

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, May 4, 2010, the following members were present:

Greg Jergeson, Chair
Ken Toole, Vice Chair
Brad Molnar, Commissioner
John Vincent, Commissioner, via telephone

Commissioner Gutsche was absent but left her proxy with Commissioner Toole.

APPEARANCE
Scott Fabel, Utility Division

(141) In the matter of N2010.4.42: On April 16, 2010 Verizon Business Service Tariff No. 2 filed Transmittal Letter No. 10-03.

Commissioner Toole moved to APPROVE Verizon Business Service Tariff Transmittal Letter No. 10-03 in Docket N2010.4.42. Commissioner Molnar seconded the motion, which passed unanimously.

(142) In the matter of N2010.4.43: On April 19, 2010, Citizen filed Advice Letter No. MT-10-02.

Commissioner Toole moved to APPROVE Citizen's Advice Letter No. Mt-10-02 in Docket N2010.4.43. Commissioner Molnar seconded the motion, which passed unanimously.

APPEARANCE
Wayne Budt, Administrator
Transportation & Centralized Services Division

(143) In the matter of TN2470: Allen Charles Bowker and Melanie Jean Bowker dba Bowker Sanitation LLP, Culbertson, Montana, PSC No. 5039, has submitted a 2009 Annual Report with a verified statement in lieu of intrastate garbage operations, as required by 38.3.1205 MCA.

Commissioner Jergeson moved to APPROVE the verified statement in lieu of intrastate revenue. Commissioner Vincent seconded the motion, which passed unanimously.

(144) In the matter of the approval of Commission Minutes for the week of April 26, 2010.

Commissioner Vincent moved to APPROVE the Commission Minutes for the week of April 26, 2010. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE
Gary Duncan, Utility Division

(145) In the matter of the Commission's discussion in Docket Nos. D2010.2.11, 2010.2.13 and 2010.3.28: CenturyLink Partners Telecom, Inc., Qwest Corporation, Pacific Telecom Communications Group, Inc., Intrado Communications, Inc., Interconnection agreements:

Commissioner Toole moved to APPROVE the CenturyLink/Partners Telecom, Inc., interconnection agreement in Docket No. D2010.2.11; the Qwest Corporation/Pacific Telecom Communication Group, Inc., interconnection agreement in Docket No. D2010.2.123; and the Qwest Corporation/Intrado Communications, Inc's., interconnection agreement in Docket No. D2010.3.28. Commissioner Vincent seconded the motion, which passed unanimously.

APPEARANCE
Jim Paine, Legal Division

(146) In the matter of the Commission's discussion in Docket No.D2010.4.40: Southern Montana Telephone Company motion for protective order.

Commissioner Toole moved to DEFER INFORM these utilities to defer the filing of these salary schedules until the Commission completes its rulemaking. Commissioner Vincent seconded the motion, which passed unanimously.

APPEARANCE
Phil Cooke, Tina Shorten and Lori Sandru, Utility Division

(147) In the matter of the Commission's discussion of NorthWestern Energy Medical Exception Rule Application:

Commissioner Toole moved to ADOPT Option 2 as an operating procedure for medically protected accounts of the Public Service Commission. Commissioner Vincent seconded the motion, which passed unanimously.

APPEARANCE
Brian Dekiep, Utility Division

(148) In the matter of the Commission's discussion of FERC NOPR on Bulk Transmission System Definitions comments:

Commissioner Toole moved to APPROVE Montana Commission signing with the other states and the Montana Consumer Counsel on the comments on FERC. Commissioner Vincent seconded the motion, which passed unanimously.

APPEARANCE
Kate Whitney, Administrator
Utility Division

(149) In the matter of the Commission's discussion of Out of State Travel:

Commissioner Toole moved to APPROVE travel for Joel Tierney to travel to Lake Tahoe, Nevada on June 14-18, 2010 to attend the National Association of Pipeline Safety Representatives Western Region meeting. Commissioner Molnar seconded the motion, which passed unanimously.

APPEARANCE
Al Brogan, Legal Division

(150) In the matter of the Commission's discussion in Docket No. D2010.2.18: Kenfield Wind Part I, LLC, et al. Procedural and discovery matters:

MOTION 1: Commissioner Toole moved to GRANT Sagebrush's request for late intervention in Docket No. D2010.2.18. Commissioner Molnar seconded the motion, which passed unanimously.

MOTION 2: Commissioner Toole moved to DENY NorthWestern Energy's motion for protective order related to the CIEE matter in Docket No. D2010.2.18. Commissioner Vincent seconded the motion, which passed unanimously.

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

GREG JERGESON, Chair

KEN TOOLE, Vice Chair

GAIL GUTSCHE, Commissioner

BRAD MOLNAR, Commissioner

JOHN VINCENT, Commissioner

ATTEST:

Verna Stewart
Commission Secretary

(SEAL)