

Chairman Tim Schram called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Anne Boyle, Rod Johnson and Frank Landis present and Commissioner Gerald Vap excused. Chairman Schram 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. No announcements were made.

GENERAL ADMINISTRATION

Notice was duly published January 11, 2010 on Page 7 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held January 19, 2011 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, January 19, 2011

NG-0063/
PI-173
1:30
Commission Hearing Room, Lincoln. Workshop. In the Matter of the Commission, on its own motion, seeking to investigate and refine filing requirements and establish further guidelines for prosecution of general rate applications. Persons wishing to participate by telephone should dial 1-888-820-1398 and enter access code 4207969#. Commissioner Frank Landis presiding as Hearing Officer.

Thursday, January 20, 2011

C-4317/
PI-175
10:00 CT
9:00 MT
Commission Hearing Room, Lincoln, and Panhandle Research and Extension Center, High Plains Room, 4502 Avenue I, ScottsBluff. In the Matter of the Nebraska Public Service Commission, on its own motion, to investigate a network service outage in CenturyLink's service area and to resolve any remaining network reliability issues. Commissioner Jerry Vap presiding as Hearing Officer.

Monday, January 24, 2011

10:00
Commission Hearing Room, Lincoln and Kearney Public Library, 2020 1st Avenue, Kearney. E911 Advisory Board Meeting.

COMMUNICATIONS DEPARTMENT

AD-516r
In the Matter of the Application of PoliticalCalling.com a.k.a. Emediac, Inc., Davis, California, seeking authority to register the connection of an automatic dialing-announcing device in Portland, Maine: Motion made by Commissioner Anne Boyle, seconded by Commissioner Frank Landis, 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.

COMMUNICATIONS DEPARTMENT (Cont.)

C-4315 In the Matter of the Application of WiMacTel, Inc., Sarasota, Florida, seeking authority to provide competitive local & intrastate interexchange services within the State of Nebraska: Motion made by Commissioner Frank Landis, seconded by Commissioner Anne Boyle, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis and Tim Schram voting AYE and Commissioner Vap excused not voting.

C-4322 In the Matter of the Application of ATX Licensing, Inc., Rye Brook, New York, seeking authority to withdraw their interexchange certification and tariff: Motion made by Commissioner Anne Boyle, seconded by Commissioner Frank Landis, 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-4323 In the Matter of the Application of BellSouth Long Distance, Distance, Inc., d/b/a AT&T Long Distance Service, Atlanta, Georgia, seeking authority to withdraw their local exchange certification and tariff: 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.

Gene Hand discussed the Broadband Mapping/Planning Grant.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-042.15 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: Hamilton County: Angela Melton informed the Commission that a Hearing Officer's Order was entered January 10, 2011, continuing the hearing previously scheduled for January 11 to January 26, 2011 at 1:30 p.m. in the Commission Hearing Room, Lincoln and establishing a telephone conference number (402-472-6292). Motion made by Commissioner Rod Johnson, seconded by Commissioner Anne Boyle, to enter an order approving the request for withdrawal and cancelling the hearing previously scheduled for January 26, 2011. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

911-047/
PI-168 In the Matter of the Commission, on its own motion, seeking to investigate and establish standards and guidelines for Geographic Information Systems (GIS) Data necessary for the provision of Enhanced Wireless 911 Service: Angela Melton informed the Commission that a Hearing Officer Order was entered January 10, 2011, establishing a telephone conference number (402-472-6292) for the workshop previously scheduled for January 26, 2011.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

911-049/ In the Matter of the Nebraska Public Service Commission, on
PI-174 its own motion, to investigate the affect of statewide pre-
paid wireless subscriber counts on local exchange carrier
payments for enhanced wireless 911 service under the permanent funding
mechanism and quarterly reporting requirements: Motion made by Com-
missioner Frank Landis, seconded by Commissioner Rod Johnson, to enter
an order releasing the proposal for comments due February 25, 2011 and
scheduling a hearing for March 8, 2011 at 1:30 p.m. in the Commission
Hearing Room, Lincoln. Motion passed with Commissioners Anne Boyle,
Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioner
Jerry Vap excused not voting.

NUSF-77 In the Matter of the Petition of the Nebraska Telecommuni-
cations Association for investigation and review of pro-
cesses and procedures regarding the NUSF: Commissioner Landis presid-
ing as Hearing Officer: Angela Melton advised the Commission that a
Hearing Officer Order was entered January 12, 2011, denying a formal
intervention motion by CTIA and granting informal intervenor status.

Angela Melton informed the Commission that the E911 Advi-
sory Board Meeting originally scheduled for January 10, 2011, was can-
celled due to inclement weather and rescheduled for January 24, 2011
at 10:00 a.m. Commission Hearing Room, Lincoln with a video-link to
the Kearney Public Library, 2020 1st Avenue, Kearney.

Commissioner Anne Boyle left the Commission Hearing Room.

NATURAL GAS DEPARTMENT

NG-0061/ In the Matter of Black Hills/Nebraska Gas Utility Company,
HS-0027 LLC, d/b/a Black Hills Energy, Omaha, seeking a General
Rate Increase for Black Hills Energy's Rate Areas One, Two
and Three (Consolidated). Commissioner Frank Landis presiding as Hear-
ing Officer: Motion made by Commissioner Frank Landis, seconded by
Commissioner Rod Johnson to enter Assessment Order HS-0027. Motion
passed with Commissioners Rod Johnson, Frank Landis and Tim Schram
voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not
voting.

RULES AND REGULATION

Rule and In the Matter of the Commission, on its own motion, seeking
Regulation to amend Title 291, Chapter 5, Telecommunications Rules and
#176 Regulations, to adopt rules in accordance with Nebraska
Legislative Bill 181 [2010]. Commissioner Tim Schram pre-
siding as Hearing Officer: Nichole Mulcahy informed the Commission
that a Hearing Officer order was entered January 10, 2011, continuing
the hearing previously scheduled for January 10 to a date to be deter-
mined later.

LEGISLATIVE REPORT

Mike Hybl and Angela Melton provided a legislative bill introduction update. Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to approve recommendations of positions on legislation. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

TRANSPORTATION DEPARTMENT

BR-332 In the Matter of the League of Human Dignity, Petitioner, vs. R & F Hobbies, Inc., dba Prince of the Road, Et. Al., Respondent: Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to enter an order eliminating differential rates. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioner Anne Boyle excused not voting.

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 increased to \$.90 per mile and the Tariff 22 fuel surcharge to \$5.44 per truck per trip.

GRAIN WAREHOUSE DEPARTMENT

Grain Dealer Division

GD-1711 In the Matter of Howard R. Lefler, dba Lefler Grain Co., Fairmont, seeking to cancel his grain dealer license effective January 11, 2011: Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to grant the request. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

GENERAL ADMINISTRATION

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

AS Central Services	\$	659.56
Attorney General		2,722.00
GIS Workshop		3,600.00
GIS Workshop		14,400.00
Nebraska Relay Service		57,642.52

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to approve Commission minutes for December, 2010. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to approve the addendum to the contract with GIS Workshop for the hosting and maintenance of the online remittance system. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting.

Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to enter into closed session to discuss litigation and personnel. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioners Anne Boyle and Jerry Vap excused not voting. The Commission entered into closed session at 10:25 a.m.

Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to return to open session. Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioner Anne Boyle excused not voting. The Commission returned to open session at 10:37 a.m.

The meeting adjourned at 10:38 a.m. with Commissioners Rod Johnson, Frank Landis, Tim Schram present and Commissioners Rod Johnson and Anne Boyle excused. The next regularly scheduled meeting will be held on January 25, 2011, at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on January 24, 2010.

Chairman

Executive Director