

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on September 17, 2013, the following members were present:

Bob Lake, Vice Chairman  
Kirk Bushman, Commissioner  
Travis Kavulla, Commissioner      via phone  
Roger Koopman, Commissioner      via phone

Chairman Gallagher was excused and left his proxy with Commissioner Lake.

APPEARANCE

Aleisha Solem, Commission Secretary

(254) In the matter of the approval of Commission Minutes for the week of September 5, 2013.

Commissioner Koopman moved to APPROVE the Commission Minutes for the week of September 5, 2013. Commissioner Kavulla seconded the motion, which passed unanimously.

APPEARANCE

Brenda Koch, Transportation Unit

(255) In the matter of TN2584: Circle Z Enterprises' request to suspend PSC No. 9270 from September 2, 2013 to March 2, 2014.

Commissioner Koopman moved to SUSPEND PSC No. 9270 for six months. Commissioner Bushman seconded the motion, which passed unanimously.

APPEARANCE

Brenda Koch, Transportation Unit

(256) In the matter of TN2585: Limo Scene Limousine Service's request to continue the lease of PSC No. 8949 to Kindsfathers, Inc. d/b/a Limo Scene Limousine Service.

Commissioner Bushman moved to APPROVE the continued lease of PSC No. 8949. Commissioner Lake seconded the motion, which passed unanimously.

APPEARANCE

Nickie Eck, Transportation Unit

(257) In the matter of TN2586 and TN2587: Plentywood Sanitation Company's request to cancel lease of PSC No. 1602 to Plentywood Sanitation Company LLC and lease PSC No. 1602 to Lonnie J. Johnson d/b/a Plentywood Sanitation.

Commissioner Kavulla moved to APPROVE the cancellation of PSC No. 1602, and APPROVE

the lease of PSC No. 1602 to Lonnie J. Johnson d/b/a Plentywood Sanitation. Commissioner Bushman seconded the motion, which passed unanimously.

APPEARANCE

Nickie Eck, Transportation Unit

(258) In the matter of T-13.10.PCN: Betterfly Taxi's application for a Class B certificate of authority.

Commissioner Lake moved to APPROVE the Final Order denying the application for authority. Commissioner Bushman seconded the motion, which passed unanimously.

APPEARANCE

Tina Shorten, Consumer Assistance Division

(259) In the matter of N2013.8.60: Operator Service Provider rate caps.

Commissioner Kavulla moved to APPROVE the rate caps from October 1, 2013 through September 30, 2014. Commissioner Bushman seconded the motion, which passed unanimously.

APPEARANCE

David Lofftus, Regulatory Division  
Jason Brown, Legal Division

(260) In the matter of D2013.8.61: NorthWestern Energy's petition for certification of a Community Renewable Energy Project.

Commissioner Koopman moved to APPROVE certification as requested by NorthWestern Energy. Commissioner Lake seconded the motion, which passed unanimously.

APPEARANCE

Leroy Beeby, Regulatory Division  
Justin Kraske, Legal Division

(261) In the matter of D2013.7.56: Havre Pipeline Company's application to increase rates and charges to its Direct Rural Farmstead Customers.

Commissioner Kavulla moved to APPROVE the Interim Order. Commissioner Bushman seconded the motion, which passed unanimously.

APPEARANCE

Leroy Beeby, Regulatory Division

(262) In the matter of D2009.12.154: Mountain Water Company's application for state drinking water revolving loan fund recovery tracking adjustment.

Commissioner Lake moved to APPROVE the annual tracking adjustment. Commissioner Bushman seconded the motion, which passed 4 to 1. Commissioner Koopman dissenting.

APPEARANCE

Jason Brown, Legal Division

(263) In the matter of D2013.5.39: United Materials of Great Falls, Inc.'s petition to have the Commission set contract terms and conditions.

Commissioner Kavulla moved to GRANT the motion to dismiss and WITHDRAW the petition. Commissioner Bushman seconded the motion, which passed unanimously.

APPEARANCE

Bob Decker, Regulatory Division

Brenda Elias, Legal Division

(264) In the matter of D2010.2.14: James & Elizabeth Gruba, et al. v. NWE street lighting case.

Commissioner Koopman moved to STRIKE the constitution portion of the order, and DIRECT staff to address the constitutional claim.

The motion was withdrawn.

Commissioner Bushman moved to APPROVE the order with edits to paragraph 9. Commissioner Lake seconded the motion, which passed unanimously.

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

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W. A. GALLAGHER, Chairman

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BOB LAKE Vice Chairman

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KIRK BUSHMAN, Commissioner

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TRAVIS KAVULLA, Commissioner

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ROGER KOOPMAN, Commissioner

ATTEST:

Aleisha Solem  
Commission Secretary

(SEAL)