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Chair Boyle called the regularly scheduled meeting to order at 10:08 a.m. with Commissioners Boyle, Lowell Johnson, Rod Johnson, Landis and Vap present.

GENERAL ADMINISTRATION

Notice was duly published April 2, 2002, 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 9, 2002, at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

TRANSPORTATION DEPARTMENT

B-1567 In the Matter of Tim Whitney, dba VIP Limousine Service, Kearney, seeking authority as a common carrier in Nebraska intrastate commerce to provide limousine service in luxury or stretch limousines between points in Buffalo County and between points in said county on the one hand, and, on the other hand, points in Nebraska over irregular routes: Upon agreement of all Commissioners, the application was granted as amended.

Rate Division

MR-930 In the Matter of Movers and Warehouse Division, Nebraska Motor Carriers Association, Lincoln, seeking authority to establish a fuel surcharge in Nebraska Official Household Goods Tariff 7-E: The fuel surcharge was raised to 10 cents and the taxi surcharge was raised to 20 cents per trip.

Shana Knutson informed the Commission that a business was operating without authority and plans to file an application. Ms. Knutson was instructed to write a letter to the applicant informing them of the current laws.

GRAIN WAREHOUSE DEPARTMENT

GW-265 In the Matter of Diller Grain Co., Inc. dba Searcey Grain Co., Elk Creek, seeking a \$25,000.00 deductible on its stock insurance: The request was granted.

GW-1552 In the Matter of Grain Dealers Mutual Insurance Company seeking cancellation of its Continuous Public Grain Warehouse Bond No. 64-4-458 in the amount of \$109,900.00, issued on behalf of Schilling Grain Co., Inc., Pawnee City: The application was granted effective April 4, 2002.

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GRAIN WAREHOUSE DEPARTMENT (Cont.)

GW-2008 In the Matter of Employers Mutual Casualty Company seeking cancellation of its Continuous Public Grain Warehouse Bond No. T20 71 00 in the amount of \$159,800.00, issued on behalf of Richland Grain, Inc., Richland: The application was granted effective April 8, 2002.

GW-2062 In the Matter of John A. Fecht, Complainant, vs. BEEGS, GWC-364 Inc., dba Julian Ag Service: Upon agreement of all Commissioners, an order was entered to cancel the show cause hearing previously scheduled for March 20, 2002, and withdraw the license based on their request of March 20, 2002.

Grain Dealer Division

GD-2780 In the Matter of O'Malley Grain, Inc., Fairmont: John Fecht will contact O'Malley Grain officials to arrange an informal meeting between Commissioners and staff to address his concerns.

COMMUNICATIONS DEPARTMENT

AD-283r In the Matter of Grace Community Church, Lincoln, seeking authority to connect an automatic dialing-announcing device: Upon agreement of all Commissioners present, the application was granted.

C-1128 In the Matter of the Commission, on its own motion, seeking to investigate the effect of local competition on the telecommunications industry in Nebraska: Upon agreement of all Commissioners, an order was entered establishing a policy regarding SGAT interconnection agreements.

C-1662 In the Matter of Quintelco, Inc., Pearl River, New York, seeking authority to obtain a Certificate of Public Convenience and Necessity to provide local exchange telecommunications service within the state of Nebraska: Upon agreement of all Commissioners, the authority was withdrawn at applicant's request.

C-1830 In the Matter of US West Communications, Inc., Denver, Colorado, seeking authority to file its notice of intention to file a Section 271(c) application with the Federal Communications Commission (FCC) and request for the Commission to verify US West's compliance with Section 271(c): Upon agreement of all Commissioners, Procedural Order No. 29 was entered revising the schedule of proceedings as follows with all proceedings being held in the Commission Hearing Room, Lincoln:

May 6, 2002 1:00 PM Schedule Change Management/O&E Workshop

May 23, 2002 1:30 PM Reschedule KPMG Workshop previously set for May 15, 2002

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May 28, 2002 1:30 PM Reschedule Oral Argument on Final Report previously set for May 20, 2002

COMMUNICATIONS DEPARTMENT (Cont.)

C-2156 In the Matter of US West Communications, Denver, Colorado, seeking a declaration that competition exists for exchanges in Omaha: Upon agreement of all Commissioners, an order was entered to close the docket.

C-2516/ In the Matter of the Commission, on its own motion, seeking PI-49 to investigate Qwest Corporation's rates for interconnection, unbundled network elements, transport and termination and resale services: Gene Hand discussed the status of the draft order and staff intentions to include this docket on the agenda at the April 23, 2002, Commission meeting.

C-2683 In the Matter of Nebraska Public Power District, Columbus, seeking authority to lease dark fiber to Frontier Telecommunications Company of Nebraska, Burnsville, Minnesota: A pre-hearing conference order was entered scheduling a hearing for April 29, 2002, at 1:30 p.m. in the Commission Hearing Room, Lincoln.

C-2687 In the Matter of ICG Telecom Group, Inc., Englewood, Colorado, seeking authority to obtain a Certificate of Public Convenience and Necessity to provide resold and facilities-based, dedicated and private line local exchange telecommunications services: Upon agreement of all Commissioners, the application was granted.

C-2689 In the Matter of Great Plains Communications, Inc., Blair, Qwest Corporation, Omaha, and Great Plains Communications Long Distance, Inc., Blair, seeking approval for the discontinuance of intraLATA interexchange service by Qwest Corporation to the Great Plains Communications, Inc. exchanges and the designation of Great Plains Communications Long Distance, Inc. as an intraLATA carrier of last resort for the Great Plains Communications exchanges: Upon agreement of all Commissioners, the application was granted.

C-2690 In the Matter of Infonet Telecommunications Corporation, El Segundo, California, seeking authority to operate as an interexchange carrier of telecommunications services within the state of Nebraska: Upon agreement of all Commissioners, the application was granted.

C-2694 In the Matter of The Blair Telephone Company, Blair, seeking authority to issue long term indebtedness: Upon agreement of all Commissioners, the application was granted.

FC-1294 In the Matter of RVW, Inc., Columbus, vs. MCI WorldCom Communications, Inc., Denver, Colorado, alleging unfair billing: The hearing previously set for April 10, 2002, was canceled.

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Laura Davenport updated the Commission on the status of the applicants seeking a position on the Nebraska Internet Enhancement Fund Advisory Board.

COMMUNICATIONS DEPARTMENT (Cont.)

The Commission discussed the draft resolution which will be addressed at the Regional Oversight Committee meeting in Santa Fe, New Mexico, regarding the Long-Term-271 Multi-state Work Efforts.

Gene Hand distributed copies of the 211 reminder notice, including suggested directory and bill insert language.

Engineering Department

Upon agreement of all Commissioners, the following applications were granted:

- E-1946 In the Matter of Norris Public Power District, Beatrice, seeking authority to construct, operate and maintain an electric transmission line in Lancaster County.
- E-1947 In the Matter of Nebraska Public Power District, Columbus, seeking authority to construct, operate and maintain an electric transmission line in Lincoln County.

WIRELESS E-911 DEPARTMENT

PSAP-008 In the Matter of Cuming County PSAP, West Point, seeking approval of funding for recurring and non-recurring costs associated with implementation of Wireless E911: Upon agreement of all Commissioners, the application was granted.

GENERAL ADMINISTRATION

Upon agreement of all Commissioners, authorization was granted to purchase one van.

Upon agreement of all Commissioners, authorization was granted for Kent Pribyl to travel to San Antonio, Texas, from May 13-17, 2002, to attend the HUD Manufactured Home Workshop with all expenses to be paid by HUD through Thursday, May 16. Expenses for the

hotel for the evening of May 16 and meals on Friday, May 17, will be at the expense of the Commission. This request is amended from the authorization received on April 2, 2002.

Attention was called to the following proceedings:

Friday, April 12, 2002:

P-0004 Sarpy County Courthouse, Sarpy County Board Room, 1210
9:30 CST Golden Gate Drive, Papillion. Peoples Natural Gas, Omaha,
seeking resolution of a dispute under Neb. Rev. Stat.
§57-1306. Commissioner Landis chairing.

GENERAL ADMINISTRATION (Cont.)

Commissioner Rod Johnson left the Commission Hearing Room.

Monday, April 22, 2002:

1:30 CST Commission Library, Lincoln. TRS Advisory Committee
Meeting. Commissioner Lowell Johnson attending.

Rules and Regulations

Rule and In the Matter of the Commission, on its own motion,
Regulation seeking to establish Title 291, Chapter 10, Nebraska
#150 Universal Service Fund Rules and Regulations, in accordance
with the provisions of Neb. Rev. Stat. 86-1401 et seq.:

Upon agreement of all Commissioners present, a Certificate of Adoption
was entered.

Commissioner Lowell Johnson moved that the Commission go
into closed session to discuss personnel issues and Commissioner Vap
seconded the motion. The Commission went into closed session at 11:30
a.m.

Commissioner Vap moved that the Commission return to open
session and Commissioner Lowell Johnson seconded the motion. The Com-
mission came out of closed session at 11:55 a.m.

The meeting adjourned at 11:55 a.m. with Commissioners
Boyle, Lowell Johnson, Landis and Vap present and Commissioner Rod

Johnson absent. The next regularly scheduled meeting will be held on April 23, 2002, at 1:30 p.m. with an agenda to be available in the office of the Executive Director at 1:30 p.m. on April 22, 2002.

Chair

Executive Director