

Service Date: May 28, 1999

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

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IN THE MATTER of the Application	)	UTILITY DIVISION
of Havre Pipeline Company to Increase	)	
Rates and Charges to its Shippers on its	)	DOCKET NO. D98.6.127
Transmission System.	)	ORDER NO. 6083d

**ORDER CLOSING DOCKET**

1. On May 18, 1999, Havre Pipeline Company filed with the Montana Public Service Commission (Commission) a Notice of Withdrawal of its application for approval of a transmission rate increase in Docket No. D98.6.127. Havre Pipeline indicated its intent and willingness to comply with the Order Compelling Discovery Responses, Order No. 6083c, issued May 13, 1999, unless the Commission determined that to do so would be unnecessary. The Commission had directed Havre Pipeline to respond to discovery requests propounded by Black Hills Exploration and Production, Inc., and Montana Power Trading and Marketing (MPTM).

2. On May 25, 1999 at its regularly scheduled work session, the Commission granted Havre Pipeline's request to withdraw its application. The Commission determined that Havre Pipeline is relieved from compliance with the Order Compelling Discovery Responses issued on May 13, 1999, as compliance is not necessary on its withdrawal of the application. The Commission determined that the hearing scheduled on Havre Pipeline's application is canceled and Docket No. D98.6.127 is closed.

**Conclusions of Law**

1. The Montana Public Service Commission is invested with full power of supervision and regulation of public utilities, subject to the provisions of Title 69, Chapter 3, Montana Code Annotated (MCA). The Commission has the general powers to do all things necessary and convenient in the exercise of the powers conferred on the Commission by statute. §§ 69-3-102, 69-3-103 and 69-3-106, MCA.

2. Havre Pipeline is a public utility subject to the Commission's jurisdiction. § 69-3-101, MCA and Title 69, Chapter 3, Part 3, MCA.

**Order**

Havre Pipeline Company is relieved of the obligation to comply with Order No. 6083c, Order Compelling Discovery Responses in Docket No. D98.6.127. The Docket is hereby closed.

DONE AND DATED this 25th day of May, 1999, by a vote of 5-0.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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DAVE FISHER, Chairman

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NANCY MCCAFFREE, Vice Chair

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BOB ANDERSON, Commissioner

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GARY FELAND, Commissioner

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BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson  
Commission Secretary  
(SEAL)

NOTE: Any interested party may request the Commission to reconsider this decision. A motion to reconsider must be filed within ten (10) days. See ARM 38.2.4806.