

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 10, 2011, the following members were present:

Travis Kavulla, Chairman
Gail Gutsche, Vice Chair
Bill Gallagher, Commissioner
Brad Molnar, Commissioner
John Vincent, Commissioner

APPEARANCE

Kate Whitney, Administrator, Regulatory Division

(229) In the matter of the approval of Commission Minutes for the week of April 18, 2011.

Commissioner Gutsche moved to APPROVE the Commission Minutes for the week of April 18, 2011. Commissioner Vincent seconded the motion, which passed unanimously.

APPEARANCE

Joel Tierney, Regulatory Division

(230) In the matter of N2011.4.31: On April 20, 2011, Montana Dakota Utilities Co., filed a natural gas tariff sheet titled Thermal Zone Boundaries for approval.

Commissioner Kavulla moved to APPROVE Montana Dakota Utilities request to establish Heating Zone 241. Commissioner Gutsche seconded the motion, which passed unanimously.

APPEARANCE

Nickie Eck, Regulatory Division

(231) In the matter of TN2501: Montana Tariff Bureau, as agent for Willson LLC d/b/a 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.

Commissioner Molnar moved to APPROVE the fuel surcharge of \$.75 per fare as applied for. Commissioner Kavulla seconded the motion, which passed unanimously.

APPEARANCE

Brian DeKiep, Regulatory Division

(232) In the matter of the Commission's discussion in Docket No. EL11-30: Consider joining OMS comments to FERC on Motion to Intervene and Comment in Docket No. EL11-30.

Commissioner Kavulla moved to JOIN OMS in the comments to FERC in Docket No. EL11-30. Commissioner Molnar seconded the motion, which passed unanimously.

APPEARANCE
Chairman Kavulla

(233) In the matter of the Commission's discussion of appointment of Interim Chief Legal Counsel.

Commissioner Vincent moved to APPOINT Jim Paine as Interim Chief Legal Counsel. Commissioner Kavulla seconded the motion, which passed unanimously.

APPEARANCE
Commissioner Gallagher

(234) In the matter of the Commission's discussion of Operation Procedural Manual revisions:

MOTION 1: Commissioner Gallagher moved to INCLUDE the two explained modifications into the Blue Book.

SUBSIDIARY MOTION ADHERENT TO THE MAIN MOTION: Commissioner Kavulla moved to appoint a committee to revise the Blue Book with Commissioner Gutsche as chair with a committee of her choosing and to report to the commission. Commissioner Vincent seconded the motion, which passed 3-2. Commissioner Gallagher and Commissioner Molnar voted Nay.

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

TRAVIS KAVULLA, Chairman

GAIL GUTSCHE, Vice Chair

W. A. GALLAGHER, Commissioner

BRAD MOLNAR, Commissioner

JOHN VINCENT, Commissioner

ATTEST:

Verna Stewart
Commission Secretary

(SEAL)