

Chairman Rod Johnson called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Gerald Vap present, and Commissioner Frank Landis excused. 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 July 3, 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 July 10, 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:

Wednesday, July 11, 2012:

C-4464/ Commission Hearing Room, Lincoln.  
NUSF-81 In the Matter of the Application of TerraCom, Inc., Okla-  
1:30 homa City, Oklahoma, for designation as an eligible tele-  
communications carrier in the State of Nebraska. Commis-  
sioner Rod Johnson presiding as Hearing Officer.

#### COMMUNICATIONS DEPARTMENT

Cheryl Elton informed the Commission of complaints received in June 2012. She reported that there were a total of 31 complaints: 17 - wireline and 14 - wireless. The complaints were categorized as follows: 16 billing, 13 service and 2 miscellaneous issues.

C-4052.1 In the Matter of the Application of DSLnet Communications, LLC, Austin, Texas, seeking to withdraw its local and interexchange authorities: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

C-4081.1 In the Matter of the Application of Ionex Communications North, Inc. d/b/a Birch Communications, Atlanta, Georgia, seeking approval for financing transactions entered into by Ionex's parent company, Birch Communications, Inc.: 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, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

COMMUNICATIONS DEPARTMENT (Cont.)

C-4429 In the Matter of the Application of TJ & Tori Manning, Raymond & Becky Hanley, Marty & Lois Hanley, Marty & Kari Monroe, Russell & Wilma Hack, Pat & Terry Furman, Jan Soester, Steve Klaes, Kirk & Dawn Oetken, Greg & Janet Oetken, Bruce & Vicki Troester, Jim & Maureen Skavdahl, Pink School House School, Arden Wholers, Lonnie Wilkins, Scott & Amber Wilkins, Bruce & Trish Garner, Riley & Amanda Morava, Tim & Sharon Morava, Fred Hagman, Tim & Stephanie Hurby, Pete & Krista Gomez, Steve Kvistad, Keith Welling, Arden Wohlers, Rhonda Pelton (Rising Land & Gravel), Dixie Lees, Tom & Faye Flowers, James R. Moore, Pat Soester, Tom Walters, Buzz & Rosalene Tollman, (Marsland Citizens) of Marsland, Nebraska, seeking authority to receive telephone service from the Hemingford exchange of the Hemingford exchange of the Hemingford Cooperative Telephone Company. Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an order withdrawing the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

C-4472 In the Matter of the Application of Yak Communications (America), Inc., Miami Beach, Florida, seeking to withdraw interexchange authority in the State of Nebraska: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

C-4473 In the Matter of the Application of Qwest Corporation d/b/a CenturyLink QC, Denver, Colorado, seeking ICC Bill and Keep Amendment to the Interconnection Agreement with New Cingular Wireless PCS, LLC, and its Commercial Mobile Radio Service operating affiliates, d/b/a AT&T Mobility, Atlanta, Georgia, previously approved in Docket C-2100: 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, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

C-4474 In the Matter of the Application of Qwest Corporation d/b/a CenturyLink QC, Denver, Colorado, seeking ICC Bill and Keep Amendment to the Interconnection Agreement with USA Mobility Wireless, Inc., Plano, Texas, previously approved in Docket C-3675: 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, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

COMMUNICATIONS DEPARTMENT (Cont.)

Nichole Mulcahy discussed TRS Late-Filed Carrier Remittances: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, that one-time waivers be issued to Great Plains Communications, Inc. and Great Plains Broadband and the complaint against Allo Communications be amended to include further late filed remittances. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

C-3206 In the Matter of the Commission, on its own motion, to administer the Nebraska Internet Enhancement Fund. Nichole Mulcahy informed the Commission that the 2012 full year lease payment to the Nebraska Internet Enhancement Fund for the Dark Fiber Lease between the Nebraska Public Power District and Pinpoint Communications was made for \$23,970.50. This payment was made June 25, 2012.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-020.06/In the Matter of Sue Vanicek, Director of the Nebraska 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 Siouland, 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 the complaint, in part. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram to enter orders approving funding for Dockets 911-042.01, 911-042.03, 911-042.04, 911-042.06, 911-042.08 thru 911-042.10, 911-042.12, 911-042.14 thru 911-042.17, 911-042.19 thru 911-042.21, 911-042.23 thru 911-042.28, 911-042.30, 911-042.31, 911-042.33, 911-042.34, 911-042.36 thru 911-042.39, 911-042.42, 911-042.44, 911-042.46, 911-042.47, 911-042.49, 911-042.51 thru 911-042.54, 911-042.56, 911-042.57, 911-042.60, 911-042.62 thru 911-042.67, 911-042.69, 911-042.71, and 911-042.73. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

911-042.01 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: Nemaha County.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

- 911-042.03 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: Clay County
- 911-042.04 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: Knox County.
- 911-042.06 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: City of Grand Island.
- 911-042.08 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: City of Falls City.
- 911-042.09 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: City of McCook.
- 911-042.10 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: Buffalo County.
- 911-042.12 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: Kimball County.
- 911-042.14 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: City of Holdrege.
- 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.
- 911-042.16 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: Cheyenne County.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

- 911-042.17 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: Hitchcock County.
- 911-042.19 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: Saline County.
- 911-042.20 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: Dawes County.
- 911-042.21 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: Cuming County.
- 911-042.23 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: Perkins County.
- 911-042.24 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: Fillmore County.
- 911-042.25 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: Keith County.
- 911-042.26 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: Dawson County.
- 911-042.27 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: Frontier County.
- 911-042.28 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: Seward County.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

- 911-042.30 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: Jefferson County.
- 911-042.31 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: Thurston County.
- 911-042.33 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: City of Lincoln.
- 911-042.34 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: Polk County.
- 911-042.36 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: Nuckolls County.
- 911-042.37 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: Morrill County.
- 911-042.38 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: Washington County.
- 911-042.39 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: Cass County.
- 911-042.42 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: Furnas County.
- 911-042.44 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: Boone County.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

- 911-042.46 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: City of Wayne.
- 911-042.47 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: Custer County.
- 911-042.49 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: Douglas County.
- 911-042.51 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: Rock County.
- 911-042.52 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: Cherry County.
- 911-042.53 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: Brown County.
- 911-042.54 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: Keya Paha County.
- 911-042.56 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: York County.
- 911-042.57 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: City of Alliance.
- 911-042.60 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: Thayer County.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

- 911-042.62 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: Colfax County.
- 911-042.63 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: Scottsbluff County.
- 911-042.64 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: Sarpy County.
- 911-042.65 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: Dixon County.
- 911-042.66 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: Antelope County.
- 911-042.67 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: Pierce County.
- 911-042.69 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: Nance County.
- 911-042.71 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: Saunders County.
- 911-042.73 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: Sheridan County.

Sue Vanicek informed the Commission that the Wireless E-911 Advisory Board Meeting that was scheduled for July 9, 2012, has been moved to July 16, 2012, at 10:00 a.m. in the Commission Hearing Room, Lincoln.

NATURAL GAS DEPARTMENT

Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to approve the Executive Director's recommendation for the 2012-2013 Public Advocate fiscal year SourceGas Distribution LLC allocation of \$342,209.21; leaving a balance of \$10,000 for Natural Gas Department consultants. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

NG-0067      In the Matter of SourceGas Distribution LLC, Lakewood,  
HS-004      Colorado, seeking approval of a general rate increase. Commissioner Jerry Vap presiding as Hearing Officer: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter Assessment Order No. HS-004. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

NG-0067      In the Matter of SourceGas Distribution LLC, Lakewood,  
Colorado, seeking approval of a general rate increase. Commissioner Jerry Vap presiding as Hearing Officer: Laura Demman discussed an order entered by the Hearing Officer on July 2, 2012, scheduling a hearing on a proposed refund plan for July 31, 2012, at 1:30 p.m. in the Commission Hearing Room, Lincoln.

Laura Demman reported a total number of 7 consumer complaints and inquiries received at the Commission during June. For each company: Black Hills - 2; SourceGas - 3; NorthWestern - 0; and Other Entities - 2.

Laura Demman reported a total number of 156 consumer complaints and inquiries received at the Commission during the 2011-2012 fiscal year. For each company: Black Hills - 37; SourceGas - 90; NorthWestern - 4; and Other Entities - 25.

RULES & REGULATIONS

Rule and      In the Matter of the Commission, on its own motion, seeking  
Regulation to amend Title 291, Chapter 11, Automatic Dialing Announ-  
#185          cing Devices Rules and Regulations, to adopt rules in accordance with Nebraska Legislative Bill 720 [2008] now codified in Neb. Rev. Stat. §§ 86-236 to 86-257 (Reissue of 2008). Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to release a second set of proposed rules, seek comment due by August 13, 2012, and notice of hearing for August 21, 2012, at 1:30 in the Commission Hearing Room. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

TRANSPORTATION DEPARTMENT

B-1572 In the Matter of Mark Hamilton d\b\A Interstate Extradition Service, Kearney: Motion made by Commissioner Anne Boyle, seconded by Commissioner Jerry Vap, to enter an order revoking the authority in Certificate B-1752. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

B-1738 In the Matter of Panda Transportation, Inc., d\b\A  
Supp. 1 Panda Transportation, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers between points in Nebraska, including the transportation of Health and Human Services clients and prisoners in open class service by van between points in Sheridan, Cherry, Keya Paha, Brown, and Rock counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes, seeking to add sedans and SUVs for transportation. RESTRICTION: Service for trips originating in Adams and Hall counties is not authorized. The transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes: Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to enter an order granting the application as amended. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap, voting AYE, and Commissioner Frank Landis excused not voting.

B-1756 In the Matter of Friendship Program, Inc., Omaha: Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to enter an order revoking the authority in Certificate B-1756. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

B-1798 In the Matter of the Triumph Transportation, Inc., Kearney, seeking to extend its authority by the transportation of passengers and their baggage in open class service by van and wheelchair van between points in Lancaster County, and between points in Lancaster 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. No sedan operation is authorized. HHS Designation: Yes. Commissioner Frank Landis appointed as Hearing Officer: Hearing scheduled for September 4, 2012 at 11:00 A.M. CST and September 5, 2012 at 10:30 A.M. CST, in the Commission Hearing Room, 1200 N Street, Lincoln, Nebraska.

TRANSPORTATION DEPARTMENT (Cont.)

B-1814 In the Matter of Goose Patrol, Inc., Springfield, seeking authority as a contract carrier in Nebraska intrastate commerce in the transportation of passengers by limousine between points in Douglas County, Sarpy County, and between points in said counties under contract with Charlie's on the Lake and Nowhere on the Lake over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: No: Motion made by Commissioner Tim Schram, seconded by Commissioner Jerry Vap, to enter an order dismissing the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

Rate Division

BR-404 In the Matter of Myers Luxury Coaches Inc., Stuart, seeking authority to adjust its rates and charges: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an order granting the application on an emergency basis. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis 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 \$1.02 per mile and the Tariff 22 fuel surcharge to \$6.64 per truck per trip.

HOUSING DEPARTMENT

Motion made by Commissioner Tim Schram, seconded by Commissioner Jerry Vap, to enter orders in dockets RVF-6, MODF-6, and MANF-5 opening the dockets and scheduling a hearing for August 14, 2012, at 1:30 p.m. in the Commission Hearing Room, Lincoln. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting. Commissioner Tim Schram was appointed as Hearing Officer.

RVF-6 In the Matter of the Commission, on its own motion, seeking to determine the fees for the Recreational Vehicle Program:

MODF-6 In the Matter of the Commission, on its own motion, seeking to determine the seal fee amount for the Modular Housing Program:

MANF-5 In the Matter of the Commission, on its own motion, seeking to determine the seal fee amount for the Manufactured Home Program:

Mark Luttich discussed and provided information on the Department's Financial Status.  
GRAIN WAREHOUSE DEPARTMENT

GW-211 In the Matter of Farmers Elevator, Inc., Beemer, requesting cancellation of the warehouse license: Motion made by Commissioner Anne Boyle, seconded by Commissioner Jerry Vap, to cancel the warehouse license effective July 1, 2012. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

In the Matter of the request of the grain warehouse department to surplus four moisture meters using the sealed bidding process: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to grant the request to surplus moisture meter using the sealed bidding process. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

Grain Dealer Division

GD-2982 In the Matter of The DeLong Co., Inc., Clinton, Wisconsin, seeking authority as a grain dealer pursuant to Neb. Rev. Stat. Section 75-903 (Reissue 1996): Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to enter an order granting the grain dealer license. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

GENERAL ADMINISTRATION

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

AS-Central Finance-Risk Management	\$	500.00
Attorney General		5,444.00
NARUC-NRRI Dues		5,000.00
NARUC-FY 2013 Membership Assessment		9,982.00
NARUC-TR Daily Subscription FY 2013		1,900.50
Voyager		1,699.52
Kent Pribyl		1,265.64
Tim Schram		557.22

NEBRASKA EQUIPMENT DISTRIBUTION PROGRAM

Amplified Phone Services	\$	527.90
Beltone		224.89
Complete Hearing Solutions PC		833.99
Carl A. Johnson		520.05

Professional Hearing Aid Service	542.58
Alternative Hearing	795.52
GENERAL ADMINISTRATION (Cont.)	
Amplified Phone Services	401.04
Beltone	2,778.00
Complete Hearing Solutions	338.06
Glassman's Hearing Aid Technology	450.00
Grand Island Hearing Aid	359.85
Harris Communications	160.95
Hearing Aid Center of Columbus	99.95
Carl A. Johnson	861.64
Professional Hearing Aid Services	2,209.33
Sherard Hearing Aid Center	1,494.14
Teltex Inc.	704.20
Weitbrecht Communications	421.20
AGN Sales	312.85

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to renew an interagency agreement with the Nebraska Department of Motor Vehicles (DMV) authorizing limited inquiry-only access to DMV information systems. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to approve the Executive Director's recommendation to approve an agreement with James Harper, P.E., for the purposes of Manufactured Home and Modular Housing Unit Plan Review. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to approve the Executive Director's recommendation to authorize hail damage repair of an agency-owned motor vehicle; 2012 Chevrolet Impala, License plate #17669. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

Motion made by Commissioner Tim Schram, seconded by Commissioner Jerry Vap, to approve the Executive Director's recommendation to enter into closed session to discuss litigation issues. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting. The Commission entered into closed session at 10:43 a.m.

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

Frank Landis excused not voting. The Commission returned to open session at 10:53 a.m.

The meeting adjourned at 10:54 a.m. with Commissioners Anne Boyle, Rod Johnson, Tim Schram, and Gerald Vap present, and Commissioner Frank Landis excused. The next regularly scheduled meeting will be held on July 17, 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 July 16, 2012.

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Chairman

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Executive Director