

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, October 4, 1999, the following members were present:

- Dave Fisher, Chairman
- Nancy McCaffree, Vice Chair
- Gary Feland, Commissioner

Commissioner Anderson was absent and did not vote on the following items. Commissioner Rowe was absent, but left his votes with the Commission Secretary.

APPEARANCE

- Dan Elliott, Administrator
- Utility Division

(401) In the matter of U S WEST Communications, Inc. - Docket No. D97.5.87; On March 26, 1999, U S WEST filed a "Notice to Withdraw Proceeding." This Docket can now be closed. Commissioner Feland moved to close D97.5.87. Commissioner McCaffree seconded the motion, which passed 4-0. Commissioner Rowe voted aye.

(402) In the matter of Qwest/US WEST D99.8.200; On September 28, 1999, Montana Consumer Counsel filed a petition for intervention. Commissioner McCaffree moved to grant request for intervention. Commissioner Feland seconded the motion, which passed 4-0. Commissioner Rowe voted aye.

(403) In the matter of Fairmont Hot Springs Resort; On September 24, 1999, Daniel T. Berube filed a request for intervention on his own behalf as a homeowner and customer of Fairmont Hot Springs Resort. Recommend: grant request. Commissioner Feland moved to grant request for intervention. Commissioner McCaffree seconded the motion, which passed 4-0. Commissioner Rowe voted aye.

APPEARANCE

- Wayne Budt, Administrator
- Transportation & Centralized Services Division

(404) In the matter of T-99.26.ST; On August 25, 1999 Sanitation, Inc., Lewistown, Montana filed an application for transfer of Montana Intrastate Certificate of Public Convenience and Necessity, PSC No. 7913 to Lewistown Disposal, Inc., Great Falls, Montana.

SUB A Class D - Garbage and recyclable goods between all points and places within Judith Basin, Fergus, and Petroleum Counties. Limitations: Transportation within a sixty (60) mile radius of Great Falls, Montana is prohibited.

SUB B Class D - Garbage within the town of Harlowton, Montana and a six (6) mile radius. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

No protests were received. Commissioner McCaffree moved to grant the transfer. Commissioner Feland seconded the motion, which passed 4-0. Commissioner Rowe voted aye.

(405) In the matter of TN1995; Terry McIntosh dba Hi-Line Transportation, Havre, Montana requests permission to suspend PSC No. 9406 for a final six month period, September 12, 1999 to March 12, 2000.

Class A - Passengers between Havre, Montana and Great Falls, Montana regularly serving the intermediate points of Big Sandy and Fort Benton and with on-call service to Box Elder, Loma and Carter, Montana.

Commissioner Feland moved to suspend PSC No. 9406. Commissioner McCaffree seconded the motion, which passed 4-0. Commissioner Rowe voted aye.

APPEARANCE

Laura Calkin
Centralized Services

(406) In the matter of the approval of Commission Minutes; Commissioner McCaffree moved to approve the Commission Minutes for the months of February 22nd through July 28, 1999 Minutes. Commissioner Feland seconded the motion, which passed 4-0. Commissioner Rowe voted aye.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, October 5, 1999 the following members were present:

- Dave Fisher, Chairman
- Nancy McCaffree, Vice Chair
- Bob Anderson, Commissioner
- Gary Feland, Commissioner

Bob Rowe was absent, but left his votes with the Commission Secretary.

APPEARANCE
Robin McHugh

(407) In the matter of the Commission's discussion of D99.9.215 - MDU Least Cost Plan; Commissioner McCaffree moved to extend the comment period on MDU's Least Cost Plan to 90 days. Written comments on the plan must be submitted to the PSC by December 15, 1999. Commissioner Feland seconded the motion, which passed 5-0. Commissioner Rowe voted aye.

(408) In the matter of the Commission's discussion of D99.2.220 &D99.2.221 -- PSC & MCC Tax ; Commissioner Anderson moved to approve order authorizing the recovery of the taxes (fees). Commissioner Feland seconded the motion, which passed 3-1. Commissioners Anderson, Fisher and Feland vote aye. Commissioner McCaffree dissented. Commissioner Rowe did not vote on this item.

APPEARANCE
Scott Fabel

(409) In the matter of the Commission's discussion of N99.6.143 - House Bill 128; Commissioner McCaffree moved to extend the time for MITS to file their proposal. Must be submitted to the PSC by October 22, 1999. Commissioner Feland seconded the motion, which passed 5-0. Commissioner Rowe voted aye.

APPEARANCE
Kate Whitney

(410) In the matter of the Commission's discussion of N99.9.222 - Action on OSP rate caps for coming year; Commissioner Anderson moved to approve the maximum allowable intrastate rates for providers of operator services in Montana. Commissioner Feland seconded the motion, which passed 4-0. Commissioner Rowe did not leave a vote on this item.

APPEARANCE
Martin Jacobson

(411) In the matter of the Commission's discussion of FCC 96-45 - Western Wireless FCC; Commissioner McCaffree moved to file comments with FCC. Commissioner Feland seconded the motion, which passed 4-0. Commissioner Rowe didn't leave a vote.

(412) In the matter of the Commission's discussion of D98.8.190 - Western Wireless ETC; Commissioner McCaffree moved to grant the request for suspension for 30 days. Commissioner Feland seconded the motion, which passed 5-0. Commissioner Rowe voted aye.

APPEARANCE
Martin Jacobson

(413) In the matter of the Commission's discussion of L99.5.5-RUL - Landfill Closure; Commissioner Anderson moved to adopt rules drafted by staff. Commissioner McCaffree seconded the motion, which passed 4-0. Commissioner Rowe did not vote on this item.

APPEARANCE
Robin McHugh

(414) In the matter of the Commission's discussion of D99.4.111- Ronan Petition for Exemption; Commissioner McCaffree moved to approve staff recommendation of exemption of the parties that agree and accept staff recommendation of the parties that don't agree. Commissioner Feland seconded the motion, which passed 3-0. Commissioner Rowe voted aye.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, October 12, 1999, the following members were present:

- Dave Fisher, Chairman
- Nancy McCaffree, Vice Chair
- Bob Anderson, Commissioner
- Gary Feland, Commissioner

Commissioner Rowe was speaking in Aspen, Colorado at the Rural Telecom Meeting but left his votes with the Commission Secretary.

APPEARANCE

Dan Elliott, Administrator
Utility Division

(415) In the matter of FRONTIER COMMUNICATIONS SERVICES Docket No. N99.8.198; On August 19, 1999, Allnet Communication Services, Inc. D/B/A Frontier Communications Services filed Transmittal No. 19. The filing introduces Websaver II, a switched, non distance sensitive, flat rated service with a \$100 and \$300 usage level, and added additional usage levels for PriorityPlan service option. Commissioner McCaffree moved to approve the tariff filing. Commissioner Feland seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(416) In the matter of T-99.23.ST; On August 23, 1999 Marc W. Johnson, Ronan, Montana filed an application for transfer of PSC No. 1448 to Flathead Disposal, Inc. Marc W. Johnson requests that the application be withdrawn and the docket closed.

SUB A Class D - Ashes, trash, waste, refuse, rubbish, garbage, organic and inorganic matter within the town of Ronan, Montana, and between all points and places within a fifty (50) mile radius thereof. Limitations: Transportation is prohibited within a three and one half mile (3.5 mile) radius of the junction of U.S. Highway 90 and U.S. Highway 93 (approximately 3.5 miles south of Evaro hill), with the EXCEPTION of movements which originate in that area and terminate in Ronan, Montana, or originate in Ronan and terminate in the 3.5 mile radius area.

Commissioner Feland moved to grant the request to withdraw the application and to close of the docket. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(417) In the matter of T-99.24.ST; On August 23, 1999 Marc W. Johnson, Ronan, Montana filed an application for transfer of PSC No. 2714 to Flathead Disposal, Inc. Marc W. Johnson requests that the application be withdrawn and the docket closed.

Class D - Garbage and refuse, authorized to serve an area whose eastern, western and northern boundaries are defined as the arc on the circumference of a 35 mile radius circle whose center originates at Polson, Montana; and whose southern boundary is defined as a cord of the 35 miles radius circle running tangent to a 10 mile radius circle whose center originates at Ronan, Montana; including the town of Creston, Montana and points intermediate between Big Fork, Montana and Creston, Montana; and between Big Fork and Lakeside, Montana on the county road and U.S. Highway 93; and serving the United States Air Force radar base located near Lakeside, Montana. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized. Limitations: Service within corporate limits of the City of Polson, Montana is prohibited. Transportation of household goods under Rule 31 is prohibited.

Class D - Garbage and refuse, between all points and places from Bigfork, Montana to the Missoula County line down Seeley Swan Highway by way of Highway 326 and Highway 209. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

Commissioner McCaffree moved to grant the request to withdraw the application and closure of the docket. Commissioner Feland seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Wednesday, October 13, 1999 the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Bob Anderson, Commissioner
Gary Feland, Commissioner
Bob Rowe Commissioner

APPEARANCE

Robin McHugh, Denise Peterson, Will Rosquist

(418) In the matter of the Commission's discussion of Electricity Default Supplier Rules - Date for Roundtable Discussion - L-99.7.9-RUL; Commissioner Anderson moved to approve the scheduling of the roundtable and to approve the hiring of Gerald Mueller to facilitate the October 25, 1999 (9:30 a.m.) roundtable. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE

Martin Jacobson, Dave Burchett

(419) In the matter of the Commission's discussion of Great Falls Gas - Gas Case - Docket No. D98.9.213; Commissioner Anderson moved to approve and issue the Motion for Reconsideration. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE

Martin Jacobson

(420) In the matter of the Commission's discussion of Montana Power Company Gas Case - Docket No. D99.8.176; Commissioner McCaffree moved to grant the Motion for Reconsideration of the Protective Order by Department of Environmental Quality. Commissioner Rowe seconded the motion, which passed unanimously. Commissioner McCaffree moved to approve the Petition for Late Intervention by Large Customer Group. Commissioner Rowe seconded the motion, which passed unanimously.

(421) In the matter of the Commission's discussion of PSC Practice Rule (proposed amendment) - Docket No. L-99.10.10.RUL; Commissioner Anderson moved to notice the proposed rule making (New Rule ARM 38.2.314) Practice Before the Commission. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE

Martin Jacobson, Wayne Budt

(422) In the matter of the Commission's discussion of WWSS/MacKenzie - Motion to Dismiss Protest to Sale of Authority - Docket No. T-99.25.ST; Commissioner McCaffree moved to grant the motion in part. Commissioner Rowe seconded the motion. Commissioner Anderson moved to grant a substitute Motion to Dismiss Protest. Commissioner Feland seconded the motion, which passed unanimously.

APPEARANCE
Denise Peterson, Will Rosquist

(423) In the matter of the Commission's discussion of the Montana Power Company Court Case on Standards of Conduct (Cause No. DV-98-200) - Docket No. D97.7.90; Commissioner McCaffree moved to close the work session. Commissioner Feland seconded the motion, which passed unanimously.

APPEARANCE
Robin McHugh, Wayne Budt, Dan Elliott

(424) In the matter of the Commission's discussion of personnel and staffing; Commissioner Anderson moved to accept the Administrators recommendation to increase the salaries of Will Rosquist by \$5,000.00 per year and that of Mike Lee by \$1,000.00 per year. Commissioner Rowe seconded the motion, which passed 3-2. Commissioners Fisher, Anderson and Rowe voted aye. Commissioners McCaffree and Feland dissented.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, October 18, 1999, the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Gary Feland, Commissioner

Commissioners Anderson and Rowe were absent, but left their votes with the Commission Secretary.

APPEARANCE

Dan Elliott, Administrator
Utility Division

(425) In the matter of U S WEST COMMUNICATIONS Docket D99.7.168; Consideration of a stipulation by all parties that US West Communications, Inc., reduction in rates pursuant to HB 128 be approved as filed. Commissioner McCaffree moved to approve stipulation and issue order. Commissioner Feland seconded the motion, which passed unanimously. Commissioners Anderson and Rowe vote aye.

(426) In the matter of US WEST COMMUNICATIONS N99.9.216; On September 22, 1999, US West Communication filed for Commission approval a contract between US West and Sprint for ISDN service. The Individual Case Basis (ICB) contracts are allowed in the ISDN tariff, Section 14.4. This contract was also negotiated on a multi-state basis. Commissioner Feland moved to approve the contract. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioners Anderson and Rowe vote aye.

(427) In the matter of U S WEST COMMUNICATION, INC. N99.8.188; On August 4, 1999, U S WEST filed tariff transmittal 99-ACO6 to restructure its Local Transport Rate (LTR) elements and to reduce the Carrier Common Line (CCL) rate. The restructure (LTR) mirrors the transport element implemented in FCC tariff in its 1996 Access Charge Reform Order, and LTR introduces four new intrastate switched access rate elements. The four rate elements are Tandem Trunk Port, Common Transport Multiplexing, End Office Shared Port and End Office Dedicated Trunk Port. Commissioner McCaffree moved to approve tariff filing. Commissioner Feland seconded the motion, which passed unanimously. Commissioners Anderson and Rowe vote aye.

(428) In the matter of US WEST COMMUNICATIONS, INC Docket N99.7.181; On August 9, 1999, US WEST filed this promotion for NonUtility Incentive -Access Line. The promotion was approved by the Commission to run from August 23 through September 30. This is a request to extend the promotion through October 31, 1999. Commissioner McCaffree moved to extend the promotion. Commissioner Feland seconded the motion, which passed unanimously. Commissioners Anderson and Rowe vote aye.

(429) In the matter of MCI TELECOMMUNICATIONS, INC. Docket N99.10.225; On October 4, 1999, MCI Telecommunications, Inc., filed transmittal letter 99-15 for changes to its Montana Tariff No. 2. The changes are text changes to the Late Fee, Section A, changing the due date from 31 days after invoice to on or before the due date specified on the invoice. The changes are due to become effective October 11, 1999. Commissioner Feland moved to approve the tariff changes. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioners Anderson and Rowe vote aye.

(430) In the matter of MCI TELECOMMUNICATIONS, INC. Docket N99.10.228; On October 4, 1999, MCI Telecommunications, Inc. filed transmittal letter 99-14 for changes to its Montana Tariff No. 2. These changes include the introduction of the Retail Affinity Program Plan 1, and Commercial Credit Affinity Program Plan 1, grandfather Option BB (MCI One Extra), change the card calls home pricing for Option CC (MCI One Advantage), Option EE (MCI Everyday) and Option FF (MCI Everyday Plus) to become effective October 11, 1999. Commissioner McCaffree moved to approve the tariff changes. Commissioner Feland seconded the motion, which passed unanimously. Commissioners Anderson and Rowe vote aye.

(431) In the matter of MCI TELECOMMUNICATIONS, INC. Docket N99.10.228; On October 4, 1999, MCI Telecommunications, Inc. filed transmittal letter 99-14 for changes to its Montana Tariff No. 2. These changes include the introduction of the Retail Affinity Program Plan 1, and Commercial Credit Affinity Program Plan 1, grandfather Option BB (MCI One Extra), change the card calls home pricing for Option CC (MCI One Advantage), Option EE (MCI Everyday) and Option FF (MCI Everyday Plus) to become effective October 11, 1999. Commissioner McCaffree moved to approve the tariff changes . Commissioner Feland seconded the motion, which passed unanimously. Commissioners Anderson and Rowe vote aye.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(432) In the matter of TN1996; Thomas F. Kenneally, Butte, Montana requests permission to continue the lease of PSC No. 4448 to The McGree Corporation, Butte, Montana for a one year period, October 12, 1999 to October 12, 2000.

Class D - Ashes, trash, waste, refuse, rubbish and garbage within the town of Whitehall, Montana, and to or from points tributary thereto, but within a distance not exceeding eighty (80) miles in any direction from town. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

Commissioner Feland moved to approve the request to continue the lease of PSC No. 4448. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioners Anderson and Rowe vote aye.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, October 19, 1999 the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Gary Feland, Commissioner
Bob Rowe Commissioner

Commissioner Anderson was absent but left written votes or proxies on some issues, and did not leave votes on some issues.

APPEARANCE
Martin Jacobson

(433) In the matter of the Commission's discussion of Columbia Heights Water Complaint - Docket No. D98.10.246; Commissioner Rowe moved to direct staff to begin drafting an order and district court complaint. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Rowe cast Commissioner Anderson's proxy aye.

APPEARANCE
Dave Burchett

(434) In the matter of the Commission's discussion of USWC WinBack Promotions - Docket No. D99.9.217; Commissioner McCaffree moved to deny the USWC Promotion. Commissioner Rowe seconded the motion, which passed 4-1. Commissioners Rowe, McCaffree, Feland and Anderson vote aye. Commissioner Fisher dissented.

APPEARANCE
Wendy Fuller and Robin McHugh

(435) In the matter of the Commission's discussion of Telecommunication Resellers Association - Docket N99.7.177; Commissioner Rowe moved to issue a Notice of Opportunity to Request Comment. Commissioner McCaffree seconded the motion, which passed 4-0. Commissioner Anderson did not leave a vote on this matter.

APPEARANCE
Martin Jacobson

(436) In the matter of the Commission's discussion of Small Companies v. USWC - Docket No. D99.2.26; Commissioner McCaffree moved to defend Judicial Review and authorize PSC staff to represent the Commission in the proceeding. Commissioner Feland seconded the motion, which passed 3-0. Commissioner Fisher, Feland and McCaffree vote aye. Commissioner Rowe abstained and Commissioner Anderson did not leave a vote.

(437) In the matter of the Commission's discussion of USWC Service Quality Reports - Docket No. N99.19.230; Commissioner Rowe moved to issue an order giving USWC 10 days to file a request or detailed information as to why it is a trade secret. Commissioner seconded the motion, which passed 4-0. Commissioner Anderson did not leave a vote on this matter.

APPEARANCE
Dan Elliott and Wayne Budt

(438) In the matter of the Commission's discussion of Staff Travel; Commissioner Rowe moved to allow out-of-state travel for Jay Driscoll to attend the Institute of Public Utilities 31st Annual Conference in Williamsburg, Virginia, December 8-10, 1999. Commissioner Fisher seconded the motion, which passed unanimously. Commissioner Anderson voted aye.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Thursday, October 21, 1999 the following members were present:

Dave Fisher, Chairman
Gary Feland, Commissioner
Bob Rowe Commissioner

APPEARANCE

Joel Tierney, Will Rosquist

(439) In the matter of the Commission's discussion of Gordon-Prill-Drapes - Waiver of (E) Master Meter Rule - Docket No. D99.7.171; Commissioner Rowe moved to grant the request to waive PSC Rule 38.5.1602. Commissioner Feland seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Chairman

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, October 25, 1999, the following members were present:

- Dave Fisher, Chairman
- Nancy McCaffree, Vice Chair
- Bob Anderson, Commissioner
- Gary Feland, Commissioner
- Bob Rowe Commissioner

APPEARANCE

Dan Elliott, Administrator
Utility Division

(440) In the matter of BLACK HILLS POWER & LIGHT DOCKET NO. D99.10.223; On October 1, 1999, BHP&L filed a Quarterly Fuel Rate Rider application. A Notice of Opportunity for Public Hearing was issued on October 4, 1999. Requests for hearing were due by October 25, 1999. No requests have been received. This application will decrease rates by \$6,870 below the base cost of fuel approved in Docket No. 83.4.25. Commissioner McCaffree moved to approve the draft order. Commissioner Feland seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(441) In the matter of TN1997; Helena Unlimited Inc. dba Last Chance Tours, Helena, Montana requests permission to suspend PSC No. 2516 for a six month period, October 15, 1999 to April 15, 2000.

Class A - Persons in the City of Helena, Montana.

Limitations: This certificate may not be sold, leased, transferred or assigned.

Class B- Passengers in charter service by means of open-air tour vehicles pulled by replica vintage locomotive-style vehicles or in open-air trolley-style vehicles, within the City of Helena, Montana, and a fifteen (15) mile radius thereof.

Commissioner Anderson moved to suspend PSC No. 2516 for a period of six months. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(442) In the matter of TN1998; Barry D. and Juanita D. Oakley, a Partnership dba Oakley Brothers Trucking, Fairfield, Montana requests cancellation and termination of PSC No. 3527 effective immediately.

Class C - Property as specified below; (1) property within the town of Fairfield, Montana (2) machinery, coal and processed feeds to or from Fairfield, Montana to points and places within a radius of thirty five (35) miles of Fairfield, Montana. Limitation: Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

Commissioner Anderson moved to cancel and terminate PSC No. 3527 effective immediately. Commissioner Feland seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

APPEARANCE
Laura Calkin
Centralized Services

(443) In the matter of the approval of Commission Minutes; Commissioner McCaffree moved to approve the Commission Minutes for the period of August 2nd through August 31, 1999. Commissioner McCaffree moved to approve the minutes. Commissioner Feland seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(444) In the matter of approval of Commission Calendar; Commissioner Feland moved to approve the Commission Calendar for the month of December 1999. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, October 25, 1999, the following quorum were present:

Nancy McCaffree, Acting Chair
Gary Feland, Commissioner
Bob Rowe Commissioner

APPEARANCE

Robin McHugh, Scott Fabel, Mike Lee

(445) In the matter of the Commission's discussion of Ronan Tele - Petition for Exemption - Docket No. D99.4.111; Commissioner McCaffree moved to conditionally deny the suspension, subject to determination of a reciprocal compensation rate, plus additional related matters and directed staff to draft an order. Commissioner Rowe seconded the motion, which passed 2-1. Commissioners McCaffree and Rowe voted aye. Commissioner Feland dissented.

(446) In the matter of Commission's discussion of Ronan Tele - Petition for Exemption - Docket No. D99.4.111; Commissioner McCaffree moved to issue the Notice of Commission Action. Commissioner Rowe seconded the motion, which passed 2-1. Commissioners McCaffree and Rowe voted aye. Commissioner Feland dissented.

There being no further business to come before the Commission the meeting was adjourned.

NANCY McCAFFREE, Vice Chair

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, October 26, 1999, the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Bob Anderson, Commissioner
Gary Feland, Commissioner

Commissioner Rowe was absent but left his votes with the Commission Secretary.

APPEARANCE

Joel Tierney

(447) In the matter of BTU Monitoring Contract for 1999/2000 Heating Season; Commissioner Anderson moved to renew the BTU Contract for the 1999/2000 heating season. Commissioner Feland seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

APPEARANCE

Martin Jacobson

(448) In the matter of Pipeline Safety Rules - Annual Update; Commissioner Anderson moved to adopt and issue the updated rules. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(449) In the matter of the Commission's discussion of Craft Petroleum - Natural Gas Supplier License - Docket No. N99.2.18; Commissioner Feland moved to grant a Natural Gas Supplier License to Craft Petroleum. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(450) In the matter of the Commission's discussion of MPC - Gas Tracker - Docket No. D98.10.217; Commissioner Anderson moved to approve the Final Interim Order No. 2. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(451) In the matter of the Commission's discussion of Shelby Gas Association - Rate Case - Docket No. D99.2.53; Commissioner Feland moved to approve draft orders as Final (D99.2.53 Order No. 6161a) (D99.2.20 Order No. 5896b) and (D98.20256 Order No. 6117a). Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(452) In the matter of the Commission's discussion of MDU - Annual True-Up for monthly gas trackers - Docket No. D99.4.93; Commissioner McCaffree moved to approve the Draft Final Orders in D99.4.93 Order No. 6208 and D97.3.56 Order No. 5974b. Commissioner Feland seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

APPEARANCE

Denise Peterson, Leroy Beeby

(453) In the matter of the Commission's discussion of Fairmont Hot Springs - Rate Case - Decision on Interim Rate Relief - Docket No. D99.4.86; Commissioner McCaffree moved to deny the request for Interim Rate Relief. Commissioner Feland seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

APPEARANCE

Martin Jacobson, Wayne Budt

(454) In the matter of the Commission's discussion of Valley Taxi letter or complaint; Commissioner Feland moved to direct staff to draft a letter to Mr. Pizzola as recommended by staff. The letter is to contain the PSC's recommendation that Valley Taxi obtain legal counsel. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner Rowe left his proxy to Commissioner Fisher who cast his vote aye.

(455) In the matter of the Commission's discussion of City of Helena - Docket No. T-99.27.OTH; Commissioner Anderson moved to authorize staff to issue a Proposed Order finding the City of Helena exempt from the PSC's jurisdiction. Commissioner McCaffree seconded the motion, which passed 4-0. Commissioner Rowe left a vote slightly different than this, therefore Commission Secretary did not vote him aye.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)