

Chairman Frank Landis called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Anne Boyle, Frank Landis, Tim Schram and Gerald Vap present and Commissioner Rod Johnson excused. Chairman Landis invited the public to address the Commission and also announced that a copy of the Nebraska Open Meetings Act was posted in the meeting room. Commissioner Landis announced that next week's Commission meeting will be held on Wednesday, October 14, 2009.

GENERAL ADMINISTRATION

Notice was duly published September 29, 2009 on Page 7 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held October 6, 2009 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, October 6, 2009

MCC-3162 Commission Hearing Room, Lincoln. In the Matter of Mark
1:30 Breiner, Director, Transportation Department, vs. SDG
Transportation, Inc., Omaha. Commissioner Frank Landis
presiding as Hearing Officer.

Wednesday, October 7, 2009

911-019/ Commission Hearing Room, Lincoln. In the Matter of the
PI-118 Commission, on its own motion, seeking to implement pro-
10:00 visions of LB 1222 [2006] and to establish a permanent
funding mechanism for wireless enhanced 911 Service.
Commissioner Anne Boyle presiding as Hearing Officer.

Thursday, October 8, 2009

B-1744 Video Hearing. Commission Hearing Room, Lincoln, and
10:00 Nebraska State Office Building, 1313 Farnam Street, Room
207, Omaha. In the Matter of Valor Transportation Company,
Omaha, seeking to acquire, through transfer, the certifi-
cate held by Safeway Transportation, LLC, in Certificate
B-1684. Commissioner Tim Schram presiding as Hearing
Officer.

COMMUNICATIONS DEPARTMENT

Cheryl Elton informed the Commission of complaints received in September 2009. She reported there were a total of 69 complaints: 48 - wireline and 21 - wireless. The complaints were categorized as follows: 38 billing, 25 service and 6 miscellaneous issues.

COMMUNICATIONS DEPARTMENT (Cont.)

AD-485r In the Matter of the Application of First Data Voice Services, Omaha, Nebraska, seeking authority to register the connection of an automatic dialing-announcing device in Omaha, Nebraska: Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to enter orders approving applications C-4197, C-4199, C-4200, C-4201 and C-4202. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

C-4197 In the Matter of the Application of United Telephone Company of the West d/b/a Embarq, Overland Park, Kansas, seeking approval of a Resale Agreement with Wholesale Carrier Services Inc., Coral Springs, Florida.

C-4199 In the Matter of the Application of United Telephone Company of the West d/b/a Embarq, Overland Park, Kansas, seeking approval of an Interconnection Agreement with NE Colorado Cellular Inc. d/b/a Viaero, Fort Morgan, Colorado.

C-4200 In the Matter of the Application of Qwest Corporation, Denver, Colorado, seeking approval of an Amendment to the Interconnection Agreement with LH Telecom, Inc., Des Moines, Iowa, previously approved in Docket C-3220.

C-4201 In the Matter of the Application of Windstream Nebraska, Inc., Little Rock, Arkansas, seeking approval of an Interconnection Agreement with TCG Omaha, Douglasville, Georgia.

C-4202 In the Matter of the Application of Windstream Nebraska, Inc., Little Rock, Arkansas, seeking approval of an Interconnection Agreement with AT&T Communications of the Midwest, Inc., Douglasville, Georgia.

E-2228 In the Matter of the Application of Twin Valleys Public Power District, Cambridge, seeking authority to construct, operate and maintain an electric transmission line in Harlan County. Commissioner Jerry Vap was appointed as Hearing Officer.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to enter orders granting applications E-2229, E-2230 and E-2231. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

COMMUNICATIONS DEPARTMENT (Cont.)

- E-2229 In the Matter of the Application of Loup River Public Power District, Columbus, seeking authority to construct, operate and maintain an electric transmission line in Platte County.
- E-2230 In the Matter of the Application of Lincoln Electric System, Lincoln, seeking authority to construct, operate and maintain an electric transmission line in Lancaster County.
- E-2231 In the Matter of the Application of Twin Valleys Public Power District, Cambridge, seeking authority to construct, operate and maintain an electric transmission line in Harlan County.

NATURAL GAS DEPARTMENT

P-0013.22 In the Matter of Metropolitan Utilities District of Omaha, Omaha, providing notice required by *Neb. Rev. Stat. Section 66-1863*, that it intends to extend or enlarge its service area or extend a gas main: Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to enter an order closing the docket. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

Laura Demman reported a total number of 38 consumer complaints and inquiries received at the Commission during September. For each company: Black Hills - 4; NorthWestern - 1; SourceGas - 31; and Other Entities - 2.

Laura Demman reported on staffing plans and training for natural gas customer complaints and inquiries.

Commissioner Rod Johnson entered the Commission Hearing Room.

TRANSPORTATION DEPARTMENT

B-1717 In the Matter of Platinum Limousine Services, LLC, Norfolk, Supp. 1 seeking authority as a common carrier in Nebraska intra-state commerce in the transportation of passengers and their baggage in limousine service between points in Platte, Colfax, Boone, Antelope and Knox counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes. HHS Designation: No. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized: Upon agreement of all Commissioners, a video hearing was scheduled for November 5, 2009, at 10:00 a.m. in the Commission Hearing Room, Lincoln, and Northeast Community College, Maclay Building, Room 122, 801 East Benjamin Avenue, Norfolk. Commissioner Rod Johnson was appointed as Hearing Officer.

TRANSPORTATION DEPARTMENT (Cont.)

B-1728 In the Matter of Central Limousine, Grand Island, seeking
Supp. 2 to acquire, through transfer, the authority granted to R&F
Hobbies, Inc., dba Aquila Limo, in Certificate B-1697: Upon
agreement of all Commissioners, a hearing was scheduled for 10:00 a.m.
on October 29, 2009, in the Commission Hearing Room, Lincoln. Commis-
sioner Rod Johnson 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 Goods Tariff 7F and
Tariff 22: The Tariff 7F fuel surcharge was retained at \$.58 per
mile and the Tariff 22 fuel surcharge at \$2.36 per truck per trip.

GRAIN WAREHOUSE DEPARTMENT

Motion made by Commissioner Anne Boyle, seconded by Com-
missioner Tim Schram, to enter an order granting the applications in
dockets GW-2181 and GD-2181. Motion passed with Commissioners Anne
Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

GW-2181 In the Matter of Bancroft Grain, LLC, Bancroft, seeking a
Grain Warehouse License, subject to the fulfillment of all
statutory requirements, for the license period ending
September 30, 2010.

GD-2181 In the Matter of Bancroft Grain, LLC, Bancroft, seeking a
Grain Dealer License, subject to the fulfillment of all
statutory requirements, for the license period ending
September 30, 2010.

GENERAL ADMINISTRATION

Motion made by Commissioner Jerry Vap, seconded by Commis-
sioner Tim Schram, to approve the Executive Director's recommendation
to approve the following Commission invoices. Motion passed with Com-
missioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry
Vap voting AYE.

Joanna Raffety	\$ 634.50
Anne Boyle	726.00
Rod Johnson	1,495.20
Tim Schram	710.60

GENERAL ADMINISTRATION (Cont.)

The meeting adjourned at 10:28 a.m. with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Gerald Vap present. The next regularly scheduled meeting will be held on October 14, 2009, at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on October 13, 2009.

Chairman

Executive Director