 2022 at 10:00 AM with an agenda to be available in the office of the Executive Director at 10:00 AM on February 7, 2022.



Chair



Executive Director