

Chairman Tim Schram called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Rod Johnson, Frank Landis, Tim Schram and Gerald Vap present and Commissioner Anne Boyle excused. Chairman Schram invited the public to address the Commission and 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 November 29, 2011 on Page 4 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held on December 6, 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, 2011:

NUSF 32.10 Commission Hearing Room, Lincoln. Commissioner Rod Johnson
1:30 presiding as Hearing Officer. In the Matter of the Commission, on its own motion, seeking to conduct an inquiry into the failure of NetOne International Inc. to comply with Commission rules or orders and to impose administrative fines.

Wednesday, December 7 through Thursday, December 8, 2011:

B-1801 Video Hearing. Commission Hearing Room, Lincoln, and
9:00 Nebraska State Office Building, Room 207, 2nd Floor, 1313 Farnam Street, Omaha. Commissioner Rod Johnson presiding as Hearing Officer. In the Matter of City Taxi, Inc., seeking authority for the transportation of passengers by taxi in Douglas, Sarpy, Washington, Cass and Dodge counties, and between points in said 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.

COMMUNICATIONS DEPARTMENT

Cheryl Elton reported on complaints received in November 2011. She reported there were a total of 25 complaints: 14 wireline and 11 wireless. The complaints were categorized as follows: 10 billing, 11 service, and 4 miscellaneous issues. A new pending local rate increase report was distributed and reviewed with the Commissioners.

COMMUNICATIONS DEPARTMENT (Cont.)

C-4422 In the Matter of the Application of Dark Fiber Solutions, Inc., Hopkinsville, Kentucky, seeking authority to cancel its interexchange telecommunications services in the State of Nebraska: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order granting the application. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

C-4423 In the Matter of the Joint Application of Global Tel*Link Corporation, Mobile, Alabama; Value-Added Communications, Inc., Plano, Texas; Public Communications Services, Inc., Mobile, Alabama and ASP GTEL Holdco, LLC, New York, New York, seeking approval of transfer of control to ASP GTEL Holdco, LLC and issuance of debt and related financing transactions: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an order granting the application. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

C-4431 In the Matter of Cox Nebraska Telcom, LLC, Omaha, Nebraska, residential rate increase: Gene Hand reported that Cox Nebraska Telcom, LLC sent notice of a proposed residential rate increase to their customers on December 1, 2011, and the \$1.75 per month increase would become effective April 1, 2012.

Gene Hand reported that the Pennsylvania Public Utility Commission is petitioning the U.S. Court of Appeals for the Third Circuit to review the Federal Communications Commission's (FCC) "Connect America Fund" order and associated notices of proposed rulemaking.

Gene Hand reported that the Senate, Commerce, Science, and Transportation Committee will hold an executive session on December 8, 2011, to vote on several FCC, Federal Trade Commission, and Commerce Department nominations.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-50.01 In the Matter of the Second Petition of N.E. Colorado Cellular, Inc., d/b/a Viaero Wireless, for support from the E-911 Wireless Service Provider (WSP) Grant Program: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an order scheduling a planning conference for December 12, 2011 at 1:30 p.m. in the Niobrara Conference Room, Lincoln. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting. Commissioner Vap was appointed as Hearing Officer.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

Sue Vanicek informed the Commission that the next Wireless E-911 Advisory Board Meeting will be held January 23, 2012 at 10:00 a.m. in the Commission Hearing Room, Lincoln.

NUSF-1, In the Matter of the Nebraska Public Service Commission, on
P.O. #7 its own motion, seeking to establish guidelines for admini-
stration of the Nebraska Universal Service Fund: Applewood
Communications Corporation. Sue Vanicek discussed the deviation of
remittance audit procedures language. Motion made by Commissioner
Frank Landis, seconded by Commissioner Jerry Vap, to accept the agreed
upon procedures language as submitted. Motion passed with Commis-
sioners Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting
AYE, and Commissioner Anne Boyle excused not voting.

Sue Vanicek discussed the NUSF Late-Filed Carrier Remit-
tances: Motion made by Commissioner Jerry Vap, seconded by Commis-
sioner Rod Johnson, to levy late-fees against ACN Digital Phone Ser-
vice, LLC and PaeTec Communications, Inc. Motion passed with Commis-
sioners Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting
AYE, and Commissioner Anne Boyle excused not voting.

NATURAL GAS DEPARTMENT

NG-0066 In the Matter of gas supply cost adjustment schedules
CA-004 implemented by Black Hills/Nebraska Gas Utility Company,
LLC, d/b/a Black Hills Energy, Omaha, pursuant to *Neb. Rev.*
Stat. sec. 66-1854. Commissioner Frank Landis presiding as Hearing
Office: Motion made by Commissioner Frank Landis, seconded by Commis-
sioner Rod Johnson, to enter Assessment Order CA-004. Motion passed
with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap
voting AYE, and Commissioner Anne Boyle excused not voting.

Laura Demman reported a total number of 14 consumer com-
plaints and inquiries received during November. For each company:
Black Hills - 4; SourceGas - 9; NorthWestern - 0; and Other Entities -
1.

HOUSING AND RECREATIONAL VEHICLE DEPARTMENT

Mark Luttich updated the Commission on the financial status
of the department.

Mark Luttich presented a memo from the Manufactured Housing
Association for Regulatory Reform regarding "Congress Requests GAO
Probe of HUD Program."

TRANSPORTATION DEPARTMENT

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 decreased to \$1.12 per mile and the Tariff 22 fuel surcharge to \$7.60 per truck per trip.

GENERAL ADMINISTRATION

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

Fred Massing	\$	1,195.00
Kent Pribyl		805.15
Anne Boyle		799.20
Tim Schram		603.84

NEBRASKA EQUIPMENT DISTRIBUTION PROGRAM

Alternative Hearing	\$	1,280.00
Beltone		1,034.60
Carl A. Johnson		218.02
Complete Hearing Solutions		489.75
Glassman's Hearing Aid Service		480.06
Hearing Center of Columbus		159.95
Hearing Clinic		1,310.00
B Hear		2,472.03
Professional Hearing Services		171.50
Sherard Hearing Aid Center		799.15
Sprint Communications		149.99
Talk to Me Technologies		1,000.00
Teltex, Inc.		1,732.02
Weitbrecht Communications		1,234.67

Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to approve the Executive Director's recommendation to purchase two 2012 Chevrolet Impalas for the grain warehouse department. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to authorize Commissioners to travel to and attend the National Association of Regulatory Utility Commissioners (NARUC) Winter Conference to be held in Washington, DC from February 3-8, 2012. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to authorize Gene Hand, Laura Demman, and Sue Vanicek to travel to and attend the National Association of Regulatory Utility Commissioners (NARUC) Winter Conference to be held in Washington, DC from February 3-8, 2012. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE, and Commissioner Anne Boyle excused not voting.

The meeting adjourned at 10:25 a.m. with Commissioners Rod Johnson, Frank Landis, Tim Schram, and Gerald Vap present, and Commissioner Anne Boyle excused. The next regularly scheduled meeting will be held on December 13, 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 December 12, 2011.

Chair man

Executive Director