

Chairman Gerald Vap called the regularly scheduled meeting to order at 10:02 a.m. with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Gerald Vap present. Chairman Vap invited the public to address the Commission and announced that a copy of the Nebraska Open Meetings Act was posted in the meeting room. Chairman Vap announced that the Commission will be closed on April 24, 2015 in observance of Arbor Day.

## GENERAL ADMINISTRATION

Notice was duly published April 14, 2015 on Page 6 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held April 21, 2015 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Attention was called to the following proceeding:

Monday, April 27, 2015:

- 10:00 Commission Hearing Room, Lincoln  
Commissioner Frank Landis presiding as Hearing Officer:
- NUSF-92.20 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer the Nebraska Universal Service Fund's Broadband Program; application to the Nebraska Broadband Program received from City of Lincoln.
- NUSF-92.22 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer the Nebraska Universal Service Fund's Broadband Program; application to the Nebraska Broadband Program received from Cox Telcom LLC and the Salvation Army.
- NUSF-92.31 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer the Nebraska Universal Service Fund's Broadband Program; application to the Nebraska Broadband Program received from NebraskaLink Holdings.
- NUSF-92.34 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer the Nebraska Universal Service Fund's Broadband Program; application to the Nebraska Broadband Program received from Plainview Telephone Company and City of Plainview Library.
- NUSF-92.41 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer the Nebraska Universal Service Fund's Broadband Program; application to the Nebraska Broadband Program received from Windstream and the Center for People in Need.

GENERAL ADMINISTRATION (Cont.)

Monday, April 27, 2015 (Cont.):

NUSF-92.42 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer the Nebraska Universal Service Fund's Broadband Program; application to the Nebraska Broadband Program received from CenturyLink/Adoption Program.

NUSF-92.43 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer the Nebraska Universal Service Fund's Broadband Program; application to the Nebraska Broadband Program received from Pinpoint Communications/Adoption Program.

COMMUNICATIONS DEPARTMENT

C-4459/  
PI-185 In the Matter of the Nebraska Public Service Commission, on its own motion, to investigate and monitor compliance with federally mandated inter carrier compensation reform. Commissioner Frank Landis presiding as Hearing Officer: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter Progression Order No. 11. Motion made by Commissioner Crystal Rhoades to table the order. The motion died for lack of a second. The original motion to enter the order passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Crystal Rhoades voting NAY.

C-4734/  
NUSF-101 In the Matter of the Application of Skybeam, LLC, Englewood, Colorado, seeking designation as an Eligible Telecommunications Carrier (ETC) for the purpose of participating in the Federal Communication Commission's (FCC) Rural Broadband Experiment program and to offer Lifeline service to qualifying households. Commissioner Frank Landis presiding as Hearing Officer: Nichole Mulcahy informed the Commission that a Hearing Officer Order was entered April 15, 2015, establishing a procedural schedule and scheduling a hearing for May 12, 2015, at 1:00 p.m. in the Commission Hearing Room, Lincoln.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

NUSF-101/  
C-4734 In the Matter of the Application of Skybeam, LLC, Englewood, Colorado, seeking designation as an Eligible Telecommunications Carrier (ETC) for the purpose of participating in the Federal Communications Commission's (FCC) Rural Broadband Experiment Program and to offer Lifeline service to qualifying households: This matter was addressed on the Communications Department's agenda.

## TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

Sue Vanicek informed the Commission that the next Nebraska USF Advisory Board Meeting is scheduled for April 29, 2015 at 10:00 a.m. in the Commission Hearing Room, Lincoln.

## LEGISLATIVE

Angela Melton discussed pending legislation.

## TRANSPORTATION DEPARTMENT

B-1439 In the Matter of Transport Plus of Lincoln dba Transport Supp. 1 Plus, Lincoln, seeking to amend the certificate by the deletion of restrictions (2) and (3) in Supplement 1, so that Supplement 1 would read as follows: Service and Territory Authorized, passengers that are ADA eligible between points in Lancaster County and from points originating in Lancaster County to points in Nebraska over irregular routes. RESTRICTIONS: (1) Restricted against taxi service. Other restrictions: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an order granting the application. Motion made by Commissioner Crystal Rhoades to table the order. The motion died for lack of a second. The original motion to enter the order granting the application passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Crystal Rhoades voting NAY.

B-1894 In the Matter of EZ Cabs, Inc., Sioux City, Iowa, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers in taxi service between points in Dakota, Cedar, Dixon, Wayne, Thurston, Cuming and Burt counties and between points in said counties, 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: No: Upon agreement of all Commissioners, a video conference was scheduled for June 17, 2015, at 9:30 a.m. in the Commission Hearing Room, Lincoln, and City Hall, 1615 First Avenue, South Sioux City, Iowa. Commissioner Rod Johnson was appointed as Hearing Officer.

MCC-3188 In the Matter of Mark Breiner, Director, Motor Transportation Department, Nebraska Public Service Commission, Lincoln, complainant, vs. Eppley Transportation Services, Ameristar Tours, LLC, Big O's Party Bus, Caring People Sudan, Denver Coach, Inc., Lawrence Enterprises, Inc., Qualified Developments, Inc., South Sioux Taxi, Teenie Weenie Buses, LLC, Tree City Cab Company, (All-good), Movers, Inc., Scottsbluff Transfer & Storage, Select Van & Storage Company, and Vaughn's Moving Company, Inc., Respondents:

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## TRANSPORTATION DEPARTMENT (Cont.)

MCC-3188 Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to enter an order sustaining the complaint in part and dismissing the complaint in part. Motion made by Commissioner Crystal Rhoades to table the order. The motion died for lack of a second. The original motion to enter an order sustaining the complaint in part and dismissing the complaint in part passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Crystal Rhoades voting NAY.

Rate Division

MR-930 In the Matter of Movers and Warehouse Division, Nebraska Motor Carriers Association, Lincoln, seeking authority to establish fuel surcharges in Nebraska Official Goods Tariff 7F and Tariff 22: The Tariff 7F fuel was retained at \$.56 per mile and the Tariff 22 fuel at \$2.32 per truck per trip.

## GENERAL ADMINISTRATION

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

Laurie Casados	\$	4,265.25
Mission Critical		688.75
Sprint Relay		39,520.15
Gerald Vap		1,368.13

The following invoices were paid between April 15-20, 2015 and should be ratified:

Parrish, Blessing & Associates, Inc.	\$	6,000.00
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Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to approve the Executive Director's recommendation to approve a consulting services agreement between the Public Advocate and Blue Ridge Consulting regarding review of the 2015 Black Hills ISR Application with a budgetary amount not to exceed \$21,000. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

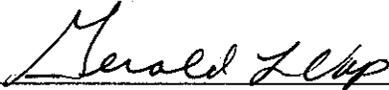
Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, to approve the Executive Director's recommendation to enter into closed session to discuss personnel issues. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE. The Commission entered into closed session at 10:12 a.m.

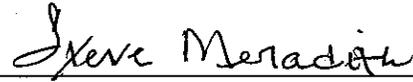
GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to approve the Executive Director's recommendation to return to open session. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE. The Commission returned to open session at 10:48 a.m.

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The meeting adjourned at 10:48 a.m. with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Gerald Vap present. The next regularly scheduled meeting will be held April 28, 2015 at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on April 27, 2015.

  
Chairman

  
Executive Director

