

**MONTANA PUBLIC SERVICE COMMISSION
TRANSPORTATION/CENTRALIZED SERVICES DIVISION
AGENDA NO. 02-10-29**

Date Published: October 24, 2002
For Work Week Commencing: October 28, 2002
Business Meeting: October 29, 2002, 9:00 a.m.

General Introduction This agenda is the Commission's Transportation and Centralized Services Division agenda for the work week designated. In the later part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://www.psc.state.mt.us>.

Place of Meetings All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.

Inquiries General inquiries concerning this division agenda and subscribing to notice by mail may be made to Wayne Budt at (406) 444-6195. Mr. Budt may refer inquiries to another person within the agency.

Accommodation for Persons with Disabilities Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.

Action Items All items identified below are for action at the Commission business meeting.

1. T-02.79.PCN (Wayne)

On July 15, 2002 Christopher P. Birkle, Missoula, Montana filed an application for a Montana Intrastate Certificate of Public Convenience and Necessity. The application was noticed to the public on August 12, 2002. Protests were filed and a public hearing on the application was scheduled for November 1, 2002. Applicant is requesting that the application be withdrawn and the docket closed.

Class B – Passengers within the City of Missoula, Montana and a fifty (50) mile radius thereof. LIMITATIONS: 1) Operations in limousine service is prohibited. 2) Operations to or from the Missoula International Airport is prohibited.

ACTION:

2. T-02.93.OTSC (Wayne)

On October 1, 2002 an Order to Show Cause was issued to Ray Jerrel Feed & Supply, Inc., Miles City, Montana, PSC No. 3543, for failure to comply with vehicle registration requirements. The Order to Show Cause was sent via certified mail and received by the carrier on October 4, 1002. There has been no response. Staff recommends cancellation.

SUB A Class C - Property within the City of Miles City, Montana and a radius of fifty (50) miles thereof. Limitations: (1) Transportation of property on or between points on routes now served by Class "A" carriers is prohibited; pick-up and delivery service within those points and a radius of one (1) mile thereof as served by Class "A" motor carriers and routes served by existing rail carriers is prohibited. (2) Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

SUB B Class B - Livestock between all points and places in the State of Montana.

ACTION:

3. T-02.97.OTSC (Wayne)

On October 1, 2002 an Order to Show Cause was issued to Red Lodge Shuttle LLC, Red Lodge, Montana, PSC No. 9388, for failure to comply with vehicle registration requirements. The Order to Show Cause was sent via certified mail and received by the carrier on October 8, 1002. There has been no response. Staff recommends cancellation.

Class B - Persons and baggage (1) between all points and places in Carbon County, Montana; and (2) between all points and places in Carbon County, Montana on the one hand and on the other hand all points and places in the State of Montana.

ACTION:

4. T-02.98.OTSC (Wayne)

On October 1, 2002 an Order to Show Cause was issued to Jerry Kimmet dba Red Carpet Limousine, Choteau, Montana, PSC No. 9430, for failure to comply with vehicle registration requirements. The Order to Show Cause was sent via certified mail and received by the carrier on October 4, 1002. There has been no response. Staff recommends cancellation.

Class B – Passengers in limousine service between all points and places in Cascade, Flathead, Glacier, Lewis and Clark, Pondera, Teton and Toole Counties, Montana. LIMITATION: All transportation movements must originate or terminate in Teton County, Montana.

ACTION:

5. TN2161 (Wayne)

Helena Unlimited, Inc. dba Last Chance Tours, Helena, Montana, requests permission to suspend PSC No.2516 for a six month period, October 14, 2002 to April 14, 2003.

Class A - Persons in the City of Helena, Montana.
Limitations: This certificate may not be sold, leased, transferred or assigned.

SUB A Class B- Passengers in charter service by means of open-air tour vehicles pulled by replica vintage locomotive-style vehicles or in open-air trolley-style vehicles, within the City of Helena, Montana, and a fifteen (15) mile radius thereof.

ACTION:

6. Approval of Commission Minutes(Wayne)

Approval of the Commission Minutes for the week of October 21, 2002.

ACTION: