

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, June 30, 2003, the following members were present:

- Bob Rowe, Chairman, via telephone
- Thomas J. Schneider, Vice Chairman
- Matt Brainard, Commissioner, via telephone
- Greg Jergeson, Commissioner
- Jay Stovall, Commissioner

APPEARANCE

Martin Jacobson, Dave Burchett

(250) In the matter of the Commission's discussion of Northwestern Energy 2002/2003 Gas Tracker and 2003/2004 Gas Tracker; Commissioner Rowe moved to approve the preliminary interim order. Commissioner Brainard seconded the motion, which passed unanimously.

Commissioner Brainard moved to Implement a monthly tracker procedure to be effective July 1, 2003. Commissioner Stovall seconded the motion, which passed 4-1. Commissioners Schneider, Brainard, Stovall and Jergeson voted aye. Commissioner Rowe dissented.

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

BOB ROWE, Chairman

THOMAS J. SCHNEIDER, Vice Chairman

MATT BRAINARD, Commissioner

GREG JERGESON, Commissioner

JAY STOVALL, Commissioner

ATTEST:

Ann Purcell
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, July 1, 2003, the following members were present:

Thomas J. Schneider, Vice Chairman
Greg Jergeson, Commissioner
Jay Stovall, Commissioner

Commissioner Bob Rowe was absent but left his votes with the Commission by email dated June 27, 2003. Commissioner Matt Brainard was absent and unable to call in for the meeting but emailed his votes to the Commission on July 1, 2003.

APPEARANCE

Nickie Eck
Transportation & Centralized Services Division

(251) In the matter of T-03.33.ST: On May 15, 2003 Clayton L. Clowes dba Medicab, Missoula, Montana filed an application for transfer of Montana Intrastate Certificate of Public Convenience and Necessity, PSC No. 9199, to Brian David Parks dba Medicab, Missoula, Montana. Application was noticed to the public on June 5, 2003 and no protests were received.

SUB B Class B - Nonemergency medical and psychiatric patients from Granite, Lake, Mineral, Missoula, Ravalli, and Sanders Counties to medical appointments at health care facilities in Flathead, Granite, Lake, Mineral, Missoula, Ravalli, and Sanders and return.

Commissioner Jergeson moved to approve the application for transfer of Montana Intrastate Certificate of Public Convenience and Necessity, PSC No. 9199, to Brian David Parks dba Medicab, Missoula, Montana. Commissioner Stovall seconded the motion, which passed unanimously. (Commissioners Rowe and Brainard voted aye by email.)

(252) In the matter of TN2183: On April 29, 2003 the Commission approved the lease of PSC No. 9441 from U.G., Inc. dba Capitol Taxi, Helena, Montana to Shawn Jackson dba Eagle Emergency Services, East Helena, Montana. No compliance has been submitted by the lessee. An Order to Show Cause for Failure to Meet Compliance was issued on June 9, 2003 and received by the lessee on June 11, 2003 and the lessor on June 13, 2003. There has been no response from the lessee and attempts by the lessor to contact them have also failed. U.G., Inc. dba Capitol Taxi requests the lease of PSC No. 9441 be cancelled and the authority returned to their control.

Class B – Persons, baggage and express within the city limits of Helena, Montana and a fifty (50) mile radius thereof. LIMITATION: Transportation is limited to passengers requiring wheelchair transportation in a wheelchair van.

Commissioner Stovall moved to cancel the lease of PSC No. 9441 and return the authority to the control of U.G., Inc. dba Capitol Taxi. Commissioner Jergeson seconded the motion, which passed unanimously. (Commissioners Rowe and Brainard voted aye by email.)

(253) In the matter of TN2189: U.G., Inc. dba Capitol Taxi, Helena, Montana requests permission to suspend PSC No. 9441 for a six month period, June 24, 2003 to December 24, 2003.

Class B – Persons, baggage and express within the city limits of Helena, Montana and a fifty (50) mile radius thereof. LIMITATION: Transportation is limited to passengers requiring wheelchair transportation in a wheelchair van.

Commissioner Jergeson moved to suspend PSC No. 9441 for a six-month period, June 24, 2003 to December 24, 2003. Commissioner Stovall seconded the motion, which passed unanimously. (Commissioners Rowe and Brainard voted aye by email.)

(254) In the matter of Approval of the Commission Minutes for the week of June 23, 2003. Commissioner Stovall moved to approve the Commission Minutes for the week of June 23, 2003. Commissioner Jergeson seconded the motion, which passed unanimously. (Commissioners Rowe and Brainard voted aye by email.)

APPEARANCE
Monica Tranel

(255) In the matter of the Commission's discussion of D2003.4.47 – Ronan – CenturyTel Tariff Filing; Commissioner Stovall moved to grant Ronan Telephone Company's late intervention in this matter. Commissioner Jergeson seconded the motion, which passed unanimously. (Commissioners Rowe and Brainard voted aye by email.)

APPEARANCE
Monica Tranel

(256) In the matter of the Commission's discussion of D2002.10.126 – PSC –Unauthorized Charges on Telephone Bills (Cramming Complaints): Commissioner Jergeson moved to dismiss aggregator ACI Billing Services, Inc. d/b/a OAN Services as a defendant in this matter, without prejudice, pursuant to the terms of their proposed resolution of this matter as outlined in their letter of May 22, 2003 to the PSC staff, with OAN's dismissal being effective upon notification from OAN that it has suspended billing for GoInternet in Montana, and reserving to the PSC the right to verify OAN's compliance with the terms of the settlement and to reopen the complaint against OAN if necessary. Commissioner Stovall seconded the motion, which passed unanimously. (Commissioners Rowe and Brainard voted aye by email.)

APPEARANCE
Kate Whitney

(257) In the matter of the Commission's discussion of Qwest – Multi-State Collaborative to Review Qwest's Performance Indicator Definitions (PIDs): Commissioner Jergeson moved that the Montana PSC participate in the PID multi-state collaborative process/review. Commissioner Stovall seconded the motion, which passed unanimously. (Commissioners Rowe and Brainard voted aye by email.)

Commissioner Jergeson moved to approve the proposed Memorandum of Understanding concerning participation in the multi-state Long-Term PID Administration collaborative, with the deletion of subparagraph (d) as discussed by Ms. Whitney. Commissioner Stovall seconded the motion, which passed unanimously. (Commissioners Rowe and Brainard voted aye by email.)

APPEARANCE
Martin Jacobson

(258) In the matter of the Commission's discussion of D2001.11.147 Mid-Rivers' Musselshell exchange EAS with the existing Billings EAS Region: Commissioner Stovall moved that PSC staff prepare a proposed order consistent with the draft memorandum dated June 17, 2003 submitted by Commissioner Jergeson, and including a 20-day opportunity for comment by the parties and if no comments are received, the order will then become final. Commissioner Jergeson seconded the motion, which passed unanimously. (Commissioners Rowe and Brainard voted aye by email.)

APPEARANCE
Kate Whitney

(259) In the matter of the Commission's discussion of PSC – Appointment of PSC Representative to Energy Share Board: Commissioner Stovall moved that Tina Shorten be appointed as the PSC's representative on the Energy Share Board of Directors. Commissioner Jergeson seconded the motion, which passed unanimously. (Commissioners Rowe and Brainard voted aye by email.)

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

BOB ROWE, Chairman

THOMAS J. SCHNEIDER, Vice Chairman

MATT BRAINARD, Commissioner

GREG JERGESON, Commissioner

JAY STOVALL, Commissioner

ATTEST:

Barbara J. Effing
Acting Commission Secretary

(SEAL)