

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

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Chairman Tim Schram called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Frank Landis, Crystal Rhoades, Tim Schram and Gerald Vap present and Commissioner Rod Johnson excused. Chairman Schram stated that a copy of the Nebraska Open Meetings Act is posted in the meeting room and invited the public to address the Commission. No public comments were received. No announcements were made.

GENERAL ADMINISTRATION

Notice was duly published August 9, 2016 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 August 16, 2016 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, August 16, 2016:

1:30 Commission Hearing Room, Lincoln  
NUSF- In the Matter of the Nebraska Public Service Commission, on  
92.44 its own Motion, seeking to administer the Nebraska  
Universal Service Fund's Broadband Program: Application to  
the Nebraska Broadband Program received as a RLEC Joint  
Application from: Arlington Telephone Company, Blair  
Telephone Company, Eastern Nebraska Telephone Company, Rock  
County Telephone Company, HunTel CableVision, Consolidated  
Telephone Company, Consolidated Telco, Inc., Consolidated  
Telecom, Inc., The Curtis Telephone Company, Hamilton  
Telecommunications, Nebraska Central Telephone Company,  
Northeast Nebraska Telephone Company and Three River Telco  
/ Adoption.  
NUSF- In the Matter of the Nebraska Public Service Commission, on  
92.45 its own Motion, seeking to administer the Nebraska  
Universal Service Fund's Broadband Program: Application to  
the Nebraska Broadband Program received from: Cox Nebraska  
Telcom, LLC / Adoption. Commissioner Frank Landis presiding  
as Hearing Officer.

Tuesday, August 23, 2016:

10:00 Commission Hearing Room, Lincoln  
Commission Meeting  
  
11:00 Commission Hearing Room, Lincoln  
B-1717 In the Matter of Platinum Limousine Services, LLC, Norfolk.  
Commissioner Rod Johnson presiding as Hearing Officer.

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COMMUNICATIONS DEPARTMENT

C-4844/  
DC-90            In the Matter of the Nebraska Public Service Commission  
                 regarding the 2015 Annual Report Filings. Commissioner Tim  
                 Schram presiding as Hearing Officer: Motion made by  
Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to  
enter an order dismissing the complaint in part and sustaining in  
part. Motion passed with Commissioners Frank Landis, Crystal Rhoades,  
Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson  
excused not voting.

C-4847/  
NUSF-104        In the Matter of the Commission, on its own motion, seeking  
                 to conduct an inquiry into the operations of Total Call  
                 Mobile, LLC and to Show Cause why the Commission should not  
suspend its Eligible Telecommunications Company Designation.  
Commissioner Tim Schram presiding as Hearing Officer: Motion made by  
Commissioner Crystal Rhoades, seconded by Commissioner Frank Landis,  
to enter an order approving a stipulation and cancelling the hearing.  
Motion passed with Commissioners Frank Landis, Crystal Rhoades, Tim  
Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused  
not voting.

C-4851            In the Matter of the Application of CallCatchers Inc. d/b/a  
                 Freedom Voice Systems, Encinitas, California, seeking  
authority to operate as an interexchange carrier of telecommunications  
services within the State of Nebraska: Motion made by Commissioner  
Frank Landis, seconded by Commissioner Jerry Vap, to enter an order  
granting the application. Motion passed with Commissioners Frank  
Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and  
Commissioner Rod Johnson excused not voting.

C-4855            In the Matter of the Application of Sprint Communications  
                 Company, L.P., Overland Park, Kansas, seeking authority to  
discontinue wireline business long-distance services and related  
features: Motion made by Commissioner Jerry Vap, seconded by  
Commissioner Crystal Rhoades, to enter an order granting the  
application. Motion passed with Commissioners Frank Landis; Crystal  
Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod  
Johnson excused not voting.

E-2392            In the Matter of the Application of Dawson Public Power  
                 District, Lexington, seeking authority to construct,  
operate and maintain electric transmission lines in Gosper  
and Phelps Counties; and

E-2420            In the Matter of the Application of Nebraska Public Power  
                 District, Columbus, seeking authority to construct, operate  
and maintain electric transmission lines in Scotts Bluff  
County: Motion made by Commissioner Jerry Vap, seconded by  
Commissioner Crystal Rhoades, to enter orders granting applications  
E-2392 and E-2420. Motion passed with Commissioners Frank Landis,  
Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner  
Rod Johnson excused not voting.

COMMUNICATIONS DEPARTMENT (Cont.)

Cullen Robbins informed the Commission that Successful Farming is scheduled next Tuesday to film interviews regarding rural broadband and agriculture as a follow-up to questions submitted previously to the broadband planning group.

Cullen Robbins informed the Commission the Nebraska Internet Enhancement Fund (NIEF) Advisory Board meeting has been set for August 24, 2016, at 10:00 a.m. in the Commission Hearing Room.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

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: Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to enter an order approving funding, in part. Motion passed with Commissioners Crystal Rhoades, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

911-042.55 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: Howard County: Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to enter an order modifying annual funding. Motion passed with Commissioners Crystal Rhoades, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

911-060.05 In the Matter of the Commission, on its own motion, seeking to investigate and determine whether additional funds from the Enhanced Wireless 911 Fund should be made available to public safety answering points for costs to implement text to 911 solutions: City of South Sioux City;

911-060.32 In the Matter of the Commission, on its own motion, seeking to investigate and determine whether additional funds from the Enhanced Wireless 911 Fund should be made available to public safety answering points for costs to implement text to 911 solutions: Boyd-Holt Counties Joint E911;

911-060.51 In the Matter of the Commission, on its own motion, seeking to investigate and determine whether additional funds from the Enhanced Wireless 911 Fund should be made available to public safety answering points for costs to implement text to 911 solutions: Rock County;

911-060.52 In the Matter of the Commission, on its own motion, seeking to investigate and determine whether additional funds from the Enhanced Wireless 911 Fund should be made available to public safety answering points for costs to implement text to 911 solutions: Cherry County;

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TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

911-060.53 In the Matter of the Commission, on its own motion, seeking to investigate and determine whether additional funds from the Enhanced Wireless 911 Fund should be made available to public safety answering points for costs to implement text to 911 solutions: Brown County; and

911-060.54 In the Matter of the Commission, on its own motion, seeking to investigate and determine whether additional funds from the Enhanced Wireless 911 Fund should be made available to public safety answering points for costs to implement text to 911 solutions: Keya Paha County: Motion made by

Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to enter Orders approving funding requests for Text-to-911 for Dockets 911-060.05, 911-060.32, 911-060.51, 911-060.52, 911-060.53, and 911-060.54. Motion passed with Commissioners Crystal Rhoades, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

NUSF-1 PO #7 In the Matter of the Commission, on its own motion, seeking to establish guidelines for administration of the Nebraska Universal Service Fund: Benkelman Telephone, Diller Telephone, Glenwood Telephone, Hartman Telephone Exchanges, Nebraska Central Telecom: Motion made by Commissioner Frank Landis, seconded by Commissioner Crystal Rhoades, to enter an order dismissing the complaint and accepting the Agreed Upon Procedures language as presented. Motion passed with Commissioners Crystal Rhoades, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

NUSF-37.327 In the Matter of Sue Vanicek, Director of the Nebraska Telecommunications Infrastructure and Public Safety Department of the Nebraska Public Service Commission, Complainant, v. WiMacTel, Inc., Respondent; and

NUSF-37.331 In the Matter of Sue Vanicek, Director of the Nebraska Telecommunications Infrastructure and Public Safety Department of the Nebraska Public Service Commission, Complainant, v. Convergia, Inc., Respondent: Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to enter Orders to Show Cause and set a hearing for September 27, 2016 at 1:30 p.m. in the Commission Hearing Room, Lincoln, for Dockets NUSF-37.327 and NUSF-37.331. Motion passed with Commissioners Crystal Rhoades, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

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TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

NUSF-104/ C-4847 In the Matter of the Commission, on its own motion, seeking to conduct an inquiry into the operations of Total Call Mobile, LLC and to Show Cause why the Commission should not suspend its Eligible Telecommunications Company designation: This matter was addressed on the Communications Department's agenda.

NATURAL GAS DEPARTMENT

NG-0078 In the Matter of the Application of SourceGas Distribution LLC, Golden, Colorado, seeking an order authorizing it to put into effect a system safety and integrity rider tariff and a system safety and integrity rider charge. Commissioner Rod Johnson presiding as Hearing Officer: Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to enter Assessment Order BE-0017. Motion passed with Commissioners Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

NG-0086 In the Matter of the Application of Black Hills/Nebraska Gas Utility Company, LLC, d/b/a Black Hills Energy, Papillion, seeking Approval of its Cost of Service Gas Hedge Agreement With Black Hills Utility Holdings, Inc. Commissioner Frank Landis presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to enter Assessment Order BE-0017. Motion passed with Commissioners Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

Scott Coburn reported that 7 consumer complaints and 5 inquiries were received at the Commission during July, 2016. For each company: Black Hills Energy - 1 complaint and 1 inquiry; Black Hills Distribution - 5 complaints and 1 inquiry; NorthWestern - 1 complaint and 1 inquiry; all jurisdictional natural gas utilities - 1 inquiry; other entities - 1 inquiry.

TRANSPORTATION DEPARTMENT

B-1933 In the Matter of Ride the Good Life, LLC, Omaha, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers by special party and charter bus between points in Douglas, Sarpy, and Cass Counties, and between points in said counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes: Motion made by Commissioner Crystal Rhoades, seconded by Commissioner Frank Landis, to enter an order granting the application. Motion passed with Commissioners Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

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TRANSPORTATION DEPARTMENT (Cont.)

M-14236 In the Matter of MorriSnell, LLC, Hastings, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of household goods between points in the state of Nebraska over irregular routes: Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to enter an order granting the application. Motion passed with Commissioners Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

TR-207/  
B-1902 In the Matter of the Application of AA Cabbies, Inc., d/b/a Siouxland Taxi, Sioux City, Iowa, in the prescription of reasonable rates and charges for motor carriers of passengers and property for hire subject to the provisions of Neb. Rev. Stat. Chapter 75, Articles 1 and 3: Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to enter an order granting rates on an emergency basis. Motion passed with Commissioners Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

GENERAL ADMINISTRATION

Chairman Schram invited the public to address the Commission. No public comments were received.

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

DAS State Accounting-Central Finance	\$	1,278.01
Ted Burkey		2,275.00
Fred Massing		2,787.00
Ken Stadler		515.63
Sprint Relay		23,599.96
Thomson Reuters		1,251.34
Kent Pribyl		767.43

Motion made by Commissioner Jerry Vap, seconded by Commissioner Crystal Rhoades, to approve the Deputy Director's recommendation to approve Commissioner Rod Johnson to travel to and attend the CTIA Super Mobility 2016 Conference on September 7, 8 and 9, 2016, in Las Vegas, Nevada, with all expenses to be paid by the CTIA. Motion passed with Commissioners Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to approve the Deputy Director's recommendation to approve Commissioner Tim Schram to travel to and attend the Interstate TRS Advisory Council Meeting on September 14 and 15, 2016, in Annapolis, Maryland, with all expenses to be paid by the Interstate TRS Fund. Motion passed with Commissioners Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to approve the Deputy Director's recommendation to make an offer of employment for a General Administration position. Motion passed with Commissioners Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

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The meeting adjourned at 10:23 a.m. with Commissioners Frank Landis, Crystal Rhoades, Tim Schram and Gerald Vap present and Commissioner Rod Johnson excused. The next regularly scheduled meeting will be held on August 23, 2016 at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on August 22, 2016.

  
Chairman

  
Deputy Director

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