

Chairman Rod Johnson called the regularly scheduled meeting to order at 10:08 a.m. with Commissioners Johnson, Landis and Schram present, Commissioner Vap excused and Commissioner Boyle excused at the beginning of the meeting. Chairman Johnson also invited the public to address the Commission at any point during the meeting. He also announced that a copy of the Nebraska Open Meetings Act was available in the meeting room.

GENERAL ADMINISTRATION

Notice was duly published February 6, 2007 on Page 7 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held February 13, 2007 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Attention was called to the following proceedings:

Wednesday, February 14, 2007:

- 10:00 Commission Hearing Room, Lincoln.
Commissioner Johnson presiding as Hearing Officer.
- NG-0039 In the Matter of Kinder Morgan, Inc., Houston, Texas; KM Retail Utilities Holdco LLC, Houston, Texas; Source Gas Distribution LLC, Lakewood, Colorado, Source Gas Holdings LLC, Stamford, Connecticut; and Source Gas LLC, Stamford, Connecticut; seeking approval of (1) the proposed transfer of Kinder Morgan, Inc.'s Nebraska Certificate of Convenience and utility assets to Source Gas Distribution LLC; and (2) the proposed change of control of Source Gas Distribution LLC from Kinder Morgan, Inc. to Source Gas LLC.
- NG-0040 In the Matter of Kinder Morgan, Inc., Houston, Texas; KM Retail Utilities Holdco LLC, Houston, Texas; Source Gas Distribution LLC, Lakewood, Colorado, seeking approval of asset transfer of jurisdictional utility assets.

Monday, February 26, 2007:

- 10:00 Commission Library, Lincoln.
Wireless E911 Advisory Board Meeting.
- C-3745/
PI-126 Commission Hearing Room, Lincoln. Workshop.
In the Matter of the Commission, on its own motion, seeking to investigate time release intervals for participants of telephone calls once a disconnect signal or on-hook signal is detected. Commissioner Boyle presiding as Hearing Officer.
- 1:30

Commissioner Boyle entered the Commission Hearing Room.

COMMUNICATIONS DEPARTMENT

C-3479/
PI-107 In the Matter of the Commission, on its own motion, seeking comment on the implementation of the Federal Communications Commission (FCC) requirement for all telecommunications carriers including wireline, wireless and payphone service providers to deploy the 811 code for use as a "One Call" number for access to the diggers hot line system by April 13, 2007: Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to approve a letter to carriers regarding N11 language. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting. Commissioner Boyle was appointed Hearing Officer.

C-2831/
NUSF-51/
PI-67 In the Matter of the Commission, on its own motion, seeking to investigate telecommunications infrastructure development in Nebraska. Commissioner Vap presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Anne Boyle, to accept the February 2007 Broadband Survey Report. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

C-3554/
PI-112/
NUSF-50 In the Matter of the Commission, on its own motion, seeking to investigate whether the zones established in Docket C-2516 are appropriate in light of NUSF-26 findings and conclusions. Commissioner Vap presiding as Hearing Officer: Gene Hand reported that this docket would be addressed during the Nebraska Infrastructure and Public Safety Department agenda.

C-3731 In the Matter of Curtis Telephone Company, Curtis, Consolidated Companies, Inc., Lincoln, and Curtis Transitory Sub, Inc., Lincoln, seeking approval of change of controlling interest in the Curtis Telephone Company. Commissioner Jerry Vap presiding as Hearing Officer: Motion made by Commissioner Anne Boyle, seconded by Commissioner Rod Johnson, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

C-3672 In the Matter of Qwest Corporation, Denver, Colorado, seeking an Omaha Forbearance Order ("OFO") amendment to an interconnection agreement with New Rochelle Telephone Corporation, White Plains, New York, previously approved in Docket C-3406: Motion made by Commissioner Anne Boyle, seconded by Commissioner Rod Johnson, to enter an order approving the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

COMMUNICATIONS DEPARTMENT (Cont.)

Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to enter an order granting applications E-2132 through E-2136 listed below. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

E-2132 In the Matter of Fremont Department of Utilities, Fremont, seeking authority to construct, operate and maintain an electric transmission line in Dodge County.

E-2134 In the Matter of Lincoln Electric System, Lincoln, seeking authority to construct, operate and maintain an electric transmission line in Lancaster County.

E-2135 In the Matter of Loup River Public Power District, Columbus
E-2136 seeking authority to construct, operate and maintain electric transmission lines in Platte and Boone Counties.

Gene Hand informed the Commission that Sprint/Nextel (CLEC) has withdrawn their tariff.

DC-71/ In the Matter of Maurice Gene Hand, Director, Communica-
NUSF-53 tions Department and Jeffrey L. Pursley, Director, Nebraska Universal Service Fund Department, Complainants, v. Qwest Corporation, Respondent: Upon agreement of all Commissioners present, the Qwest Compliance meeting previously scheduled for February 13, 2007 was rescheduled for March 13, 2007, at 2:00 p.m. in the Commission Library, Lincoln.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-017/ In the Matter of the Commission, on its own motion, seeking
PI-116 to establish interim policies for the administration of the Enhanced Wireless 911 Fund pending Implementation of LB 1222 [2006]. Commissioner Vap presiding as Hearing Officer: Motion made by Commissioner Anne Boyle, seconded by Commissioner Frank Landis, to enter an order amending the interim policy. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

NUSF-1, In the Matter of Commission, on its own motion, seeking
PO #7 to establish guidelines for administration of the Nebraska Universal Service Fund: Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to approve the modification of audit language in the third-party examination of the January - July, 2006 Remittance Worksheets of WWC License, LLC, now a part of Alltel Communications, Inc. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

NUSF-50/ C-3554 PI-112 In the Matter of the Commission, on its own motion, seeking to make adjustments to the universal service fund mechanism established in NUSF-26. Commissioner Landis presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Anne Boyle, to enter an order releasing the staff proposal. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

NUSF-37.97 In the Matter of Jeffrey L. Pursley, Director, Nebraska Telecommunications Infrastructure and Public Safety Department, Complainant, v. McGraw Communications, Inc., Respondent: Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, to enter an order dismissing the complaint. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

Jeff Pursley discussed the NUSF Late-Filed Carrier Remittances: Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, to file a new complaint under the new fining policy against McGraw Communications for the 4th Quarter, 2006 Data Period. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

LEGISLATIVE REPORT

Nichole Underhill and the Commissioners discussed LB 486.

TRANSPORTATION DEPARTMENT

M-14190 In the Matter of Senior Moving Services, LLC, d/b/a Senior Moving Services, Omaha, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of household goods between points in the state of Nebraska over irregular routes: A video hearing was scheduled for April 19, 2007, at 9:30 a.m. in the Commission Library, Lincoln, and Nebraska State Office Building, Room 207, 1313 Farnam Street, Omaha. Commissioner Boyle was appointed as Hearing Officer.

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 increased to 54 cents per mile.

TRANSPORTATION DEPARTMENT (Cont.)

Mark Breiner updated the Commission on a complaint filed against a taxi company.

GENERAL ADMINISTRATION

Motion made by Commissioner Anne Boyle, seconded by Commissioner Frank Landis, to approve the following Commission invoices. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

Ag Express Electronics	\$ 1,050.00
Ag Express Electroonics	2,585.00
Graham Tires	609.59

Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to approve Commission minutes for the month of January, 2007. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, authorization was granted for Commissioner Anne Boyle to travel to and attend the Universal Service Administrative Company (USAC) Quarterly Meetings to be held in Washington, D.C. in April, July and October 2007 with all expenses to be paid by USAC. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

Motion made by Commissioner Anne Boyle, seconded by Commissioner Frank Landis, authorization was granted to hire an Administrative Assistant in the Communications Department. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

The meeting adjourned at 10:45 a.m. with Commissioners Boyle, Johnson, Landis and Schram present, and Commissioner Vap excused. The next regularly scheduled meeting will be held on February 27, 2007, at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on February 26, 2007.

Chairman

Deputy Director