

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on December 9, 2013, at 9:30 a.m. the following members were present:

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

Chairman Gallagher was absent and gave his proxy to Commissioner Bushman.

APPEARANCE

Judy Scheier, Assistant Commission Secretary

(333) In the matter of the approval of Commission Minutes for the week of November 18, 2013.

Commissioner Kavulla moved to APPROVE the Commission Minutes for the week of December 2, 2013. Commissioner Bushman seconded the motion, which passed unanimously.

APPEARANCE

Mike Dalton, Regulatory Division

(334) In the matter of amendments of telecommunications interconnection agreements: D2006.1.5 - Qwest Corporation dba CenturyLink and Zayo Group, LLC (Filed October 30, 2013); D2000.11.200 - Qwest Corporation dba CenturyLink and One Eighty Communications (filed October 30, 2013); D2006.3.41 – Qwest Corporation dba CenturyLink and Montana Opticom (filed October 24, 2013); D2002.6.68- Qwest Corporation dba CenturyLink and Level 3 Communications (Filed September 17, 2013); and D2002.6.68 – Qwest Corporation dba CenturyLink and Level 3 Communications (filed September 20, 2013).

Commissioner Kavulla moved to APPROVE the amendments to the interconnection agreements. Commissioner Koopman seconded the motion, which passed unanimously.

APPEARANCE

Leroy Beeby, Scott Fabel, and Mike Dalton Regulatory Division
Justin Kraske, Administrator, Legal Division

(335) In the matter of D2012.9.100 – MDU General Rate Case.

Commissioner Bushman moved to APPROVE the stipulation. Commissioner Koopman seconded the motion.

Commissioner Kavulla moved to AMEND the main motion to APPROVE an interim order rather than a final order. Commissioner Koopman seconded the motion, which failed 2 to 3. Commissioner Lake, Commissioner Bushman and Chairman Gallagher dissenting.

Main motion passed 4 to 1. Commissioner Kavulla dissenting.

APPEARANCE

Laura Farkas, Legal Division
Gary Duncan, Regulatory Division

(336) In the matter of N2013.5.32 - 2013 Annual Certification of Montana Eligible Telecommunications Carriers.

Commissioner Kavulla moved to DENY the Qwest dba CenturyLink's motion for protective order. Commissioner Lake seconded the motion which passed unanimously.

Commissioner Koopman moved to APPROVE the protective order for CenturyTel dba CenturyLink. Commissioner Kavulla seconded the motion which passed unanimously.

APPEARANCE

Laura Farkas, Legal Division
Gary Duncan, Regulatory Division

(337) In the matter of N2013.5.32 – Montana ETC Certification.

Commissioner Kavulla moved to APPROVE the 2014 ETC Certification for the ETCs shown on the provided list. Commissioner Bushman seconded the motion, which passed 4 to 1. Commissioner Koopman dissenting.

APPEARANCE

Laura Farkas, Legal Division
Scott Fabel, Regulatory Division

(338) In the matter of D2013.11.82 – MDU Rate 35 Tracker.

Commissioner Bushman moved to APPROVE the Interim Order No. 7318 in Docket No. D2013.11.82. Commissioner Kavulla seconded the motion, which passed unanimously.

APPEARANCE

Mike Dalton, Regulatory Division

(339) In the matter of D2013.10.75 – Citizens Telecommunications Company of Montana and VisionNet, Inc. –Interconnection Agreement.

Commissioner Kavulla moved to APPROVE the interconnection agreement between Citizens Telecommunications Company of Montana and VisionNet, Inc. in Docket D2013.10.75. Commissioner Koopman seconded the motion, which passed unanimously.

APPEARANCE

Nickie Eck and Brenda Koch Transportation Unit
Justin Kraske, Administrator, Legal Division

(340) In the matter of T-13.27.ST – Carrie Anne Pintar dba Amazing Adventures – sale and transfer of PSC No. 9482 – protests of Billings Yellow Cab, LLC and Vance Vanderpan dba Greater Valley Taxi.

Commissioner Koopman moved to DENY the protest of Billings Yellow Cab, LLC and Vance Vanderpan dba Greater Valley Taxi. Commissioner Kavulla seconded the motion, which passed unanimously.

APPEARANCE

Nickie Eck and Brenda Koch Transportation Unit
Justin Kraske, Administrator, Legal Division

(341) In the matter of T-13.27.ST – Carrie Ann Pintar DBA Amazing Adventures – Sale and Transfer of PSC No. 9482 to Lightning Ram, Inc. dba Bozeman Airport Express.

Commissioner Koopman moved to APPROVE the sale and transfer of PSC No. 9482. Commissioner Lake seconded the motion, which passed unanimously.

APPEARANCE

John Torske and Joel Tierney Regulatory Division

(342) In the matter of MCR Gas Transmission – abandonment of MCR transmission line.

Discussion only. No action was taken.

APPEARANCE

Tina Shorten, Consumer Assistance Program Manager
Justin Kraske, Administrator, Legal Division

(343) In the matter of the Commission's discussion in FCC Notice of Proposed Rulemaking in WC Docket No. 12-375 – reply comments involving inmate calling services by the December 30, 2013 deadline.

Commissioner Kavulla moved to DIRECT staff, in its discretion, to file reply comments by the December 30, 2013 deadline and to circulate them in advance to the filing to the Commission. Commissioner Lake seconded the motion, which passed unanimously.

APPEARANCE

Mike Dalton, Regulatory Division

(344) In the matter of the Commission's discussion in Docket No. D2013.15.84 – NorthWestern Energy 2013 Electricity Supply Resource Procurement Plan;

Commissioner Kavulla moved to APPROVE NWE's motion for an extension. Commissioner Lake seconded the motion, which passed unanimously.

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

W. A. GALLAGHER, Chairman

BOB LAKE, Vice Chairman

KIRK BUSHMAN, Commissioner

TRAVIS KAVULLA, Commissioner

ROGER KOOPMAN, Commissioner

ATTEST:

Judy Scheier
Assistant Commission Secretary

(SEAL)