

PRELIMINARY AGENDAS

Notice was duly published March 31, 2020 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 April 7, 2020 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 and stated that this meeting would be held via video conference and telephone, pursuant to the Governor's Executive Order No. 20-03 issued on March 17, 2020, which granted a limited waiver of the Open Meetings Act due to the COVID-19 state of emergency. Commissioners Tim Schram was present in the Commission Hearing Room. Commissioners Mary Crystal Rhoades and Mary Ridder were present via video conference. Commissioner Dan Watermeier was present via telephone. Commissioner Rod Johnson was excused. Chair Ridder stated that a copy of the Nebraska Open Meetings Act is posted in the meeting room and on the Commission's website. Chair Ridder invited the public to address the Commission telephonically. No public comments were received. No further announcements were made.

Attention was called to the following proceedings:

Wednesday, April 8, 2020:

NG-101.1/ Black Hills Energy - **Quarterly Status Meeting**
PI-224 1:30 p.m. - Phone Bridge only (888)820-1398
Attendee Code 4207969#
Commissioner Rod Johnson - Hearing Officer

Wednesday, April 15, 2020:

NG-101.2/ NorthWestern Energy - **Quarterly Status Meeting**
PI-224 9:00 a.m. - Phone Bridge only (888)820-1398
Attendee Code 4207969#
Commissioner Rod Johnson - Hearing Officer

Monday, April 20, 2020:

NIEF Advisory Board Meeting

1:00 p.m. Virtual Meeting
This meeting will be held in accordance with the Governor's Executive Order No. 20-03. As the meeting will be held electronically, and no quorum of the public body will be physically present together, there will be no public in-person attendance. Remote access to the meeting will be available via Webex or by telephone. The Commission's Webex may be accessed by the following link:
<http://tiny.cc/PSCWebex> (case sensitive). Those wishing to attend anonymously may use "anonymous" for their name and "a@b.com" for their email address. To attend by telephone, dial 415-655-0003, then enter 926 434 190 when prompted for an access code.

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Tuesday, April 21, 2020:

Commission Meeting

10:00 a.m. Virtual Meeting

This meeting will be held in accordance with the Governor's Executive Order No. 20-03. As the meeting will be held electronically, and no quorum of the public body will be physically present together, there will be no public in-person attendance. Remote access to the meeting will be available via Webex or by telephone. The Commission's Webex may be accessed by the following link:

<http://tiny.cc/PSCWebex> (case sensitive). Those wishing to attend anonymously may use "anonymous" for their name and "a@b.com" for their email address. To attend by telephone, dial 415-655-0003, then enter 926 434 190 when prompted for an access code.

NUSF-117 E-Rate Special Construction - **Hearing**

1:30 p.m. - Virtual Hearing

Remote access to the hearing will be available via Webex or by telephone. The Commission's Webex may be accessed by the following link: <http://tiny.cc/PSCWebex> (case sensitive).

Those wishing to attend anonymously may use "anonymous" for their name and "a@b.com" for their email address. To attend by telephone, dial 415-655-0003, then enter 926 434 190 when prompted for an access code.

COMMUNICATIONS DEPARTMENT

C-5094 In the Matter of the Commission, on its own Motion, to determine the surcharge for the statewide Telecommunications Relay System to be effective July 1, 2020. Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to enter an Order setting the TRS surcharge for FY 2020/2021. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

C-5096 In the Matter of the Application of Common Point, LLC, Chicago, Illinois, seeking authority to withdraw its local exchange and interexchange certificates of authority and cancel its tariffs. 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.

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- C-5098 In the Matter of the Application of BCM One, Inc., New York, New York, for authority to obtain debt financing. Motion made by Commissioner Dan Watermeier, 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.
- C-5099 In the Matter of the Application of West Safety Communications, Inc., Longmont, Colorado, seeking a name change to Intrado Safety Communications, Inc.; and
- C-5100 In the Matter of the Application of West Telecom Services, LLC, Lancaster, Texas, seeking a name change to Intrado Communications, LLC. Motion made by Commissioner Tim Schram, seconded by Commissioner Dan Watermeier, to enter Orders granting Applications C-5099 and C-5100. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.
- C-5101 In the Matter of the Application of EarthLink Business, LLC, seeking a name change to Windstream New Edge, LLC. Motion made by Commissioner Crystal Rhoades, 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-5103 In the Matter of the Application of Steven Driewer, Marquette, seeking authority to receive telephone service from the Hordville exchange of the Hamilton Telephone Company. 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.
- AD-683r In the Matter of the Application of FLS Connect, LLC, St. Paul, Minnesota, seeking authority to register the connection of an automatic dialing-announcing device.
- AD-684r In the matter of the Application of Echo 19, LLC, d/b/a Echo Research, Washington, D.C., seeking authority to register the connection of an automatic dialing-announcing device.
- AD-685r In the Matter of the Application of TCN, Inc., Saint George, Utah, seeking authority to register the connection of an automatic dialing-announcing device. Motion made by Commissioner Crystal Rhoades, seconded by Commissioner Tim Schram, to enter Orders granting applications AD-683r thru AD-685r. 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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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: Lingo Communications North, LLC, f/k/a Ionex. Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to grant Lingo Communications North, LLC, f/k/a Ionex, extension request to May 1, 2020, to submit the 2018 remittance audit, otherwise due December 31, 2019. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

NUSF-37.379 In the Matter of Cullen Robbins, Director of the Nebraska Universal Service Fund Department of the Nebraska Public Service Commission, Complainant, v. CallCatchers, Inc., Respondent. Motion made by Commissioner Dan Watermeier, seconded by Commissioner Tim Schram, to enter an Order dismissing the Complaint. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

Cullen Robbins discussed the Telecom representative position on the NUSF Advisory Board, currently held by Ann Prockish of CenturyLink, requesting Commission approval to allow Al Lubeck, also of CenturyLink, to fulfill Ms. Prockish's current term, through January, 2021. Motion made by Commissioner Tim Schram, seconded by Commissioner Dan Watermeier, to approve Al Lubeck of CenturyLink to fulfill Ann Prockish's term through January, 2021, on the NUSF Advisory Board. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

WC Dkt Rural Digital opportunity Fund;
No 19-126
WC Dkt Connect America Fund; and
No 10-90

AU Dkt Wireline Competition Bureau Releases Preliminary
No 20-34 List & Map of Eligible Areas for the Rural Digital Opportunity Fund Phase 1 Auction. Motion made by Commissioner Tim Schram, seconded by Commissioner Dan Watermeier, to approve filing Comments with the FCC identifying census blocks that have been awarded funding through the NUSF in response to Rural Digital Opportunity Fund Auction challenge process. Response to the FCC is due before April 10, 2020. 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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Cullen Robbins discussed the late-filed remittance worksheets for Voyant Communications, LLC, and sought Commission approval to open a Complaint. Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to approve opening a Complaint. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson excused not voting.

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

TRANSPORTATION DEPARTMENT

B-1917 In the Matter of the Application of Omaha Brew Bus, LLC, Omaha, seeking a suspension of the Certificate of Public Convenience and Necessity issued in Application B-1917 until July 1, 2020. Motion made by Commissioner Dan Watermeier, seconded by Commissioner Tim Schram, to enter an Order granting suspension. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson present not voting.

M-14253 In the Matter of the Application of Chet's Transfer of Kearney, Inc., Kearney, 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 Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson present not voting.

MCC-3196.02 Jamie L. Reyes, Director Motor Transportation Department, Nebraska Public Service Commission, Lincoln, Nebraska, Complainant v. Alpha Life Improvement Services; Big A Holdings, LLC dba OMALiNK; Big O's Party Bus, LLC; Black Diamond S&S; Bus at the Yard d/b/a Luxury Limousine; Careem Transportation, LLC; Daniel's Moving & Storage of Omaha, LLC; Denver Coach, Inc.; First Student dba First Student, Inc.; Ford Storage & Moving Co.; Good Times Limousine, Inc.; Kelly DeSive; King's Moving; Modest Movers, LLC dba Middle West Movers; Nebraska Taxi, LLC; Night Life Limousine, LLC; Omaha Omaha Handicap Transportation Services; Rapid Shuttle Service; Roadrunner Bus, LLC; Ronald D. Allgood dba Tree City Cab Company; Siouxland Paramedics, Inc.; Smiley's; T and T Party Bus, LLC dba T & T Limousines; The Wine Bus, LLC; and Xtreme Ride, LLC, Respondents. Motion made by Commissioner Dan Watermeier, seconded by Commissioner Tim Schram, to enter an Order to dismiss, in part. Motion passed with Commissioners Crystal Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and Commissioner Rod Johnson present not voting.

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BR-566/ In the Matter of the Application of Oceans Enterprise, LLC,
B-2002 d/b/a Oceans Drive Transportation, 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
Crystal Rhoades, seconded by Commissioner Tim Schram, to enter an
Order granting rates. Motion passed with Commissioners Crystal
Rhoades, Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and
Commissioner Rod Johnson present not voting.

BR-582/ In the Matter of the Application of National Health
B-1885 Transport, Inc., 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 Crystal Rhoades,
seconded by Commissioner Tim Schram, to enter an Order granting on an
emergency basis. Motion passed with Commissioners Crystal Rhoades,
Mary Ridder, Tim Schram and Dan Watermeier voting AYE, and
Commissioner Rod Johnson present not voting.

GENERAL ADMINISTRATION

Executive Director's recommendation to approve Commission
invoices. No invoices were presented to the Commission for approval.

The meeting adjourned at 10:27 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 7,
2020 at 10:00 AM via Webex. Members of the public wishing to attend
the meeting may direct their web browsers to <http://tiny.cc/PSCWebex>.
The agenda for the April 7, 2020 meeting will be available on the
Commission's website, <http://psc.nebraska.gov/>, at 10:00 AM on April
6, 2019.

Chair

Executive Director