

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

Minutes

October 24, 2023

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Notice was duly published October 16, 2023 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 October 24, 2023 at 10:00 a.m. 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 a.m. with Commissioners Tim Schram, Christian Mirch, Eric Kamler, Kevin Stocker, and Dan Watermeier present in the Commission Hearing Room. 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 comment was made. No announcements were made.

Attention was called to the following proceedings:

COMMUNICATIONS DEPARTMENT

C-5069/PI-226: In the Matter of the Nebraska Public Service Commission, on its own motion, to implement LB 641 [2019]. Motion made by Commissioner Tim Schram, seconded by Commissioner Eric Kamler to enter an Order opening application window, commencing October 25, 2023 through December 22, 2023. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE, and Commissioner Christian Mirch present not voting.

C-5530: In the Matter of the Application of Shelly Berck, Marquette, seeking authority to receive advanced telecommunications capability service from the Marquette Exchange of the Hamilton Telephone Company. Motion made by Commissioner Eric Kamler, seconded by Commissioner Tim Schram to enter an Order approving boundary change. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

NUSF-37.434: In the Matter of Carrie Gans, Assistant Director, Nebraska Universal Service Fund Department of the Nebraska Public Service Commission, Complainant, v. Quality Voice & Data, Inc., Respondent. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Tim Schram to enter an Order of dismissal. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

AMP Networks, LLC, BCM One, Inc. and CallShaper, LLC: Motion made by Commissioner Tim Schram, seconded by Commissioner Eric Kamler Cullen Robbins seeks Commission approval to open NUSF Remittance Complaints against AMP Networks, LLC, BCM One, Inc. and CallShaper, LLC. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

NATURAL GAS DEPARTMENT

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NG-101.1: In the Matter of the Commission, on its own motion, opening an investigatory docket for the purpose of general monitoring of issues regarding the natural gas industry and jurisdictional utilities in Nebraska. Black Hills/Nebraska Gas Utility Company, LLC, and Black Hills Gas Distribution, LLC, d/b/a Black Hills Energy. to enter assessment order BA-29;

NG-101.2: In the Matter of the Commission, on its own motion, opening an investigatory docket for the purpose of general monitoring of issues regarding the natural gas industry and jurisdictional utilities in Nebraska. NorthWestern Corporation d/b/a NorthWestern Energy. to enter assessment order BA-30;

NG-112.3: In the Matter of Black Hills Nebraska Gas, LLC d/b/a Black Hills Energy, Rapid City, South Dakota, seeking approval of a 2024 Systems Safety and Integrity Rider. to enter assessment order BA-28 and BA-29; and

NG-119: In the Matter of the Commission, to conduct a review of gas supply cost adjustment schedules implemented by Black Hills Nebraska Gas, LLC d/b/a Black Hills Energy, Rapid City, South Dakota, pursuant to Neb. Rev. Stat. § 66-1854. Motion made by Commissioner Tim Schram, seconded by Commissioner Christian Mirch to enter assessment order BA-9 and BA-10. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

E-2521: In the Matter of the Application of Nebraska Public Power District, Columbus, seeking authority to construct, operate and maintain an electric transmission line in Dawes County. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Tim Schram to enter an order granting the application. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

TRANSPORTATION DEPARTMENT

B-1996.01: In the Matter of the Nebraska Public Service Commission, on its own motion, to require Nebraska Excellent Health Transportation Services, Omaha, Nebraska, to show cause why its Certificate of Public Convenience Necessity should not be revoked. Motion made by Commissioner Tim Schram, seconded by Commissioner Kevin Stocker to enter an Order Sustaining Show Cause and Revoking Certificate B-1996. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

TNC-2: In the Matter of the Commission, on its own motion, seeking to determine the annual fee for Transportation Network Companies. Motion made by Commissioner Tim Schram, seconded by Commissioner Kevin Stocker to enter an Order Setting Fee. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

MCC-3196.05: Dillon Keiffer-Johnson, Director, Motor Transportation Department, Nebraska Public Service Commission, Lincoln, Nebraska, COMPLAINANT, vs. Careem Transportation, LLC; Cornbelt Development

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d/b/a Travel Plus Limousines; Dashabout Roadrunner, Inc. d/b/a Buffalo Springs Ranch; Davis Entertainment, LLC d/b/a Ollie the Trolley; Kearney Cab Company; Lunjini Medical Transportation, LLC; Nebraska Urban Indian Health Coalition; Night Life Limousine, LLC; Omaha Omaha Handicap Transportation Service; Safe Journey Transit, LLC; and Serving Nebraska Health Transportation Agency, RESPONDENTS. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Eric Kamler to enter an Order to Schedule Hearing. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

MCC-3203: Dillon Keiffer-Johnson, Director, Motor Transportation Department, Nebraska Public Service Commission, Lincoln, Nebraska, COMPLAINANT, vs. WNM Trucking LLC, Omaha, Nebraska, RESPONDENT. Motion made by Commissioner Tim Schram, seconded by Commissioner Kevin Stocker to enter an Order Scheduling Hearing. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

In the matter of the completed Household Goods Mover License renewals effective for one year beginning October 18, 2023. Dillon Keiffer-Johnson reports that Paula Shasteen d/b/a Shasteen Transfer & Storage has completed their renewal for 2023-2024.

B-2060.01r: In the Matter of the Application of West O Limo Club, LLC, 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 Tim Schram, seconded by Commissioner Eric Kamler to enter an Order Granting Rates. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

GRAIN DEPARTMENT

GW-1033: In the Matter of the Application of Fordyce Farmers N/S Coop, Fordyce, Nebraska, requesting a deductible on its stock insurance higher than \$10,000. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Eric Kamler to enter an order granting application. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

GENERAL ADMINISTRATION

Executive Director's recommendation to approve Dave Sankey to travel to and participate in the Promise and Challenge: Managing the NG 911 Transition panel at the NARUC Annual Meeting in La Quinta, California from November 11 to November 13, 2023 with registration paid by NARUC and all other expenses paid by the Commission. Motion made by Commissioner Tim Schram, seconded by Commissioner Kevin Stocker. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

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Executive Director's recommendation to approve Commissioner Christian Mirch to travel to and attend the NARUC Annual Meeting in La Quinta, California from November 12 to November 15, 2023 with all expenses to be paid by the Commission. Motion made by Commissioner Tim Schram, seconded by Commissioner Kevin Stocker. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE, and Commissioner Christian Mirch present not voting.

Executive Director's recommendation to approve Commissioner Tim Schram to travel to and attend the NARUC Annual Meeting in La Quinta, California from November 12 to November 15, 2023 with all expenses to be paid by the Commission. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Christian Mirch. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

Executive Director's recommendation to approve Commissioner Kevin Stocker to travel to and attend the NARUC Annual Meeting in La Quinta, California from November 12 to November 15, 2023 with all expenses to be paid by the Commission. Motion made by Commissioner Tim Schram, seconded by Commissioner Christian Mirch. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram and Dan Watermeier voting AYE, and Commissioner Kevin Stocker present not voting.

Executive Director's recommendation to approve Cullen Robbins to travel to and attend the NARUC Annual Meeting in La Quinta, California from November 12 to November 15, 2023 with all expenses to be paid by the Commission. Motion made by Commissioner Eric Kamler, seconded by Commissioner Kevin Stocker. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

Executive Director's recommendation to adopt a Security Camera Surveillance and Use Policy. Motion made by Commissioner Tim Schram. No Second was made. Motion withdrawn by Tim Schram.

Executive Director's recommendation to submit a deficit request. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Tim Schram. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

Executive Director's recommendation to modify the Schedule of Fees to increase Moisture Meter Inspection fees, effective immediately. Motion made by Commissioner Eric Kamler, seconded by Commissioner Tim Schram. Motion passed with Commissioners Eric Kamler, Christian Mirch, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

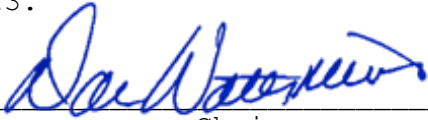
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The meeting adjourned at 10:38 a.m. with Commissioners, Tim Schram, Christian Mirch, Commissioner Eric Kamler, Kevin Stocker, and Dan Watermeier present. The next regularly scheduled meeting will be held on November 7, 2023 at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on November 6, 2023.



Chair



Executive Director