

PRELIMINARY MINUTES

Notice was duly published July 30, 2019 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 May 14, 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 Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier present, and Commissioner Rod Johnson 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:

Tuesday, August 6, 2019:

- 11:00 Commission Hearing Room, Lincoln
C-5050/ In the Matter of the Nebraska Public Service Commission
DC-94 regarding the 2018 Annual Report Filings. Commissioner
Crystal Rhoades presiding as Hearing Officer.
- 1:30 Commission Hearing Room, Lincoln
M-14229 In the Matter of the Nebraska Public Service Commission, on
its own Motion, seeking to require NST Holdings, LLC, d/b/a
Aardvark Moving Company, Omaha, to Show Cause as to why its
Certificate of Public Convenience and Necessity should not
be revoked. Commissioner Ridder presiding as Hearing
Officer.
- 2:00 Commission Hearing Room, Lincoln - Workshop
Rule and In the Matter of the Commission, on its own motion, seeking
Regulation to establish Title 291, Chapter 16, to adopt Reverse
#202 Auction and Wireless Registry rules and regulations in
accordance with Nebraska Legislative Bill 994 [2018].
Commissioner Rod Johnson presiding as Hearing Officer.

Tuesday, August 20, 2019:

- 9:00 Commission Hearing Room, Lincoln
B-1993 In the Matter of the Application of Dak Family
Transportation, LLC, Lincoln, seeking authority as a common
carrier in Nebraska intrastate commerce in the transporta-
tion of Passengers by van in open class service between
points in Douglas, Lancaster, and Sarpy counties over
irregular routes. RESTRICTION: The transportation of
railroad train crews and their baggage is not authorized.
HHS Designation: Yes. Commissioner Dan Watermeier
presiding as Hearing Officer.

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Wednesday, August 21, 2019:

- 9:00 Event Center, Scotts Bluff County Fairgrounds,
130625 County Road E, Mitchell, Nebraska
In the Matter of Platte Valley Financial Services
Companies, Inc. and Affiliates, Complainants, v.
CenturyLink Communications, LLC Defendant. Commissioner
Mary Ridder presiding as Hearing Officer.
- 1:00 Commission Hearing Room, Lincoln
911 Service System Advisory Committee Meeting

Tuesday, August 27, 2019:

- 10:00 Commission Hearing Room, Lincoln
Commission Meeting

COMMUNICATIONS DEPARTMENT

C-5034/ In the Matter of the Application of GCIA Corp. d/b/a
NUSF-84.1 STAND UP WIRELESS seeking to amend its Eligible
Telecommunications Carrier designated service area.
Commissioner Rhoades 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
Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting
AYE, and Commissioner Rod Johnson excused not voting.

C-5050/ In the Matter of the Nebraska Public Service Commission
DC-94 Communications Department, on its own motion, regarding the
2018 Annual Report filings. Commissioner Rhoades presiding
as Hearing Officer. Motion made by Commissioner Crystal Rhoades,
seconded by Commissioner Tim Schram, to enter an Order dismissing
Complaint, in part. Motion passed with Commissioners Crystal Rhoades,
Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and
Commissioner Rod Johnson excused not voting.

C-5063 In the Matter of the Application of Network Billing
Systems, LLC, New York, New York, seeking a name change to
Fusion, LLC: Motion made by Commissioner Tim Schram, seconded by
Commissioner Dan Watermeier, to enter an Order granting application.
Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim
Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson
excused not voting.

C-5064 In the Matter of Clarks Telecommunications Company, Clarks,
seeking a waiver of the requirement of 291 Neb. Admin. Code
§ 5-002.06 regarding public pay stations. Motion made by Commissioner
Dan Watermeier, seconded by Commissioner Tim Schram, to enter an Order
granting application. Motion passed with Commissioners Crystal
Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and
Commissioner Rod Johnson excused not voting.

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COMMUNICATIONS DEPARTMENT (Cont.)

- 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 Dan Watermeier, to enter an Order opening docket and seeking comments, due on or before August 30, 2019. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.
- C-5057 In the Matter of the Application of Qwest Corporation d/b/a CenturyLink QC, Denver, Colorado, and Teleport Communications America, LLC, Bedminster, New Jersey, seeking approval of a Reciprocal Compensation Bill and keep amendment to their Interconnection Agreement, previously approved in Docket C-3095;
- C-5058 In the Matter of the Application of a Reciprocal Compensation Bill and Keep Amendment to the Interconnection Agreement between Qwest Corporation dba CenturyLink QC, Denver, Colorado, and XO Communications Services, LLC, Herndon, Virginia, previously approved in Docket C-3939;
- C-5059 In the Matter of the Application of United Telephone of the West d/b/a CenturyLink, Denver, Colorado, seeking approval of an Interconnection Agreement with Teliix, Inc., Denver Colorado;
- C-5060 In the Matter of the Application of United Telephone of the West d/b/a CenturyLink, Denver, Colorado, seeking approval of a VoIP Provider Amendment to the Interconnection Agreement with Teliix, Inc., for the State of Nebraska, previously approved in Docket C-5059;
- C-5061 In the Matter of the Application of Qwest Corporation d/b/a CenturyLink QC, Denver Colorado, seeking approval of an Interconnection Agreement with Teliix, Inc., Denver, Colorado, for the State of Nebraska;
- C-5062 In the Matter of the Application of Qwest Corporation d/b/a CenturyLink QC, Denver, Colorado, seeking approval of a VoIP Provider Amendment to the Interconnection Agreement with Teliix, Inc., Denver, Colorado, for the State of Nebraska, previously approved in Docket C-5061; and
- C-5065 In the Matter of the Application of Blair Telephone Company, Blair, Nebraska, seeking approval of an Interconnection Agreement with Comcast Phone of Nebraska, LLC, Philadelphia, Pennsylvania. Motion made by Commissioner Tim Schram, seconded by Commissioner Dan Watermeier, to enter Orders approving applications C-5057, C-5058, C-5059, C-5060, C-5061, C-5062, and C-5065. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

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Outages for July 2019							
Telephone Company	Affected Area	Outage Date	Completion Date	Duration	Number of Access Lin	Cause Primary	Comments
Qwest Corporation	Laurel, Pender, Emerson, Wakefield	Jul-05-19	Jul-06-19	0 d 11 h	1137	Cable Cut	Facility, SDL, Ethernet, 911, Switch - Notified PSAP - Fiber was spliced. The Transport Repair Center reported that the fiber was above ground and hit by highway maintenance workers with a mower. The fiber cut impacted some DSL subscribers, and several Switch remotes failed, affecting 1137 lines with no dial tone. Also, a PSAP was down, calls were rerouted to Cumming Co and AU followed. 391 lines were potentially impacted prior to the PSAP reroute. 1) Was the 911 reroute completed? YES 2) Was the PSAP emailed within 30 min? YES 3) Was the PSAP verbally notified within 30 min? YES
Citizens Telecommunications Company of Nebraska	Bertrand	Jul-05-19	Jul-09-19	3 d 19 h	252	Other	Lightning Strike at Bertrand - Damaged the power supply at the switch. Replaced the rectifiers and powerboard, tested the cards in switch - unable to reload the switch.
Benkelman Telephone Company, Inc.	Danbury and Lebanon	Jul-09-19	Jul-09-19	0 d 9 h	138	Equipment	Card failure in their CALIX system.
Qwest Corporation	Omaha	Jul-25-19	Jul-26-19	1 d h	147	Cable Cut	1500 Pair cable cut - construction company hit cable while putting in conduit for OPPD. Locates were requested, marked, and accurate
Qwest Corporation	Omaha	Jul-26-19	Jul-27-19	0 d 17 h	119	Cable Cut	All working lines were reconnected on Saturday, 7/27/19. The cable was cut by M&P contractors. Locates were requested, completed and accurate.

STATE 911 DEPARTMENT

911-042.30 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: Jefferson County. Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades to enter an Order approving use of set-aside funds for computer equipment. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

911-042.70 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: EDS 911 Franklin County. Motion made by Commissioner Tim Schram, seconded by Commissioner Dan Watermeier to enter an Order approving use of set-aside funds for electrical upgrades. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

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STATE 911 DEPARTMENT (Cont.)

The State 911 Department nominated the following individuals to the 911 Service System Advisory Committee: Captain Michael Bauer of the Norfolk Police Department to fill the vacant Law Enforcement position; Jon Osborne of CenturyLink to fill the vacant Telecommunications position; and as ex-officio member, Ed Toner of the OCIO, designated Sue Krogman of NEMA to be his designee on the Committee. Motion made by Commissioner Tim Schram, seconded by Commissioner Dan Watermeier to appoint all nominees. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

Dave Sankey informs the Commission that the next 911 Service System Advisory Committee meeting will be August 21, 2019 at 1:00 p.m. in the Commission Hearing Room, Lincoln.

NATURAL GAS DEPARTMENT

NG-90.2 In the Matter of Black Hills/Nebraska Gas Utility, LLC, d/b/a Black Hills Energy, Papillion, seeking approval to adjust the surcharge for the Farm Tap Safety Program for the 2019-20 year. Motion made by Commissioner Dan Watermeier, seconded by Commissioner Tim Schram, to enter an order suspending tariff revision and notice of assessment. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

NG-102/
PI-225 In the Matter of the Commission, on its own motion, seeking to review policies and practices relating to the administration of customer choice programs for natural gas service offered within the State of Nebraska. Motion made by Commissioner Tim Schram, seconded by Commissioner Dan Watermeier, to enter an order opening the docket and requesting written comments. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

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TRANSPORTATION DEPARTMENT

- B-1640 In the Matter of the Application of VIP Limousine, LLC d/b/a VIP Limousine, Omaha, seeking to change an existing operation, through transfer, of the authorities granted to VIP Limobus, LLC in Certificate B-1641, Supplements 2A and 3; A-1 Transportation, LLC in Certificate B-1642; A-1 Limousine, LLC in Certificate B-1643; and Alford Oil Company d/b/a Omaha Limousine in Certificate B-1660; and removing restrictions; and
- B-1641 In the Matter of the Application of VIP Limobus, LLC, Omaha, seeking to extend its authority as a common carrier in Nebraska intrastate commerce by removing existing restrictions. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: No. Motion made by Commissioner Dan Watermeier, seconded by Commissioner Crystal Rhoades, to enter Orders granting transfer; cancelling Certificates B-1641 Supplements 2A and 3, B-1642, B-1643, and B-1660; and granting restriction removal. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.
- B-1958, Supp. 1 In the Matter of the Application of Blair Blue Cab, LLC, Blair, seeking to extend its authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers by taxicab between points in Thurston, Dakota, Cuming, Burt, Dodge, Washington, Douglas, Sarpy, Saunders, Cass, Otoe, Butler, Colfax, Seward, and Lancaster Counties over irregular routes, and authorizing HHS Designation for existing and proposed service territories. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to enter an Order granting application. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

GENERAL ADMINISTRATION

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

Mary Ridder	\$	1,503.27
Tim Schram		394.40
Dan Watermeier		197.20

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GENERAL ADMINISTRATION (Cont.)

Executive Director's recommendation to enter into an Independent Contractor Agreement with Chris Rodarte, for the purposes of modular housing unit factory inspection in the State of Nebraska, effective August 22, 2019. Motion made by Commissioner Tim Schram, seconded by Commissioner Dan Watermeier. Motion passed with Commissioners Mary Ridder, Tim Schram and Dan Watermeier voting AYE, Commissioner Crystal Rhoades present not voting, and Commissioner Rod Johnson excused not voting.

The meeting adjourned at 10:30 a.m. with Commissioners Rod Johnson, Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier present. The next regularly scheduled meeting will be held on May 21, 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 August 27, 2019.

Chair

Executive Director