

# SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

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Notice was duly published April 6, 2021 on page 8 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held on April 13, 2021 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, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier present. 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:

Wednesday, April 14, 2021:

MT-0002/ Hearing in Household Goods Movers Licensing under  
PI-235 LB 461 - **Hearing**  
1:30 p.m. via WebEx  
Commissioner Dan Watermeier - Hearing Officer

Tuesday, April 20, 2021:

NG-101.1/ Black Hills Energy - **Quarterly Status Meeting**  
PI-224 2:30 p.m. - Web Conference - Remote access to the meeting  
will be available via Zoom or by telephone.  
Commissioner Rod Johnson - Hearing Officer

Wednesday, April 21, 2021:

NG-101.2/ NorthWestern Energy - **Quarterly Status Meeting**  
PI-224 2:00 p.m. - Web Conference - Remote access to the meeting  
will be available via Zoom or by telephone.  
Commissioner Rod Johnson - Hearing Officer

Friday, April 23, 2021:

**NUSE Advisory Board Meeting**

1:30 p.m. - Commission Hearing Room Via WebEx

Tuesday, April 27, 2021:

**Commission Meeting**

10:00 a.m. - Commission Hearing Room

R&R 204 Motor Carrier Rules on LB 734 [2020] - **Hearing**

1:30 p.m. via WebEx

Commissioner Rod Johnson - Hearing Officer

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## COMMUNICATIONS DEPARTMENT

C-5198 In the Matter of the Commission on its own Motion, seeking to determine the surcharge for the statewide Telecommunications Relay System (TRS) to be effective July 1, 2021, in the State of Nebraska. Motion made by Commissioner Mary Ridder, seconded by Commissioner Crystal Rhoades, to enter an Order setting the TRS surcharge for the 2021/2022 fiscal year. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

C-5201 In the Matter of the Joint Application of Three River Telco, Inc., Three River Digital Cable, LLC, and Three River Communications, LLC, seeking approval of a security issuance. Motion made by Commissioner Mary Ridder, seconded by Commissioner Rod Johnson, to enter an Amended Order granting application. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

C-5217 In the Matter of the Application of LTS Telecommunications Services (USA) Inc., San Diego, California, seeking authority to provide interexchange telecommunications services within the State of Nebraska. 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.

Cullen Robbins sought Commission approval to send a letter to T-Mobile/Sprint granting an extension of the waiver of TRS service standards by June 30, 2021. Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to approve sending a letter to Sprint/T-Mobile. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier 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: Voyzze Communications, Inc. Motion made by Commissioner Mary Ridder, seconded by Commissioner Tim Schram, to grant Voyzze Communications, Inc.'s request to June 30, 2021, to submit the 2018 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-4, P.O. #27 In the Matter of the Commission, on its own Motion, seeking to determine the level of the fund necessary to carry out the Nebraska Telecommunications Universal Service Fund Act, beginning July 1, 2021. Motion made by Commissioner Crystal Rhoades, seconded by Commissioner Rod Johnson, to enter an Order setting a Hearing for May 18, 2021, at 10:00 a.m. in the Commission Hearing Room and via WebEx. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

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Cullen Robbins sought Commission approval for an NUSF Advisory Board Members' Term Extension. Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to extend Al Lubeck's term for three years on the NUSF Advisory Board, otherwise expiring January, 2021. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

Cullen Robbins sought Commission approval for an NUSF Advisory Board Member Appointment. Motion made by Commissioner Mary Ridder, seconded by Commissioner Rod Johnson, to appoint Carrie Gans to the Board representing the Commission. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

Cullen Robbins informed the Commission that the next NUSF Advisory Board Meeting will be April 23, 2021, at 1:30 p.m. in the Commission's Hearing room, via WebEx.

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

Outages for March 2021							
Carrier	Area	Outage Date	Completion Date	Duration	Lines Affected	Primary Cause	Comments
Hamilton Telephone Company	Grand Island	Mar-02-21	Mar-03-21	0 d 11 h	0		Ice or debris caused fiber cut to line under Platte River. Traffic was rerouted automatically resulting in no network outage for voice or broadband customers. 911 calls were temporarily rerouted to the Hamilton County Sheriff's office. No 911 calls were placed during outage. A temporary fiber line was attached to the bridge and spliced to restore traffic on this route at 12:16 am.
Qwest Corporation	Omaha	Mar-11-21	Mar-11-21	0 d 8 h	110	Cable Cut	Local Loop - Human Error - Public
Qwest Corporation	Bennington	Mar-12-21	Mar-15-21	3 d 4 h	135	Cable Cut	Excavate and Spliced cable to restore. This copper cut was caused by Fucinaro Excavating. It was timely and accurately located, and we have filed a damage claim with Fucinaro. Working lines were repaired on the 14th.
Blair Telephone Company	Wayne, Tekamah, Wakefield, Pender, Laurel	Mar-14-21	Mar-15-21	1 d 7 h	1200	Equipment	DHCP Server Service Failure - A software bug in a provisioning server caused an outage. Approximately 150 reports were taken. Software engineers with the equipment vendor found the bug and were able to clear the problem.
Qwest Corporation	South Sioux City	Mar-15-21	Mar-16-21	1 d 9 h	4146	Equipment	Field Operations migrated service to spare cable pairs to restore service.
Elsie Communications, Inc.	Elsie	Mar-15-21	Mar-15-21	0 d 2 h	130	Equipment	SS7 went down. Long Distance and customers calling to 911 were affected
Elsie Communications, Inc.	Rural Elsie	Mar-15-21	Mar-15-21	0 d 7 h	30	Equipment	Fiber to Rural customers went down, affecting local/911/internet service.
Windstream Nebraska, Inc.	Lincoln, Stromsburg, Polk, Osceola, Shelby	Mar-25-21	Mar-25-21	0 d 6 h	827	Equipment	Stromsburg, Polk, Osceola, Shelby remotes out of the Lincoln, NE were impacted by a failed CAC Widebank28 M13 mux in Stromsburg. Both controller cards were replaced to restore service.
Qwest Corporation	Clarkson	Mar-31-21	Mar-31-21	0 d 0 h	247	Cable Cut	Service impact was less than one minute.

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## STATE 911 DEPARTMENT

911-042.59 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: City of Norfolk. Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter an Order approving the use of set-aside funds. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

911-042.65 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: Dixon County. Motion made by Commissioner Mary Ridder, seconded by Commissioner Tim Schram, to enter an Order approving the use of set-aside funds. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

911-060.19 In the Matter of the Nebraska Public Service Commission, On its own motion, seeking to investigate and determine whether additional funds from the Enhanced Wireless 911 Fund should be made available to public safety answering points for costs to implement text-to-911 solutions: Saline County; and

911-060.29 In the Matter of the Nebraska Public Service Commission, on Its own motion, seeking to investigate and determine whether additional funds from the Enhanced Wireless 911 Fund should be made available to public safety answering points for costs to implement text-to-911 solutions: City of Hastings. Motion made by Commissioner Mary Ridder, seconded by Commissioner Rod Johnson to enter an Order approving funding for text-to-911 for Dockets 911-060.19 and 911-060.29. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

911-060 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: City of Beatrice, Cass County, Clay County, City of Falls City, Fillmore County, Jefferson County, Johnson County, City of Lincoln, Nemaha County, Nuckolls County, Otoe County, Seward County, Thayer County, York County. Motion made by Commissioner Mary Ridder, seconded by Commissioner Tim Schram, to enter an Order extending the approval of funding for text-to-911 service for members of the Southeast Region of PSAPs. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

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911-072/ David A. Sankey, Director, Nebraska State 911  
DC-95 Department of the Nebraska Public Service Commission,  
Complainant, V. Windstream Nebraska, Inc., Respondent.  
Motion made by Commissioner Mary Ridder, seconded by Commissioner Rod Johnson, to enter an Order dismissing complaint and closing docket. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

## LEGISLATIVE

Nichole Mulcahy discussed pending legislation.

## TRANSPORTATION DEPARTMENT

B-1375 In the Matter of the Application of Dashabout Roadrunner, Inc., Akron, Colorado, seeking dismissal of the suspension of the Certificate of Public Convenience and Necessity issued in Docket No. B-1375. Motion made by Commissioner Tim Schram, seconded by Commissioner Mary Ridder, to enter an Order dismissing suspension and reinstating Certificate B-1375. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

B-1675 In the Matter of the Application of James V. Meyer d/b/a Paradise Limo, Blue Hill, seeking revocation and cancellation of its Certificate of Public Convenience and Necessity issued in Docket B-1675. Motion made by Commissioner Rod Johnson, seconded by Commissioner Crystal Rhoades, to enter an Order granting application and cancelling certificate. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

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 between points in Douglas and Sarpy counties, and between said counties, over irregular routes. RESTRICTIONS: The transportation of railroad train crews and their luggage is not authorized. HHS Designation: No. Motion made by Commissioner Crystal Rhoades, seconded by Commissioner Tim Schram, to enter an Order granting application. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

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B-2015 In the Matter of the Application of Prosperity Properties, Inc., d/b/a Omaha Supportive Living, Omaha, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers by sedan and van between points in Douglas County over irregular routes. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes. Motion made by Commissioner Crystal Rhoades, seconded by Commissioner Tim Schram, to enter an Order granting application as amended. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

M-14257 In the Matter of the Application of Somebody With a Truck, LLC, Omaha, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of household goods between all points in Nebraska over irregular routes. Motion made by Commissioner Crystal Rhoades, seconded by Commissioner Tim Schram, to enter an Order granting application. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

MCC- 3196.03 Jamie L. Reyes, Director, Motor Transportation Department, Nebraska Public Service Commission, Lincoln, Nebraska  
COMPLAINANT, vs. 9 Line Medical Solutions, LLC; A Helping Hand Moving, LLC; Alpha Life Improvement Services; Ambassador Transportation, LLC; Big O's Party Bus, LLC; Black Diamond S & S; Bus at the Yard d/b/a Luxury Limousine; Daniel's Moving & Storage of Omaha; FunFamily Party Bus, LLC; Laidback Limousine, Inc.; Limousine Services, LLC; Medics At Home Inc.; Midwest Medical Transport Co., LLC; Murphy Moving, Inc.; National Arbor Day Foundation; National Health Transport, Inc.; Nebraska Excellent Health Transport; Omaha Ambulance Service, Inc.; Omaha Omaha Handicap Trans. Serv.; Premier Limousine, LLC; Ride the Good Life, LLC; Royal Limousine Service; Safe Ride Shuttle; Smiley's SNP Consulting Services; Travel Plus Limousines; and Unity Transportation Services, Inc, RESPONDENTS. Motion made by Commissioner Crystal Rhoades, seconded by Commissioner Mary Ridder, to enter an Order to Dismiss, In Part. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE.

BR-597/ In the Matter of the Application of Tailored Dreams  
LR-363/ Limousine and Sedan Service, Omaha, seeking to establish  
B-1799 its rates and charges subject to the Provisions of Neb.  
Rev. Stat. Chapter 75, Articles 1 and 3. Motion made by Commissioner Tim Schram, 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.

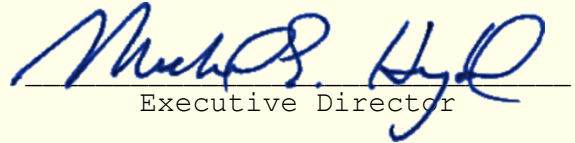
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The meeting adjourned at 10:40 AM with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier present. The next regularly scheduled meeting will be held on April 27, 2021 at 10:00 AM with an agenda to be available in the office of the Executive Director at 10:00 AM on April 26, 2021.

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Chair

  
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Executive Director