

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 7, 2008, the following members were present:

Greg Jergeson, Chairman  
Doug Mood, Vice Chairman  
Brad Molnar, Commissioner, via the telephone  
Robert H. Raney, Commissioner  
Ken Toole, Commissioner

APPEARANCE  
Scott Fabel, Utility Division

(356) In the matter of N2008.9.118: On September 22, 2008, CenturyTel filed Advice 08-05. The purpose of this filing is to grandfather Select Pak Service. The company is requesting an effective date of October 22, 2008.

Commissioner Toole moved to APPROVE CenturyTel's filed Advice 08-05 in Docket N2008.9.118. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE  
Gary Duncan, Utility Division

(357) In the matter of Qwest Corporation D2002.6.68: Qwest Corporation/Level 3 Communications, LLC – Interconnection Agreement Amendment.

Commissioner Mood moved to APPROVE the interconnection agreement amendment between Qwest Corporation and Level 3 Communications, LLC in Docket No. D2002.6.68. Commissioner Raney seconded the motion, which passed unanimously.

(358) In the matter of Qwest Corporation D2004.12.194: Qwest Corporation/BullsEye Telecom, Inc. – Interconnection Agreement Amendment.

Commissioner Raney moved to APPROVE the interconnection agreement amendment between Qwest Corporation and BullsEye Telecom, Inc. in Docket No. D2004.12.194. Commissioner Toole seconded the motion, which passed unanimously.

(359) In the matter of Qwest Corporation D2006.1.5: Qwest Corporation/360networks (USA) Inc. – Interconnection Agreement Amendment.

Commissioner Molnar moved to APPROVE the interconnection agreement amendment between Qwest Corporation and 360networks (USA) Inc. in Docket No. D2006.1.5. Commissioner Toole seconded the motion, which passed unanimously.

(356) In the matter of CenturyTel of Montana D2006.12.192: CenturyTel of Montana, Inc. and 360networks (USA) Inc. Interconnection Agreement Amendment.

Commissioner Raney moved to APPROVE the interconnection agreement amendment between CenturyTel of Montana, Inc. and 360networks (USA), Inc. in Docket No. D2006.12.192. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator  
Transportation & Centralized Services Division

(357) In the matter of TN2412: Montana Tariff Bureau, as agent for Willson, LLC dba City Cab, Billings Montana, in an independent action in its Passenger Tariff No. 3 requests fuel surcharge of \$.75 per fare covering the passenger transportation conducted under PSC No. 7489. The fuel surcharge, if approved would be in effect from October 7, 2008 to January 6, 2009.

Commissioner Molnar moved to APPROVE the fuel surcharge as requested. Commissioner Mood seconded the motion, which passed unanimously.

(358) In the matter of TN1213: Town Taxi, Inc, Havre, Montana, PSC No. 9436, requests \$.25 reduction to their fuel surcharge from \$1.00 per fare on their passenger operations to \$.75 per fare. The fuel surcharge is in effect until Nov. 4, 2008.

Commissioner Jergeson moved to APPROVE the fuel surcharge adjustment as requested. Commissioner Toole seconded the motion, which passed unanimously.

(359) In the matter of the Commission Minutes for the week of September 29, 2008:

Commissioner Toole moved to APPROVE the Commission Minutes for the week of September 29, 2008. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Al Brogan, Legal Division

(360) In the matter of the Commission's discussion of D2007.11.131: Whitehall Wind, LLC Complaint against NorthWestern Energy for Failure to Submit Annual Avoided Cost Rate Information.

Commissioner Toole moved to CANCEL the October 29, 2008 hearing in Docket D2007.11.131. Commissioner Raney seconds the motion, which passed unanimously.

(361) In the matter of the Commission's discussion of D2006.7.108: Westech Energy Corporation. To act on the Motion for Reconsideration and any other procedural matters.

Commissioner Raney moved to GRANT KWB's motion for reconsideration of the portion of the Commission's order requiring responses to Sonalta 07, 08, 11(a), and 11(b) by October 8, 2008, and to establish October 15, 2008 as the deadline for responses; to DENY KWB's motion for reconsideration of the Commission's order regarding Sonalta 24; to GRANT KWB's motion for reconsideration of the portion of the Commission's order regarding Sonalta 27 for the limited purpose of clarifying that KWB is required to produce ECA's entire consolidated tax returns. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Brian DeKiep, Utility Division

(362) In the matter of the Commission's discussion of Organization of MISO States (OMS) comments to the Federal Energy Regulatory Commission (FERC). OMS will hold a Board of Director's Meeting on October 9, 2008:

Commissioner Jergeson moved Montana SUPPORT these three sets of comments by OMS to FERC along with the noted footnote and delegate to Greg Jergeson the authority to vote on any amendments offered during the OMS meeting. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Robin McHugh, Administrator, Legal Division

(363) In the matter of D2006.9.137, D2007.9.104, D2008.9.113 and D2008.9.119: Mountain Water Company – consolidating the above dockets into D2008.9.119.

MOTION #1: Commissioner Mood moved to CLOSE Mountain Water Docket No's D2006.9.137, D2007.9.104, and D2008.9.113 and to CONSOLIDATE review of Mountain Water's 2006, 2007, and 2008 power cost tracker filings with Mountain Water's general rate case, filed September 29, 2008. Commissioner Toole seconded the motion, which passed unanimously.

MOTION # 2: Commissioner Mood moved to WAIVE, as necessary, the ARM 38.5.106(1), to accept a supplement to Mountain Water's current general rate case filing, received on September 29, 2008, which is based on a 2007 test year. Commissioner Molnar seconded the motion, which passed unanimously.

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

---

GREG JERGESON, Chairman

---

DOUG MOOD, Vice Chairman

---

BRAD MOLNAR, Commissioner

---

ROBERT H. RANEY, Commissioner

---

KEN TOOLE, Commissioner

ATTEST:

Judy Scheier  
Assistant 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 9, 2008, the following members were present:

Greg Jergeson, Chairman  
Doug Mood, Vice Chairman  
Brad Molnar, Commissioner, via the telephone  
Robert H. Raney, Commissioner  
Ken Toole, Commissioner

APPEARANCE

Al Brogan, Legal Division

(364) In the matter of D2008.8.95: NorthWestern Energy. Discuss and act on any opposed petitions to intervene.

Commissioner Raney moved to GRANT the Petitions to Intervene of CELP and Shell, and to DENY the Petitions to Intervene of Montgomery Energy and Strategic Energy Concepts LLC. Commissioner Toole seconded the motion, which passed unanimously.

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

---

GREG JERGSON, Chairman

---

DOUG MOOD, Vice Chairman

---

BRAD MOLNAR, Commissioner

---

ROBERT H. RANEY, Commissioner

---

KEN TOOLE, Commissioner

ATTEST:

Verna Stewart  
Commission Secretary

(SEAL)