

Chairman Rod Johnson called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram, and Gerald Vap present. Chairman Johnson 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 June 12, 2012 on Page 5 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held on June 19, 2012 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, June 19, 2012:

C-4448/ Commission Hearing Room, Lincoln.
NUSF-79 In the Matter of the Application of Pinpoint Wireless, Inc.
11:00 d/b/a Blaze Wireless, Cambridge, seeking authority for designation as a wireless Eligible Telecommunications Carrier. Commissioner Jerry Vap Presiding as Hearing Officer.

Tuesday, June 19, 2012 through Thursday, June 21, 2012:

B-1581 Video Hearings. Commission Hearing Room, Lincoln and
1:30 Nebraska State Office Building, Room 207, 1313 Farnam Street, Omaha. NOTE: The hearings on Tuesday will start at 1:30 and on Wednesday and Thursday at 9:00. In the Matter of Servant Cab Company, dba Yellow Cab Company and Capital Cab Company, Lincoln, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers and their baggage by taxicab between points in Nebraska over irregular routes. RESTRICTION: The transportation of passengers and their baggage by taxicab originating from or point to point with-in any territory where a taxicab holds a certificate or permit, except Douglas, Sarpy, and Washington counties, is not authorized. HHS Designation: Yes: Commissioner Rod Johnson presiding as Hearing Officer.

COMMUNICATIONS DEPARTMENT

C-4439 In the Matter of the Application of Joseph and Roberta Malloy, Decatur, seeking authority to receive telephone service from the Decatur exchange of the Northeast Nebraska Telephone Company: Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE.

COMMUNICATIONS DEPARTMENT (Cont.)

C-4466 In the Matter of the Application of Sage Telecom, Inc., Richardson, Texas, seeking authority to cancel its local exchange and interexchange services and tariffs in the State of Nebraska: 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, Tim Schram, and Jerry Vap voting AYE.

C-4468 In the Matter of the Application of Liberty-Bell Telecom, LLC d/b/a DISH Network Phone & Internet, Englewood, Colorado, seeking approval to change its name to dishNET Wireline L.L.C: 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, Tim Schram, and Jerry Vap voting AYE.

C-4471 In the Matter of the Application of Russell & Robin Stodola, Clarkson, seeking authority to receive telephone service from the Stanton exchange of the Stanton Telecom Inc. telephone company: Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE.

WC Docket Nos. 10-90, Broadband Plan for Our Future; Establishing Just and Reasonable Rates for Local Exchange Carriers; High-Cost Universal Service Support; Developing a Unified Intercarrier Compensation Regime; Federal-State Joint Board on Universal Service; Lifeline and Link-Up; Universal Service Reform-Mobility Fund: 05-337 Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, approving filing comments in this matter. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE.

C-4470 In the Matter of the Application of Qwest Corporation d/b/a CenturyLink QC, Denver, Colorado, seeking an ICC VoIP Amendment to the Interconnection Agreement with Time Warner Cable Information Services, LLC, New York, New York, previously approved in Docket C-4212: Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to enter an order approving the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE.

COMMUNICATIONS DEPARTMENT (Cont.)

E-2310 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 Nance County: Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE.

Gene Hand informed the Commission that anti-cramming legislation was introduced in the Senate that would ban third-party charges on wireline telephone and interconnected VoIP bills with exceptions for the legitimate third-party charges for telephone-related services. The legislation also directs the Federal Communications Commission to create rules that would protect wireless consumers from cramming.

Gene Hand informed the Commission of K & M Telephone Company's plans to provide public telephone service in Chambers and Inman.

Gene Hand reported on a June 14, 2012, Presidential Executive Order addressing "Accelerating Broadband Infrastructure Deployment".

Gene Hand discussed access tariff filings due June 22, 2012, per the Hearing Officer order in Docket C-4459.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-020.06/ In the Matter of Sue Vanicek, Director of the Nebraska DC/82 Telephone Infrastructure and Public Safety Department of the Nebraska Public Service Commission, Complainant, v. Cable USA III, LLC; Covista, Inc.; Crexendo Business Solutions, Inc.; DIECA Communications, Inc.; DSLNet Communications, LLC; Geneva Broadband, LLC; Ionex Communications North, Inc.; LH Telecom; Long Lines Siouxland, LLC; Midwestern Telecommunications, Inc.; NetTalk.Com, Inc.; Neutral Tandem-Nebraska, LLC; New Edge Network, Inc.; NOS Communications, Inc.; Reliant Communications, Inc.; inContact, Inc.; Velocity the Greatest Phone Company Ever, Inc.; Wholesale Carrier Services, Inc.; XO Communications, LLC, Respondent(s): Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an order dismissing Complaint, in part. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE.

NATURAL GAS DEPARTMENT

Motion made by Commissioner Frank Landis, seconded by Commissioner Anne Boyle, to enter Assessment Orders in Dockets NG-0067 and NG-0071. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE.

NG-0067 In the Matter of SourceGas Distribution LLC, Lakewood,
CA-003 Colorado, seeking approval of a general rate increase.
Commissioner Jerry Vap presiding as Hearing Officer.

NG-0071 In the Matter of gas supply cost adjustment schedules
CA-002 implemented by NorthWestern Corporation, D/B/A NorthWestern
Energy, Sioux Falls, South Dakota, pursuant to *Neb. Rev.
Stat. sec. 66-1854*. Commissioner Rod Johnson presiding as
Hearing Officer.

TRANSPORTATION DEPARTMENT

B-1628 In the Matter of OMALiNK, Inc., Lincoln, seeking authority
Supp. 4 as a common carrier in Nebraska intrastate commerce in the
transportation of passengers by taxicab between points
within a 100 radius of Lincoln Nebraska. HHS Designation: No: Upon
agreement of all Commissioners, to enter a Planning Conference Order
and Notice of Hearing for August 7, 2012 at 3:30 p.m. and August 8
and 9, 2012 at 9:00 a.m. in the Commission Hearing Room, Lincoln.
Commissioner Frank Landis presiding as Hearing Officer.

B-1718 In the Matter of Leisure Limousine & Sedan, Inc., Lincoln,
Supp. 3 seeking authority as a common carrier in Nebraska intra-
state commerce in the transportation of passengers by taxi-
cab between points in Lancaster County, and points within said county,
on the one hand, and, on the other hand, points in Nebraska over
irregular routes. RESTRICTION: The transportation of railroad train
crews and their baggage is not authorized. HHS Designation: Yes: Upon
agreement of all Commissioners, to enter a Planning Conference Order
and Notice of Hearing for July 18, 2012 at 9:00 a.m. in the Commission
Hearing Room, Lincoln. Commissioner Frank Landis presiding as Hearing
Officer.

B-1810 In the Matter of Grand Island Party Bus (GIPS), Grand
Island, seeking authority as a common carrier in the trans-
portation of passengers by bus in charter and special party between
points in Hall County, on the one hand, and, on the other hand, points
in Nebraska over irregular routes. RESTRICTION: The transportation of
railroad train crews and their baggage is not authorized. HHS Designa-
tion: No: Upon agreement of all Commissioners, a video hearing was
scheduled for September 26, 2012, at 10:00 a.m., in the Commission
Hearing Room, Lincoln, and the Grand Island Public Library, 211 N.
Washington Street, Grand Island, Nebraska. Commissioner Jerry Vap was
appointed Hearing Officer.

TRANSPORTATION DEPARTMENT (Cont.)

Rate Division

BR-402 In the Matter of Triumph Transportation dba Prince of the Road, Kearney, seeking authority to adjust its rates and charges: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to enter an order granting the application on an emergency basis. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE.

TR-191 In the Matter of Yellow Cab Company, Omaha, seeking to intervene in the rate application of Servant Cab Company dba Yellow Cab and Capital Cab Company, Lincoln: Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, to enter an order granting the intervention. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE.

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 \$1.02 per mile and the Tariff 22 fuel surcharge to \$6.67 per truck per trip.

GENERAL ADMINISTRATION

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

University of Nebraska	\$	9,424.25
Thomson Reuters		1,029.48

NEBRASKA EQUIPMENT DISTRIBUTION PROGRAM

Alternative Hearing	\$	155.00
Amplified Phone Services		2,674.07
B Hear		502.44
Beltone		3,407.75
Complete Hearing Solutions		499.66
Glassmans Hearing Aid Technology		450.00
Grand Island Hearing Aid Center		823.56
Hearing Aid Center of Columbus		129.90
Hearing Clinic Inc.		170.00
Carl A. Johnson		589.85
Professional Hearing Aid Services		365.10
Sherard Hearing Aid Center		925.15
Sprint		999.96

GENERAL ADMINISTRATION (Cont.)

Teltex Inc.	614.45
U-Save Pharmacy & Medical Supply	659.53
Weitbrecht Communications	1,110.22

The following invoices were paid between 6/6/12 and 6/18/12 and should be ratified:

AS Central Finance	\$	2,823.95
AS Materiel		1,878.18
Voyager		2,204.22
Frank Landis		40.29

Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, to approve the Executive Director's recommendation to approve the May 2012 Commission Minutes. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle present not voting.

Motion made by Commissioner Frank Landis, seconded by Commissioner Anne Boyle, to approve the Executive Director's recommendation to approve the purchase of 1 computer and 1 monitor for the NTIPS department. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE.

Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to approve the Executive Director's recommendation to renew the agreement with the Nebraska Soybean Association to provide Auditing Services. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE.

Motion made by Commissioner Anne Boyle, seconded by Commissioner Frank Landis, to approve the Executive Director's recommendation to renew the Commission's Agreement with Ted Burkey for the provision of services relating to the inspection of recreational vehicle factories in the states of California, Indiana, Kansas, Michigan, Ohio, Oregon, and Pennsylvania. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE.

Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to approve the Executive Director's recommendation to renew the Commission's Agreement with Ted Burkey for the purposes of recreational vehicle plan review. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE.

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to approve the Executive Director's recommendation to amend the agreement with BroadMap, LLC to provide the following enhancements to the broadband mapping program: add Administrative login capabilities for the broadband service provider portal, Administrative login capabilities for the state public interactive mapping website, community anchor institution display and functionality enhancements, and incorporation of Ookla Speed Testing Services. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE.

Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to approve the Executive Director's recommendation to enter into closed session to discuss personnel issues. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram, and Jerry Vap voting AYE. The Commission entered into closed session at 10:25 a.m.

Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to approve the Executive Director's recommendation to return to open session. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE. The Commission returned to open session at 10:36 a.m.

Motion made by Commissioner Frank Landis, seconded by Commissioner Anne Boyle, to approve the Executive Director's recommendations to approve an offer of employment to fill an open position in the NTIPS Department, accept the resignation of an employee in the Manufactured Housing and Recreational Vehicle Department, and open for hire a position in the Manufactured Housing and Recreational Vehicle Department. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap voting AYE.

The meeting adjourned at 10:40 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 June 26, 2012 at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on June 25, 2012.

Chair man

Executive Director