

# SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

January 5, 2021

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Notice was duly published December 29, 2020 on page 10 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held on January 5, 2021 at 10:00 AM in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Chair Mary Ridder called the regularly scheduled meeting to order at 10:01 AM. with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier present. 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.

Chair Ridder announced that Maria Rowan has joined the General Administration Department as the Human Resources Specialist.

No public comments were received.

Attention was called to the following proceedings:

Wednesday, January 6, 2021:

NUSF-119            Revisions to Contribution Methodology - **Hearing**  
10:00 a.m. - Commission Hearing Room  
Commissioner Crystal Rhoades - Hearing Officer

Tuesday, January 12, 2021:

**Commission Meeting**

10:00 a.m. - Commission Hearing Room

COMMUNICATIONS DEPARTMENT

C-5186            In the Matter of the Application of CenturyLink Communications, LLC, Overland Park, Kansas, seeking approval to add the trade names Lumen, Lumen Technologies and Lumen Technologies Group. 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.

FC-1366           In the Matter of the NE Colorado Cellular, Inc. d/b/a Vieraero Wireless, Fort Morgan, Colorado, v. Qwest Corporation d/b/a CenturyLink QC and United Telephone Company of the West d/b/a CenturyLink, Phoenix, Arizona, alleging inadequacy of service and failure to adequately address an interruption in service. Commissioner Mary Ridder presiding as Hearing Officer. Motion made by Commissioner Tim Schram, seconded by Commissioner Mary Ridder, to enter an Order of pending dismissal. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

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C-5187        In the Matter of the Application of Allo Communications, LLC, Lincoln, Nebraska, seeking approval of an Interconnection Agreement with Blair Telephone Company, Blair, Nebraska, pursuant to 47 U.S.C. Section 252(i). Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter an Order approving the Interconnection Agreement. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

NUSF-1,        In the Matter of the Commission, on its own Motion, seeking PO #5        to establish guidelines for administration of the Nebraska Universal Service Fund: i-wireless, LLC. Motion made by Commissioner Tim Schram, seconded by Commissioner Mary Ridder, to grant i-wireless, LLC's audit extension request to February 28, 2021, for the payment audit otherwise due December 31, 2020. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

NUSF-1,        In the Matter of the Commission, on its own Motion, seeking PO #7        to establish guidelines for administration of the Nebraska Universal Service Fund: Selectel, Inc. Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to grant Selectel's audit extension request to March 30, 2021, for the remittance audit otherwise due December 31, 2020. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

NUSF-57        In the Matter of the Nebraska Public Service Commission, on PO #6        its own Motion, seeking to administer the Nebraska Telehealth Program: Motion made by Commissioner Tim Schram, seconded by Commissioner Dan Watermeier, to enter an Order adopting Findings and Conclusions and, open application window beginning January 10, 2021, closing April 15, 2021. 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 and outages received by the Communications Department during the preceding month.

Carrier	Area	Outage Date	Completion Date	Duration	Lines Affected	Primary Cause	Comments
Northeast Nebraska Telephone Company	Allen, Dixon/Concord, Winside, Coleridge, Obert/Maskell, Newcastle, Martinsburg, Craig, Decatur, Clearwater	Dec-11-20	Dec-11-20	0 d 3 h	2032	Other	Planned Maintenance Outage

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Carrier	Area	Outage Date	Completion Date	Duration	Lines Affected	Primary Cause	Comments
Qwest Corporation	Omaha	Dec-14-20	Dec-14-20	0 d 10 h	142	Cable Cut	Public - Excavated and spliced.
Qwest Corporation	Omaha	Dec-14-20	Dec-17-20	3 d 2 h	190	Damaged Cable	Locates were timely and accurate but Central States Contractors bored into cable. Locate ticket 203352077 indicates they were boring in PVC Conduit when they hit our line. CenturyLink opened a damage claim against Central States Contractors for the cost of repairs.
Windstream Nebraska, Inc.	Lincoln	Dec-16-20	Dec-16-20	0 d 0 h	1953	Equipment	Windstream voice services in Lincoln, NE were impacted by DS3 trouble in Lincoln. Field Ops cleaned fibers and installed a new attenuator which restored the impacted voice lines at 12/16/2020 4:46 pm and cleared the trouble the DS3.
Blair Telephone Company	Wayne, Pender, Wakefield, Homer, Emerson, Laurel, Osmond, Belden & Carrol	Dec-28-20		d h	1000	Equipment	Power related issue with Cable Modem headend equipment.

## RULES AND REGULATIONS

R&R 205 In the Matter of the Commission, on its own motion, seeking to amend Title 291, Chapter 14, Recreational Vehicles Rules and Regulations, to adopt the current editions of applicable code books and update related provisions. Motion made by Commissioner Dan Watermeier, seconded by Commissioner Rod Johnson. Order Opening Docket, Releasing Proposed Rules, Seeking Comment, and Setting Hearing. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

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## LEGISLATIVE

Nichole Mulcahy discussed the upcoming legislative session.

## TRANSPORTATION DEPARTMENT

B-1677 In the Matter of the Application of Myers Luxury Coaches, Inc., Stuart, Nebraska, seeking revocation and cancellation of its Certificate of Public Convenience and Necessity issued in Docket No. B-1677. Motion made by Commissioner Dan Watermeier, seconded by Commissioner Rod Johnson, to enter an Order cancelling Certificate B-1677. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

MT-0001.01 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 Tim Schram, seconded by Commissioner Mary Ridder, to enter an Order opening docket and scheduling show cause hearing. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

BR-591/  
B-1489 In the Matter of the Application of Berniklau Education Solutions Team, Inc., Lincoln, 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 Dan Watermeier, seconded by Commissioner Rod Johnson, to enter an Order granting rates on an emergency basis. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

BR-605/  
B-1993 In the Matter of Dak Family Transportation, LLC, 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 Rod Johnson, seconded by Commissioner Tim Schram, to enter an Order granting rates on an emergency basis. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

In the Matter of the attached list of completed Railroad Employee Transportation Licensees for 2021. Jamie Reyes reports on the 2021 Railroad Employee Transportation Licensees.

## GRAIN WAREHOUSE DEPARTMENT

GW-615 et al. In the Matter of the attached list of completed list of warehouse license renewals for the 4th quarter of 2020: Terri Fritz reports on the 4th quarter grain warehouse renewal licenses.

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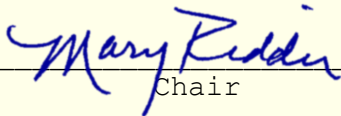
GD-1036 et al. In the Matter of the attached list of completed list of grain dealer license renewals for the 4th quarter of 2020: Terri Fritz reports on the 4th quarter grain dealer renewal licenses.

## GENERAL ADMINISTRATION

Executive Director's recommendation to enter into a contract with CenturyLink - Lumen Technologies to provide Next Generation 911 Emergency Services Internet Protocol Network and Core Services. Motion made by Commissioner Tim Schram, seconded by Commissioner Dan Watermeier. Motion passed with Commissioners Rod Johnson, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Crystal Rhoades voting NAY.

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The meeting adjourned at 10:30 AM with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier present. The next regularly scheduled meeting will be held on January 12, 2021 at 10:00 AM with an agenda to be available in the office of the Executive Director at 10:00 AM on January 11, 2021.

  
Chair

  
Executive Director