

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, September 2, 1997, the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

APPEARANCE

Dan Elliott, Administrator
Utility Division

(366) In the matter of PACIFICORP - Docket D97.7.91; On August 19, 1997, Energy West Resources, Incorporated, an energy marketer, submitted a late-filed petition for intervenor status in PacifiCorp's transition plan proceedings. Energy West represents that it will not seek any delay in the procedural schedule or prejudice the proceedings. Staff recommends approval. Commissioner Rowe moved to grant late intervention. Commissioner Anderson seconded the motion, which passed unanimously.

(367) In the matter of MCI/BRITISH TELECOM - Docket D96.11.184; On November 8, 1996, MCI and British Telecommunications plc (BT) notified the Commission of their intention to file an application for approval of a merger between the two companies. On January 27, 1997, the Commission received the application. On August 21, 1997, the FCC approved the merger of MCI and BT. A Final Order has been drafted. Commissioner McCaffree moved to grant the final order. Commissioner Rowe seconded the motion, which passed unanimously.

(368) In the matter of ELIGIBLE CARRIER DESIGNATION - Docket D96.2.18; On August 26, 1997, the Commission held a work session at which it designated incumbent local exchange carriers as eligible carriers, on an interim basis. Eligible carrier status was specifically granted to all Montana ILECs which had requested such designation, as well as U S WEST Communications and Nemont Telephone Cooperative, companies which had not requested the designation. Triangle Telephone Cooperative Association is the only company which did not request designation and which was not discussed at the work session. An order has been prepared reflecting the Commission's actions and designating Nemont as an eligible carrier as well. Commissioner McCaffree moved to approve Order No. Commissioner Rowe seconded the motion, which passed unanimously.

(369) In the matter of PACIFIC TELECOM, INC. - Docket N97.4.58; Pursuant to Commission direction, a final order has been drafted approving the Digitrex Plus tariff filing by Northwestern Telephone Systems, Inc. dba PTI Communications (Tariff Advice 96-1). Commissioner Rowe moved to approve final order as amended (adding paragraph to include revenue requirement). Commissioner Anderson seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(370) In the matter of Docket T-97.96.AR - Vern Reum dba Tire Depot, Polson, Montana, PSC No. 9360, has not meet Class D carrier requirements, and has submitted a Verified Statement. A determination must be made if the Verified Statement is acceptable for the 1996 annual report filing.

Class D - Used tires and wheels between all points and places in Flathead, Lake, and Missoula Counties, Montana, to points in Lake County, Montana.

Commissioner Rowe moved to accept the verified statement. Commissioner McCaffree seconded the motion, which passed unanimously.

APPEARANCE

Laura Calkin
Centralized Services

(371) In the matter of the approval of Commission Minutes; Commissioner McCaffree moved to approve the Commission Minutes for the week of August 25, 1997. Commissioner Rowe seconded the motion, which passed unanimously.

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

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Wednesday, September 3, 1997, the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

APPEARANCE
Karen Hammel

(372) In the matter of the Commission's discussion of pending motions to the Montana Wireless US West arbitration - Docket No. D97.8.142; Commissioner McCaffree moved to grant the motion to withdraw, dismiss the application, and close the docket. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE
Karen Hammel, Mike Sheard

(373) In the matter of the Commission's discussion of dialing parity plans of Clark Fork, Blackfoot Telephone and Montana Wireless - Docket Nos. D97.7.124 and D97.8.157; Commissioner McCaffree moved to grant the withdrawal of the requests and close the dockets. Commissioner Rowe seconded the motion, which passed unanimously.

(374) In the matter of the Commission's discussion of matters related to the US West Communication's and AT&T's arbitration decision - Docket No. D96.11.200; Commissioner Oberg moved to grant AT&T's and set a post final decision conference for September 19, 1997, to consider arguments related to final contracts between the parties. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE
Denise Peterson, Will Rosquist

(375) In the matter of the Commission's discussion of implementation of SB 390 - Electric Restructuring - Docket No. L97.8.6-RUL; Commissioner Rowe moved to issue a notice of rulemaking and interim licensing of electricity suppliers to comply with the "Electric Utility Industry Restructuring and Customer Choice Act". Commissioner McCaffree seconded the motion, which passed unanimously.

APPEARANCE
Karen Hammel, Mike Lee

(376) In the matter of the Commission's discussion of a petition of rulemaking; Commissioner Oberg moved to issue a Notice of Opportunity to File Further Comments on 1+intraLATA. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE
Martin Jacobson

(377) In the matter of the Commission's discussion of pending motions and related matters associated with Montana Power Company's natural gas restructuring case - Docket No. D96.2.22 and N97.7.116; Commissioner Rowe moved to defer action on (D96.2.22) the motion of MOGA to bifurcate the case and approve certain stipulations before the Commission. Commissioner Anderson seconded the motion, which passed unanimously.

Commissioner Rowe moved to adopt temporary rules for licensing of gas suppliers (N97.8.153). Commissioner McCaffree seconded the motion, which passed unanimously.

Commissioner Rowe moved to reject MPC's licensing application without prejudice (N97.8.153). Commissioner Anderson seconded the motion, which passed unanimously.

APPEARANCE
Karen Hammel, Bonnie Lorang, Mike Sheard

(378) In the matter of the Commission's discussion of issues related to implementation of the Telecommunications Act of 1996; Commissioner Oberg moved to file exparte comments on universal service and high cost funding to the Federal Communications Commission. Commissioner McCaffree seconded the motion, which passed 4-1. Commissioners Fisher, McCaffree, Oberg and Anderson voted aye. Commissioner Rowe abstained.

APPEARANCE
Wayne Budt

(379) In the matter of the Commission's discussion of its appoint to the ICCW (Interdepartmental Coordinating Committee for Women); Commissioner Oberg moved to appoint Robin Baker as appointee and Tina Shorten as alternate to ICCW. Commissioner Rowe seconded the motion, which passed unanimously.

Commissioner McCaffree moved to approve out-of-state travel for Karen Hammel to attend the Regional Oversight Committee meeting in Rapid City, South Dakota, October 5, 6 and 7, 1997 and to approve Mike Lee and Mike Sheard to attend the NARUC Winter Meeting in Boston, Massachusetts, November 10-13, 1997. Commissioner Rowe seconded the motion, which passed unanimously.

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

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, September 8, 1997, the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Danny Oberg, Commissioner
Bob Rowe Commissioner

Commissioner Anderson was absent, but left his votes with the Commission Secretary.

APPEARANCE

Dan Elliott, Administrator
Utility Division

(380) In the matter of GREAT FALLS GAS COMPANY - Docket D97.7.119; On July 11, 1997, Great Falls Gas Company filed an application to increase rates for natural gas service by \$1,879,210 pursuant to a Gas Cost Tracking Mechanism. A Interim order has been drafted and distributed. Staff recommends approval. Commissioner Rowe moved to approve the application as filed. Commissioner Oberg seconded the motion, which passed unanimously. Commissioner Anderson voted aye.

(381) In the matter of PACIFICORP - Docket D97.8.158; On August 25, 1997, PP&L filed an application seeking authority to (1) issue and sell or exchange not more than \$1,150,000,000 of debt, (2) enter into credit support arrangements and (3) enter into currency exchanges. This application represents an increase of \$400,000,000 in debt from the \$750,000,000 granted by the Commission in Docket No. D96.2.25, Default Order No. 5900. A Default Order has been drafted. Commissioner McCaffree moved to approve the Default Order. Commissioner Rowe seconded the motion, which passed unanimously. Commissioner Anderson voted aye.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(382) In the matter of TN1865 - Butte-Silver Bow Chamber of Commerce, Butte, Montana presently holds the following authority:

Class B - Passengers between all points and places within Silver Bow County.

Limitations: Carrier is limited to transportation between April 1 and November 1 of each year.

They are requesting permission to amend the scope of their operating authority to read:

Class B - Passengers between all points and places within a 10 mile radius of the federal building located in Butte, Montana. Limitations: Carrier is limited to transportation between April 1 and November 1 of each year.

The purpose of this request to amend the scope of operations is to comply with the exception to insurance requirements for those passenger carriers operating within a 10 mile radius of any given city. Commissioner Oberg moved to approve the amended scope of operations.

Commissioner McCaffree seconded the motion, which passed unanimously.
Commissioner Anderson voted aye.

(383) In the matter of T-97.83.ST - Marc W. Johnson, Ronan, Montana has filed an application for transfer of Montana Intrastate Certificate of Public Convenience and Necessity, PSC No. 2870, to Flathead Disposal, Inc., Ronan, Montana.

Class D - Garbage and refuse, authorized to serve an area whose eastern, western and southern boundaries are defined as the arc on the circumference of a 35 mile radius circle whose center originates at Polson, Montana and whose northern boundary is defined as a cord of the 35 mile radius circle running tangent to a 10 mile radius circle whose center originates at Ronan, Montana. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

Commissioner Rowe moved to approve the transfer of PSC No. 2870. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Anderson voted aye.

(384) In the matter of TN1866 - Flathead Disposal, Inc., Ronan, Montana requests permission to lease PSC No. 2870 to Daniel Tromp, Stuart, Rubel, Robert McCrea and Marc Johnson a partnership dba Mission Valley Disposal, Ronan, Montana for the period September 8, 1997 to January 17, 1998.

Class D - Garbage and refuse, authorized to serve an area whose eastern, western and southern boundaries are defined as the arc on the circumference of a 35 mile radius circle whose center originates at Polson, Montana and whose northern boundary is defined as a cord of the 35 mile radius circle running tangent to a 10 mile radius circle whose center originates at Ronan,

Montana. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

Commissioner Rowe moved to approve the request for permission to lease PSC No. 2870. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Anderson voted aye.

(385) In the matter of T-97.92.ST - Emil J. Tenneson dba Lincoln Leftovers, Lincoln, Montana has filed an application for transfer of Montana Intrastate Certificate of Public Convenience and Necessity, PSC No. 9153, to Waste Management of Montana, Inc., dba Waste Management of Great Falls, Great Falls, Montana.

Class D - Solid waste serving Lincoln, Montana, and a twenty (20) mile radius thereof.

Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

Commissioner McCaffree moved to approve the application for transfer of PSC No. 9153. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE
Laura Calkin
Centralized Services

(386) In the matter of the approval of Commission Minutes; Commissioner Rowe moved to approve the Commission Minutes for the week of September 2, 1997. Commissioner McCaffree seconded the motion, which passed unanimously.

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

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, September 9, 1997, the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

APPEARANCE
Martin Jacobson

(387) In the matter of the Commission's discussion of MPC's natural gas case and implementation of SB 396 -- Docket No. N97.8.153; Commissioner Anderson moved to grant the motion of MHA Ventures Inc. to substitute testimony and appear the first day of hearing. Commissioner Rowe seconded the motion, which passed unanimously.

Commissioner Rowe moved to grant motion to reconsider its previous discussion on interim rules and reverse the decision. Commissioner Anderson seconded the motion, which passed unanimously.

Commissioner Rowe moved to grant the motion of Enron dialing with out of state counsel. Commissioner McCaffree seconded the motion, which passed unanimously.

Commissioner Rowe moved to issue an order on interim natural gas licensing as recommended by staff counsel and amended by the Commission. Commissioner

APPEARANCE
Bonnie Lorang

(388) In the matter of the Commission's discussion of National Directory Assistance Service tariff filing by US West Communications -- Docket No. N97.8.152; Commissioner Rowe moved to approve the tariff. Commissioner Anderson seconded the motion, which passed unanimously.

APPEARANCE
Karen Hammel, Ron Woods, Mike Sheard

(389) In the matter of the Commission's discussion of issue related to the Interconnection Arbitration between USWC and AT&T -- Docket No. D96.11.200. Commissioner Oberg moved to reconsider our previous Commission on holding a hearing on contract issue resolution. Commissioner McCaffree seconded the motion, which passed unanimously.

Commissioner Oberg moved to direct staff to meet with parties on contract disputes in preparation for Commission consideration the first week of October. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE
Karen Hammel

(390) In the matter of the Commission's discussion of US West's rate rebalancing docket - Docket No. D96.12.220; Commissioner Rowe moved to grant the motion of MCC for limited discovery follow up. Commissioner McCaffree seconded the motion, which passed unanimously.

APPEARANCE
Robin McHugh, Denise Peterson, Dan Elliott, Will Rosquist

(391) In the matter of the Commission's discussion of MPC's electric industry restructuring - Docket No. D97.7.90; Commissioner Rowe moved to issue a Notice of Commission Action amending procedural schedule to require motions and comments on MPC's revised filing by September 17 with 5 days response from MPC. Commissioner Anderson seconded the motion, which passed unanimously.

APPEARANCE
Kate Whitney

(392) In the matter of the Commission's discussion the FCC's proposed rules on slamming. Commissioner McCaffree moved to file comments with the FCC on proposed rules on "slamming" unauthorized change of toll carriers. Commissioner Anderson seconded the motion, which passed unanimously.

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

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, September 15, 1997, the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

APPEARANCE

Dan Elliott, Administrator
Utility Division

(393) In the matter of PTI COMMUNICATIONS -- Docket No. N97.4.58; On September 2, 1997, the Commission approved, subject to one additional condition, PTI Communications' filing to add Digitrex Plus as a new service replacing the grandfathered Digitrex II service. The draft order has been changed to include the requirement that PTI submit its estimated annual revenues within 20 days and documentation of actual revenues for the 12 months following implementation. Commissioner Rowe moved to approve the order. Commissioner McCaffree seconded the motion, which passed unanimously.

(394) In the matter of CITIZENS TELECOMMUNICATIONS -- Docket No. D97.3.48; Citizens filed a motion on July 14, 1997, asking that the Commission reconsider its decision requiring it to provide its customer service scripts to interexchange carriers upon request. In a work session held on August 5, 1997, the Commission granted the motion will require they be filed with the Commission for review only upon request. Citizens will be required to make a proprietary showing at that time. A draft Order on Reconsideration has been prepared. Commissioner Rowe moved to approve the order. Commissioner McCaffree seconded the motion, which passed unanimously.

(395) In the matter of PTI COMMUNICATIONS -- Docket No. N97.8.156; On August 19, 1997, PTI filed revisions to its ISDN tariff. PTI proposes to rename its two types of ISDN service and to eliminate the excess usage charge of 15 cents per minute after 150,000 minutes for Primary Rate Interface ISDN. Commissioner Rowe moved to approve the tariff. Commissioner McCaffree seconded the motion, which passed unanimously.

(396) In the matter of MCI TELECOMMUNICATIONS CORP. -- Docket No. N97.8.159; On August 25, 1997, MCI filed Tariff Transmittal Letter No. 97-17, proposing the following: (1) to make changes to the usage threshold and introduce intralata rates for Option & (Home MCI One); and (2) to extend the Intralata Calling Promotion 2, until December 31, 1997. This was a notice item at the agenda of 9/2/97. Commissioner McCaffree moved to approve the tariff. Commissioner Oberg seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(397) In the matter of TN1867; The McGree Corporation, Butte, Montana requests permission to continue the lease of PSC No. 9376 to Tucker Transportation, Inc., Butte, Montana for the period September 11, 1997 to September 11, 1998.

Class B - Persons and baggage by charter between points in Silver Bow County on the one hand and points and places in Montana on the other.

Limitations: 1. Transportation of passengers from Butte, Montana to Helena, Montana and points within a ten (10) miles thereof is prohibited. 2. Transportation of passengers from points in Lewis and Clark County, Montana to points in Silver Bow County, Montana is prohibited. 3. Transportation of passengers which both originates and terminates within a radius of fifty-five (55) miles of Butte, Montana is prohibited. 4. Transportation of passengers in limousine service between points in Silver Bow County on the one hand and points in Beaverhead, Cascade, Deer Lodge, Granite, Powell and Ravalli Counties on the other hand is prohibited.

Commissioner Oberg moved to approve the continuation of the lease. Commissioner Rowe seconded the motion, which passed unanimously.

(398) In the matter of TN1868; Michels Trucking, Inc., Plentywood, Montana requests permission to suspend PSC No. 1351 for a final six month period, September 17, 1997 to March 17, 1998.

Class C - Property within the town of Plentywood, Montana, and to or from points tributary thereto, but not exceeding a distance of fifty (50) miles in any direction from said city.

Limitations: Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

Commissioner Oberg moved to grant permission for the suspension. Commissioner McCaffree seconded the motion, which passed unanimously.

APPEARANCE
Laura Calkin
Centralized Services

(399) In the matter of the approval of Commission Minutes; Commissioner Rowe moved to approve the Commission Minutes for the week of September 8, 1997. Commissioner McCaffree seconded the motion, which passed unanimously.

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

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, September 15, 1997, the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

APPEARANCE

Denise Peterson, Will Rosquist

(400) In the matter of the Commission's discussion of Pacific Power & Light's electric utility restructuring transition plan -- Docket No. D97.7.91; Commissioner Rowe moved to issue a determination that PP&L is deficient in 10 areas. Commissioner Anderson seconded the motion, which passed unanimously.

APPEARANCE

Robin McHugh

(401) In the matter of the Commission's discussion of PSC and MCC tax orders -- Docket Nos. D97.9.164 and D97.9.165; Commissioner McCaffree moved to approve the final orders allowing pass through of the annual adjustment of PSC taxes. Commissioner Rowe seconded the motion, which passed unanimously.

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

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, September 22, 1997 the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Danny Oberg, Commissioner
Bob Rowe Commissioner

Commissioner Bob Anderson was absent but left his votes with the Commission Secretary.

APPEARANCE

Dan Elliott, Administrator
Utility Division

(402) In the matter of Centra Montana Communications, Inc. - Docket NP97.9.163. On September 8, 1997, Central Montana Communications, Inc., submitted a tariff filing reflecting the following changes: (1) to add a new condition to clarify the Internet Plan Change Charge; (2) to remove the additional non-recurring charge to add an Internet Commercial Account; and (3) to add a vacation allowance to abate the non-recurring plan change charge for schools, libraries, and medical centers when changing plans for periods of low usage. Commissioner Oberg moved to approve the tariff filing. Commissioner McCaffree seconded the motion which passed unanimously.

(403) In the matter of PacifiCorp - Docket D97.7.91. On July 1, 1997, PacifiCorp filed an electric restructuring transition plan pursuant to Senate Bill 390. The Commission issued a procedural schedule which set September 22, 1997 as the date for the preliminary transition plan determination required by SB 390. Commissioner Rowe moved to approve and issue Order No. 5987b. Commissioner McCaffree seconded the motion which passed unanimously.

(404) In the matter of PacifiCorp - Docket D97.9.162. On September 4, 1997, PP&L filed an application seeking authority to issue and sell, from time to time, not more than 14,500,000 shares of its Common Stock pursuant to options granted under its Stock Incentive Plan. The Company estimates that such shares will be adequate for eight years of awards under the Incentive Plan. Commissioner Rowe moved to approve Default Order No. 6016. Commissioner McCaffree seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(405) In the matter of Docket T-97.11.PCN. On February 26, 1997 Tavern Express, Inc., Miles City, Montana filed an application for a Certificate for Public Convenience and Necessity. A Proposed Order, No. 6433, was issued August 26, 1997 by Hearings Examiner, Nancy McCaffree. No exceptions have been filed as of the due date, September 15, 1997.

Class B - Passengers between all points and places in Miles City, Montana, and a ten mile radius thereof, limited to the hours of 12:00 midnight and 4:00 a.m. daily, vehicle capacity of eight passengers or less, operations in limousine service prohibited, member taverns (taverns contributing to the formation or continued maintenance of Tavern Express, Inc.) If implementing a practice of paying the fee for ridership of tavern patrons shall make every reasonable effort to use and pay the fee for ridership of tavern patrons on

other common carriers authorized to transport passengers in the service area, on similar terms, when vehicles of Tavern Express, Inc., are not available to meet the convenience of patrons.

Commissioner McCaffree moved to approve the Final Order granting the above authority. Commissioner Rowe seconded the motion, which passed unanimously.

(406) In the matter of TN1871. Benjamin R. Cohen dba North Valley Refuse, Whitefish, Montana requests permission to continue the lease of PSC No. 3325 to NVR, Inc. dba North Valley Refuse, Whitefish, Montana for a one year period September 27, 1997 to September 27, 1998.

Class D - Garbage, waste and refuse (1) within Whitefish, Montana, and points and places within a seven (7) mile radius thereof; and (2) transportation between Whitefish, Montana and the Flathead County line via Highway 93, serving all intermediate points; and (3) transportation movements Nos. 1 and 2 above will terminate at the presently existing sanitary landfill dump nearest Whitefish, Montana. Limitations: Transportation is prohibited within Columbia Falls, Montana and a five (5) mile radius thereof. Transportation is prohibited within Kalispell, Montana and a ten (10) mile radius thereof.

Class C & D - Refuse, debris and rubbish from the cleaning out of railroad freight cars and damaged and discarded parts of railroad freight cars and engines but transportation limited to Burlington Northern, Inc., and the Western Fruit Express Company, between points and places in Flathead County, Montana.

Commissioner Rowe moved to approve the lease of PSC No. 3325 for one year. Commissioner McCaffree seconded the motion which passed unanimously.

(407) In the matter of TN1872. Fred M. Zweifel dba Circle Z Enterprises, Virginia City, Montana requests permission to suspend PSC No. 9270 for a six months period, September 14, 1997 to March 14, 1998.

Class B - Passengers within the City of Virginia City and a two mile radius thereof.

Commissioner Rowe moved to suspend PSC No. 9270 for a period of six months. Commissioner Oberg seconded the motion which passed unanimously.

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

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, September 23, 1997 the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Danny Oberg, Commissioner
Bob Rowe Commissioner

Commissioner Bob Anderson was absent, but left his votes with the Commission Secretary

APPEARANCE

Dan Elliott, Will Rosquist, Denise Peterson

(408) In the matter of the Commission's discussion of electric restructuring and the Montana Power Company Electric Restructuring Docket, D97.7.90; Commissioner Rowe moved to grant the LGG for a post filing conference and limited suspension of procedural conference. Commissioner Oberg seconded the motion, which passed unanimously. Commissioner Anderson voted aye.

APPEARANCE

Will Rosquist, Denise Peterson

(409) In the matter of the Commission's discussion of Montana Power's market based rate, D97.2.29; Commissioner Oberg moved to direct staff to draft an order approving the stipulated agreement between MPC and MCC granting a limited rate for the single account of Express Pipeline. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Anderson voted aye.

APPEARANCE

Will Rosquist, Karen Hammel

(410) In the matter of the Commission's discussion of US West Communication's ISDN tariff filing and pending motions, D96.7.121; Commissioner Rowe to vacate the procedural schedule including the hearing date. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Rowe cast Commissioner Anderson's proxy as "aye"

APPEARANCE

Bonnie Lorang, Mike Sheard, Karen Hammel

(411) In the matter of the Commission's discussion of FCC Universal Service for Schools and Libraries; Commissioner Oberg moved to file comments with the FCC on issues related to implementation of the FCC discussion of Universal Service for Schools and Libraries. Commissioner McCaffree seconded the motion which passed unanimously. Commissioner Rowe cast Commissioner Anderson's proxy as "aye"

APPEARANCE

Robin McHugh, Bonnie Lorang, Karen Hammel

(412) In the matter of the Commission's discussion of Universal Access Rules, L-97.6.2-RUL; Commissioner Rowe moved to adopt staff recommendations on comments of proposed rules and issue revised rules as required by MAPA procedures subject to editing. Commissioner McCaffree seconded the motion which passed unanimously. Commissioner Anderson voted aye.

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

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, September 29, 1997 the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Bob Anderson, Commissioner
Danny Oberg, Commissioner

Commissioner Bob Rowe was absent, but left his votes with the Commission Secretary.

APPEARANCE

Dan Elliott, Administrator
Utility Division

(413) In the matter of Montana Power Company - Docket N97.9.166. On September 11, 1997, MPC filed a Real Time Pricing (RTP) agreement with Conoco pursuant to the RTP tariff approved in Docket No. D96.3.33. Pursuant to the stipulation agreement adopted by the Commission in Docket D96.3.33, absent a request for hearing on a proposed RTP agreement the Commission will approve the agreement. Commissioner McCaffree moved to approve the agreement. Commissioner Oberg seconded the motion which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(414) In the matter of Docket T-97.19.PCN. On April 25, 1997 Kreiter Electric Corp. dba Vintage Bus Lines, Billings, Montana filed an application for a Certificate for Public Convenience and Necessary. Parties have stipulated to the following grant of authority:

Class B - Passengers in charter service between all points and places in the following counties:

Beaverhead, Big Horn, Broadwater, Carbon, Cascade, Deer Lodge, Fergus, Gallatin, Golden Valley, Granite, Jefferson, Judith Basin, Lewis and Clark, Madison, Meagher, Missoula, Musselshell, Park, Powell, Silverbow, Stillwater, Sweet Grass, Treasure, Wheatland, and Yellowstone. Limitations: (1) Transportation must originate and terminate in Yellowstone County. (2) Transportation is restricted to service in vehicles with a rated seating capacity of fourteen (14) passengers or less. (3) Transportation is restricted to service in antique touring buses (Model year 1936 or older "White" buses). (4) Transportation in 1937 or newer motor coaches, buses, and limousines is prohibited. (5) Transportation in Virginia City and a two-mile radius is prohibited.

Commissioner McCaffree moved to approve the stipulated grant of authority. Commissioner Oberg seconded the motion which passed unanimously.

(415) In the matter of Docket T-97.95.RI. On August 21, 1997, Montana Tariff Bureau, Agent, Helena, Montana 59624 (for and on behalf of Lux Transfer & Storage, Inc., Bozeman, Montana, in an independent action) filed a request for increased Distance Commodity Rates of 10%. This increase would only apply when other carriers, booking agents, brokerage firms or others not holding Montana

intrastate household goods operating authority tender third party shipments with

they expect a commission or fee for their participation. Commissioner McCaffree moved to approve the rate increase. Commissioner Anderson seconded the motion which passed unanimously.

(416) In the matter of TN1869. In October, 1996 the Montana Tariff Bureau filed Tariff No. 1 and 2 covering the movement of household goods intrastate in Montana. At the time of filing the tariff was to reflect rates and charges in the existing household good tariff, Intermountain Tariff Bureau, ITB 27A. A typographical error has come to light in Item 610, Bulky Articles, of MTB Tariff No. 1. That rule presently reads:

"Playhouses, tool sheds, utility sheds (transported set-up, not dismantled) in excess of 1200 cubic feet \$115.55"

The item should properly read:

"Playhouses, tool sheds, utility sheds (transported set-up, not dismantled) in excess of 100 cubic feet \$115.55"

Montana Tariff Bureau requests permission to file a corrected tariff page covering this item. The typographical error was never charged by participating carriers. Commissioner Oberg moved to approve the request for corrected tariff pages. Commissioner McCaffree seconded the motion which passed unanimously.

(417) In the matter of TN1870. Darryl A. Lien & Kimberly J. Lien dba Lienco Tours, Troy, Montana, PSC No. 9386, request permission to amend their operating authority to allow for seasonal operations between April 1 and September 30 of each year, only. The authority presently reads:

Class B - Passengers 1) between points within Lincoln and Sanders Counties with all such transportation originating or terminating in Troy, Montana, and 2) between Troy, Montana and Glacier International Airport located in Flathead County. Limitations: Transportation by limousines is prohibited.

If approved the authority will be amended to read:

Class B - Passengers 1) between points within Lincoln and Sanders Counties with all such transportation originating or terminating in Troy, Montana, and 2) between Troy, Montana and Glacier International Airport located in Flathead County. Limitations: Transportation by limousines is prohibited. Carrier is limited to transportation between April 1 and September 30 of each year.

Commissioner Anderson moved to approve the amended operating authority. Commissioner McCaffree seconded the motion which passed unanimously.

(418) In the matter of TN1873. James E. Michels dba Kalispell Taxi Service, Kalispell, Montana requests permission to renew the lease of PSC No. 56 to Flathead Area Custom Transportation, Inc. dba Kalispell Taxi and Airport Shuttle Service, for the period September 19, 1997 to September 19, 1998.

Class B - Persons, baggage and express within the City of Kalispell, Montana and between points and places tributary thereto, but not exceeding fifty (50) miles in any direction from said City of Kalispell.

Class B - Persons within the city of Kalispell, Montana, and to or from points tributary thereto, but within a distance not exceeding twenty-five (25) miles in any direction from said city.

Class B - Persons and hand luggage as a common carrier, between all points and places within the town of Kalispell, Montana.

Commissioner McCaffree moved to approve the lease renewal. Commissioner Anderson seconded the motion which passed unanimously.

APPEARANCE
Laura Calkin

(419) In the matter of approval of Commission minutes; Commissioner Oberg moved to approve the Commission minutes for the weeks of September 15, 1997 and September 22, 1997. Commissioner McCaffree seconded the motion which passed unanimously.

(420) In the matter of the approval of November 1997 Calendar; Commissioner Anderson moved to approve the calendar. Commissioner McCaffree seconded the motion which passed unanimously.

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

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Wednesday, October 1, 1997 the following members were present:

Dave Fisher, Chairman

Bob Anderson, Commissioner
Danny Oberg, Commissioner
Bob Rowe Commissioner

APPEARANCE

Will Rosquist, Denise Peterson

(421) In the matter of the Commission's discussion of Montana Power Company's market based rates, D97.2.29; Commissioner Anderson moved to approve the final order approving the tariff. Commissioner Oberg seconded the motion, which passed unanimously.

APPEARANCE

Bonnie Lorang, Karen Hammel

(422) In the matter of the Commission's discussion of US West Communication's Internet Listing tariff filing and responses, N97.8.151; Commissioner Oberg moved to approve the tariff filing with the conditions of certain reporting requirements. Commissioner Rowe seconded the motion, which passed unanimously.

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

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

DANNY OBERG, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)