

Chairman Vap called the regularly scheduled meeting to order at 10:03 a.m. with Commissioners Boyle, Lowell Johnson, Rod Johnson, Landis and Vap present.

GENERAL ADMINISTRATION

Notice was duly published November 29, 2005 on Page 10 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held December 6, 2005 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Attention was called to the following proceedings:

Tuesday, December 6, 2005:

1:30 Commission Hearing Room, Lincoln.
In the Matter of Jeffrey L. Pursley, Director, Universal Service Fund Department, Complainant, vs. the following Respondents. Commissioner Rod Johnson presiding as Hearing Officer.

NUSF-37.56 Telstra, Inc.
NUSF-37.63 Norstan Network Services
NUSF-37.66 BullsEye Telecom, Inc.
NUSF-37.69 WorldxChange Corporation
NUSF-37.70 Trinsic, f/k/a Z-Tel, Inc.

911-015/ Commission Hearing Room, Lincoln.
PI-106 In the Matter of the Commission, on its own motion, seeking
2:30 to investigate issues related to the calculation and reimbursement of costs to carriers implementing enhanced wireless 911 service. Commissioner Jerry Vap presiding as Hearing Officer.

Wednesday, December 7, 2005:

B-1554 Commission Hearing Room, Lincoln. Planning Conference.
Supp. 4 In the Matter of DJW, Inc., dba Luxury Limousine, Syracuse,
9:00 seeking authority for the transportation of passengers as a limousine service between points in Lancaster County and between points within said county, on the one hand, and, on the other hand, points in Nebraska over irregular routes. Commissioner Landis presiding as Hearing Officer.

C-3497 Commission Library, Lincoln. Pre-hearing conference.
1:00 In the Matter of Alltel Communications of Nebraska, Inc., Little Rock, Arkansas, seeking designation as an Eligible Telecommunications Carrier Pursuant to Section 214(e)(2) of the Communications Act of 1934. Commissioner Landis presiding as Hearing Officer.

COMMUNICATIONS DEPARTMENT

Cheryl Elton informed the Commission of the complaints received in the preceding month.

C-3457 In the Matter of TON Services, Inc., Ogden, Utah, seeking authority to operate as a resale carrier of intrastate interLATA and intraLATA telecommunications services within the state of Nebraska: Motion made by Commissioner Anne Boyle, seconded by Commissioner Lowell Johnson, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

C-3498 In the Matter of Protel Advantage, Inc., dba Long Distance Savings, Mendota Heights, Minnesota, seeking authority to operate as an interexchange carrier of telecommunications services within the state of Nebraska: Motion made by Commissioner Lowell Johnson, seconded by Commissioner Anne Boyle, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

C-3500 In the Matter of IBFA Acquisition Company, LLC, Elk Grove Village, Illinois, seeking to transact business within the state of Nebraska under the name Farm Bureau Connection: Motion made by Commissioner Lowell Johnson, seconded by Commissioner Frank Landis, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

C-3499 In the Matter of Qwest Corporation, Denver, Colorado, seeking a triennial review order and triennial review remand order amendment to the interconnection agreement with HunTel Cable-Vision, Inc., dba HunTel Communications, Blair, within the state of Nebraska previously granted in Docket C-2921: Motion made by Commissioner Lowell Johnson, seconded by Commissioner Rod Johnson, to enter an order approving the application. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

C-3480/
NUSF-49 In the Matter of Mobius Communications Co., Hemingford, seeking designation as an Eligible Telecommunications Carrier that may receive federal and state universal service support. Commissioner Jerry Vap presiding as Hearing Officer: A Hearing Officer order was entered on November 30, 2005, scheduling a hearing on January 11, 2006 at 1:30 p.m. in the Commission Hearing Room, Lincoln.

COMMUNICATIONS DEPARTMENT (Cont.)

C-3497 In the Matter of Alltel Communications of Nebraska, Inc., Little Rock, Arkansas, seeking designation as an Eligible Telecommunications Carrier pursuant to Section 214(e)(2) of the Communications Act of 1934. Commissioner Frank Landis presiding as Hearing Officer: A Hearing Officer order was entered scheduling a planning conference for December 7, 2005 at 1:00 p.m. in the Commission Library, Lincoln.

Don Gray provided a report on highlights of the North American Numbering Council meeting held on November 30, 2005.

UNIVERSAL SERVICE FUND

NUSF-37.56 In the Matter of Jeffrey L. Pursley, Universal Service Fund Department, Complainant, vs. Telstra, Inc., Respondent. Commissioner Rod Johnson presiding as Hearing officer: Motion made by Commissioner Lowell Johnson, seconded by Commissioner Frank Landis, to enter an order continuing the December 6, 2005 hearing to a date later to be determined. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

NUSF-37.59 In the Matter of Jeffrey L. Pursley, Director, Universal Service Fund Department, Complainant, vs. Business Telecom, Inc., Respondent. Commissioner Rod Johnson presiding as Hearing Officer: Motion made by Commissioner Anne Boyle, seconded by Commissioner Lowell Johnson, to enter an order dismissing the complaint and removing Business Telecom from the December 6, 2005 hearing proceedings. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

NUSF-50 In the Matter of the Commission, on its own motion, seeking to make adjustments to the universal service fund mechanism established in NUSF-26: Motion made by Commissioner Frank Landis, seconded by Commissioner Lowell Johnson, to enter an order opening the docket and seeking comments due January 10, 2006 with reply comments due January 30, 2006. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

NUSF-49/
C-3480 In the Matter of Mobius Communications Company, Hemingford, seeking designation as an Eligible Telecommunications Carrier that may receive federal and state universal service support. Commissioner Jerry Vap presiding as Hearing Officer: The hearing scheduled for January 11, 2006 at 1:30 pm in the Commission Hearing Room, with pre-filed testimony due January 4, 2006, was discussed on the Communications Department agenda.

UNIVERSAL SERVICE FUND (Cont.)

Jeff Pursley discussed the Late-Filed Carrier Remittance Report. Motion made by Commissioner Lowell Johnson, seconded by Commissioner Frank Landis, to levy late fees against Citizens Telecommunications and Citizens Telecommunications Company of Nebraska; that a complaint be filed against LCR Telecommunications and Access Point; and that the waiver request from Ameritech Mobile Services, dba SBC Paging, be granted. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

NATURAL GAS DEPARTMENT

NG-0032 In the Matter of Aquila, Inc., d/b/a Aquila Networks (Aquila), Omaha, seeking to implement refunds received from Northern Natural Gas Company, pursuant to Federal Energy Regulatory Commission Dockets RP98-203 and RP04-155, to customers in Aquila's Rate Area One, Rate Area Two and Rate Area Three. Commissioner Landis presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Lowell Johnson, to enter an order closing the docket. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

Laura Demman reported on the number and nature of natural gas consumer inquiries and complaints received during the previous month.

WEB AND TECHNOLOGY REPORT

Tyler Frost reported on Nebraska Online's recent web server conversion. He also discussed email spamming issues and potential safeguards.

HOUSING AND RECREATIONAL VEHICLE DEPARTMENT

Mark Luttich reported on a proposed Out-of-State Inspection Agreement for alternate construction on manufactured homes.

TRANSPORTATION DEPARTMENT

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-F: The fuel surcharge was retained at 50 cents per mile.

GRAIN WAREHOUSE DEPARTMENT

- GW-14 In the Matter of Laurel Feed & Grain Co., Laurel: John Fecht discussed the shortage of corn.
- GW-1887 In the Matter of Oak Cattle Company, Inc., Stanton: John Fecht discussed the shortage of soybeans.
- GW-553 In the Matter of Travelers Casualty and Surety Company of America seeking cancellation of its Continuous Public Grain Warehouse Bond No. 104367650 in the amount of \$289,700.00, issued on behalf of Kroeker Grain & Lumber Co., Inc., Henderson: Application was granted effective August 26, 2005.
- GW-1154 In the Matter of Heartland Coop, Hastings, seeking a \$25,000.00 deductible on its stock insurance coverage: Motion made by Commissioner Frank Landis, seconded by Commissioner Lowell Johnson, to enter an order granting the deductible. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

GENERAL ADMINISTRATION

Motion made by Commissioner Lowell Johnson, seconded by Commissioner Rod Johnson, to approve the following Commission invoices. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

Ted Burkey	\$	3,842.50
Thomson West		573.92
Robert Bowman		835.93
Fred Massing		735.08
Kent Pribyl		675.09
Anne Boyle		555.33

NEBRASKA EQUIPMENT DISTRIBUTION PROGRAM

AGN Sales		179.20
Alternative Hearing		540.50
B Hear		194.95
Belton Hearing Aid Center		618.60
Belton Hearing Aid Center		991.30
Grand Island Hearing Aid		856.36
Hamilton Telecommunication		459.80
Hitec Group International		444.35
Carl A. Johnson		1,048.80
K-D Communications		4,909.25
McCook Pharmacy & Medical Supply		884.73
Professional Hearing Aid Services		689.80
Sherard Hearing Aid Center		203.90
Teltex		209.40
Weitbrecht Communications		4,011.75
Western ENT Associates		159.00

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Anne Boyle, seconded by Commissioner Frank Landis, to schedule a Commission meeting for March 29, 2006. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

Upon agreement of all Commissioners, authorization was granted for Jeff Pursley to attend the Wireless Communications and Universal Service Conference to be held at Columbia University in New York, New York, on December 9, 2005.

There being no need to address any matters in closed session, the meeting adjourned at 10:46 a.m. with Commissioners Boyle, Lowell Johnson, Rod Johnson, Landis and Vap present. The next regularly scheduled meeting will be held on December 13, 2005, at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on December 12, 2005.

Chairman

Executive Director