

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, August 2, 1999, the following members were present:

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

Commissioner Feland was absent and did not vote on the following items.

APPEARANCE  
Dan Elliott, Administrator  
Utility Division

(324) In the matter of ENERGY NORTHWEST, INC. Docket D99.7.179; On July 27, 1999, the NW Energy Coalition filed a Petition for Late Intervention in the proceeding for approval of Energy Northwest, Inc.'s (ENI) Plan for Universal System Benefits Programs and Charges. NWECC also requested that the Commission set the matter for public hearing in its offices in Helena, Montana. NWECC is a non-profit corporation with nine organizational members representing 4,000 citizens in Montana. Its members include the Human Resources Council – District XI, Montana Environmental Information Center, Northern Plains Resources Council and the National Center for Appropriate Technology. NWECC promotes the efficient use of energy, development of renewable energy resources, and the provision of low-income energy services. Commissioner Rowe moved to grant the petition for late intervention, but denied the request to set the hearing in the Commission's offices in Helena. The hearing must be set in ENI's service territory. Commissioner Anderson seconded the motion, which passed unanimously.

(325) In the matter of Montana Wireless, Inc & USWC, Inc. D97.9.168; On July 13, 1999, Montana Wireless, Inc (MWI) and U S WEST filed for approval to amend its interconnection Agreement for service in the state of Montana. The Commission approved the original interconnection agreement in Order No. 6031 on December 1, 1997. The amendments are for terms, conditions, and rates and to amend the agreement to add ISDN Capable Loop provisions. Commissioner Rowe moved to approve the amendments. Commissioner McCaffree seconded the motion, which passed unanimously.

(326) In the matter of U S West Comm, Inc. & Avista Comm, Inc. Docket D98.10.252; On May 21, 1999, U S West Communications, Inc. & Avista Communications filed for approval to amend its interconnection Agreement for service in the state of Montana. Avista Communications was formally known as One Eighty Communications, Inc. The Commission approved the original interconnection agreement in Order No. 6135 on January 13, 1999. The amendments add language to Part (D)7 SPOT Frame Collocation. Commissioner McCaffree moved to approve the amendments. Commissioner Rowe seconded the motion, which passed unanimously.

(327) In the matter of Bridgeband and US West Communications, Inc.; Bridgeband and USWC requested a 10-day extension to file responses to staff questions on the interconnection agreement. Pursuant to Order No. 6193, the responses are due on August 5, 1999. Commissioner Rowe moved to grant the 10-day extension to August 16, 1999. Commissioner McCaffree seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator  
Transportation & Centralized Services Division

(328) In the matter of T-99.17.RRV; On June 29, 1999 a request by Stelling Engineers, Inc. for a close clearance waiver on a proposed loading dock and ramp at Lumber Yard Supply Company, Great Falls, Montana was noticed. The thirty-day response period has passed without comment and staff recommends approval of this requested waiver. Commissioner Anderson moved to approve the request for close clearance waiver. Commissioner Rowe seconded the motion, which passed unanimously.

(329) In the matter of TN1992; Wayne Overhuls, Columbus, Montana requests permission to suspend PSC No. 2558 for a period of six months July 28, 1999 to January 28, 2000.

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

Class C - Houses and buildings of all types and sizes between all points and places in the State of Montana.

Class B - Property between Columbus, Montana, and Roberts, Montana, via Luther. Limitations: Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

Class B - Household goods (as defined by Commission) from Columbus, Montana and Roberts, Montana via Luther to all points and places in the State of Montana and from all points and places in the State of Montana to Columbus, Montana and Roberts, Montana via Luther.

Commissioner McCaffree moved to suspend PSC No. 2558 for a period of six months. Commissioner Rowe seconded the motion, which passed unanimously.

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

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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)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, August 3, 1999 the following members were present:

Dave Fisher, Chairman  
Nancy McCaffree, Vice Chair  
Bob Anderson, Commissioner  
Gary Feland, Commissioner  
Bob Rowe Commissioner

APPEARANCE

Wendy Fuller

(330) In the matter of the Commission's discussion of Integrated Services Digital Network - Restructure ISDN Single Line Service; Commissioner Anderson moved to issue the ISDN for hearing. Commissioner Rowe seconded the motion, which failed on a vote of 2-3. Commissioners Rowe and Anderson voted aye. Commissioners Fisher, McCaffree and Feland dissented.

Commissioner McCaffree moved to grant interim approval to the filing and issue a Notice of Opportunity for Hearing. Commissioner Anderson seconded the motion, which passed unanimously.

APPEARANCE

Dan Elliott, Wayne Budt, Robin McHugh

(331) In the matter of the Commission's discussion of the Governor's Award for Excellence in Performance; Commissioner McCaffree moved to nominate Mike Lee as the Public Service Commission's winner of the Award for Excellence. Commissioner Anderson seconded the motion, which passed unanimously.

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

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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)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, August 9, 1999, the following members were present:

Dave Fisher, Chairman  
Nancy McCaffree, Vice Chair  
Gary Feland, Commissioner  
Bob Rowe Commissioner

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

#### APPEARANCE

Dan Elliott, Administrator  
Utility Division

(332) In the matter of MONTANA POWER COMPANY D97.7.90 (TIER 2); On July 30, 1999, Montana Energy Brokers petitioned for late intervention in the Tier 2 proceeding on Montana Power Company's sale of generation and its transition costs. Petitioner provides consulting services to commercial ratepayers receiving service under GS-1, Secondary, Demand tariff. Commissioner Rowe moved to grant late intervention, provided it does not delay the proceeding. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Anderson voted aye.

(333) In the matter of SPRINT COMMUNICATIONS COMPANY, L. P. Docket N99.7.179; On July 22, 1999, Sprint Communications Company, L. P., filed for approval to introduce Sprint Sense FONCARD Option A, Sprint Sense Stand-Alone FONCARD Option A, a Sprint 1000 FONCARD Option A Usage Rate, and a Sprint Sense AnyTime Monthly Minutes of Use Credit Option III FONCARD Option A Usage Rate. Commissioner Rowe moved to approve the filing. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Anderson voted aye.

(334) In the matter of US WEST COMMUNICATIONS Docket N99.7.181; On July 22, 1999, US WEST filed for approval of a Promotional Addendum NonUtility Incentive. No regulated rates are waived or reduced during the promotional period from August 23 through September 30, 1999. Business customers who subscribe to an additional 1FB line, an additional Centrex 21 Analog Line for one year, Business CustomChoice, ISDN Single Line Service for two years, convert a 1FB to Business CustomChoice, or convert a 1FR line to a 1FB line will receive a free software package. "Prospect Smart Software", made by TargetSmart is a telemarketing software database package that uses TargetSmart's created database and not a database supplied by US WEST. Commissioner Rowe moved to approve the Promotional Addendum NonUtility Incentive. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Anderson voted aye.

(335) In the matter of U S West Communications, Inc. Docket D99.7.182; On July 26, 1999 U S West filed Tariff Transmittal 99-44 to modify the Super Savings Calling plan for residential customers. The filing lowers the per minute rate from \$.125 to \$.12, establishes a \$3.00 non-recurring activation fee for new customers and changes the plan to full minute timing from current sub-minute timing. Commissioner McCaffree moved to approve the tariff filing. Commissioner Feland seconded the motion, which passed unanimously. Commissioner Anderson voted aye.

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

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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)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, August 10, 1999 the following members were present:

Dave Fisher, Chairman  
Nancy McCaffree, Vice Chair  
Gary Feland, Commissioner  
Bob Rowe Commissioner

Commissioner Anderson was on vacation and did not vote on the following items.

APPEARANCE

Denise Peterson, Joel Tierney

(336) In the matter of the Commission's discussion of IBEW v Montana Power Company Complaint - D99.7.180; Commissioner McCaffree moved to issue a Notice of Complaint. Commissioner Feland seconded the motion, which passed unanimously.

APPEARANCE

Denise Peterson, Will Rosquist

(337) In the matter of the Commission's discussion of City of Missoula - Electric Supplier License Expansion; Commissioner Rowe moved to expand the scope of the license to the City of Missoula approving MPC's request to offer residential electricity. Commissioner McCaffree seconded the motion, which passed unanimously.

APPEARANCE

Denise Peterson, Erik Eck

(338) In the matter of the Commission's discussion of Pacific Power & Light - Security Issues - Docket No. N99.8.1190; Commissioner Rowe moved to direct staff to issue a letter, as drafted, stating that PP&L does not need to petition the Montana Public Service Commission for approval of security issues under Section 69-3-501, MCA. Should PP&L begin to serve retail load in Montana, Section 69-3-501 through 69-3-507 would apply. Commissioner McCaffree seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Dan Elliott, Bonnie Lorang

(339) In the matter of the Commission's discussion of travel; Commissioner Rowe moved to approve out-of-state travel for Bonnie Lorang to attend the Universal Service Administration Co. "USAC" (Train the Trainers Workshop), September 16-17, 1999 in Chicago, Illinois. Commissioner McCaffree seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Dan Elliott

(340) In the matter of the Commission's discussion of travel; Commissioner McCaffree moved to approve out-of-state travel for Wayne Budt to attend a Transportation workshop in Annapolis, Maryland. Commissioner Rowe seconded the motion, which passed unanimously.

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

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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)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, August 16, 1999, the following members were present:

- Dave Fisher, Chairman
- Nancy McCaffree, Vice Chair
- Bob Anderson, Commissioner
- Gary Feland, Commissioner

Commissioner Rowe was at the Aspen Institute, but left his votes with the Commission Secretary.

APPEARANCE

Dan Elliott, Administrator  
Utility Division

(341) In the matter of CENTURYTEL - Docket N99.7.186; On July 29, 1999, CenturyTel filed Tariff Transmittal 99-5 requesting a promotional offering for the period September 1, 1999 through October 31, 1999. CenturyTel requests that the nonrecurring charge be waived when customers subscribe to additional residential or business lines at the same address. Commissioner Feland moved to approve the tariff filing. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

Additional Item:

(342) In the matter of Grant Creek Water Complaint - Geislar v Jack Green - Docket No. D99.8.191; Commissioner McCaffree moved to issue a Notice of Complaint. Commissioner Anderson seconded the motion, which passed 4-0. Commissioner Rowe could not vote on this additional item.

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

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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)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, August 17, 1999 the following members were present:

Dave Fisher, Chairman  
Nancy McCaffree, Vice Chair  
Bob Anderson, Commissioner  
Gary Feland, Commissioner

Commissioner Rowe was at the Aspen Institute, but left his votes with the Commission Secretary.

APPEARANCE

Denise Peterson, Will Rosquist

(343) In the matter of the Commission's discussion of Big Sky Power - Electricity Supplier License Application - Docket No. N99.7.178; Commissioner Anderson moved to grant a limited license and to withhold a decision on the guarantee. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

APPEARANCE

Martin Jacobson, Kate Whitney

(344) In the matter of the Commission's discussion of US West Communication, Inc. Measured Service Information - Docket No. D97.7.116; Commissioner Anderson moved to reopen the docket and amend the complaint. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

APPEARANCE

Jay Driscoll

(345) In the matter of the Commission's discussion of Hot Springs and Ronan Telephone – Docket Nos. D98.10.224 and D98.10.232; Commissioner Feland moved to waive Rule 38.5.4120(2)(c) (Cost Recovery) and deny \$11.00 charge (PIC) and approve Ronan's request to charge \$5.00. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

APPEARANCE

Denise Peterson, Dan Elliott

(346) In the matter of the Commission's discussion of US West Communication, Inc. v PSC and NARUC Lawsuit; Commissioner McCaffree moved to close the work session. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

Commissioner McCaffree moved to issue the Notice of Commission Action ratifying the agreement in principle. Commissioner Feland seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

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

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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)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, August 24, 1999 the following members were present:

Dave Fisher, Chairman  
Nancy McCaffree, Vice Chair  
Bob Anderson, Commissioner  
Gary Feland, Commissioner  
Bob Rowe, Commissioner

There were no Utility Division or Transportation and Centralized Services Division Agenda Items at today's Business Meeting.

APPEARANCE  
Martin Jacobson

(347) In the matter of the Commission's discussion of Great Falls Gas (Energy West) - Docket NoD98.3.68; Commissioner Anderson moved to grant the request for extension of time to implement open access from October 1, 1999 to November 1, 1999. Commissioner Rowe seconded the motion, which unanimously.

(348) In the matter of the Commission's discussion of Ronan Telephone - Suspend Interconnection Requirement - Docket No. D99.4.111; Commissioner Rowe moved to sustain all Montana Wireless objections, with the exception of RTC 57C and D and RTC 58 B and C. Commissioner McCaffree seconded the motion, which passed unanimously.

APPEARANCE  
Leroy Beeby, Scott Fabel

(349) In the matter of the Commission's discussion of House Bill 128 - Letters and Responses - Docket No. N99.6.143; Commissioner Feland moved to direct staff to send a letter to the companies stating the Public Service Commission's interpretation of the legislation and to copy the sponsors of the legislation attaching company responses to the sponsors letters. Commissioner Anderson seconded the motion, which passed 3-2. Commissioners Fisher, Anderson and Feland voted aye. Commissioners McCaffree and Rowe dissented.

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

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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)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, August 30, 1999, the following members were present:

Dave Fisher, Chairman  
Nancy McCaffree, Vice Chair  
Bob Anderson, Commissioner  
Gary Feland, Commissioner  
Bob Rowe Commissioner

APPEARANCE

Dan Elliott, Administrator  
Utility Division

(350) In the matter of U S WEST COMMUNICATION, INC. N99.7.184; On July 29, 1999, U S WEST filed tariff transmittal 99-46 to grandfather Custom Solutions and the Real Deal packages of service. Under this proposal, current customers of these packages can continue to have the packages but these packages will not be available to new customers. In 1998, U S WEST introduced CustomChoice and this package of service has been very successful in the marketplace. By grandfathering these earlier packages, U S WEST will simplify its product line. Commissioner Rowe moved to approve the tariff filing. Commissioner McCaffree seconded the motion, which passed unanimously.

(351) In the matter of Ronan Telephone Company Docket N99.2.38; On August 19, 1999, Ronan Telephone Company filed a request to withdraw N99.2.38, the application for Centrex service as a tariffed service with enhanced services as detariffed. Staff had requested costing information as well as justification for the detariffed filing. Ronan asks that this docket be closed. A replacement filing may be made at a later date. Commissioner Rowe moved to close Docket No. N99.2.38 . Commissioner McCaffree seconded the motion, which passed unanimously.

(352) In the matter of US WEST COMMUNICATIONS Docket N99.8.189; On August 4, 1999, US WEST filed a Forbearance Application in compliance with Section 69-33-808, MCA and Section 38.5.2715, ARM. This application was filed for the purpose of negotiating an individual contract with Montana Communications Network (MCN). The customer has requested a bid from US WEST for Business Access Lines (1FB) in the exchanges of Glendive, Wibaux and Sidney. The customer has already received bids from MidRivers, for service in those locations. Commissioner Feland moved to approve the Forbearance Application . Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE

Laura Calkin  
Centralized Services

(353) In the matter of approval of Commission October 1999 Calendar; Commissioner McCaffree moved to approve the Commission Calendar for the month of October 1999. Commissioner Feland seconded the motion, which passed unanimously.

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

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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)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, August 31, 1999 the following members were present:

Dave Fisher, Chairman  
Nancy McCaffree, Vice Chair  
Bob Anderson, Commissioner  
Gary Feland, Commissioner  
Bob Rowe Commissioner

APPEARANCE

Will Rosquist and Denise Peterson

(354) In the matter of the Commission's discussion of MPC Tier 2 restructuring - D97.7.90; Commissioner Rowe moved to suspend Procedural Order on the Tier 2 issues and to Issue a Notice of Directing Briefing of Issues. Commissioner McCaffree seconded the motion, which passed unanimously.

APPEARANCE

Martin Jacobson

(355) In the matter of the Commission's discussion of Flathead Valley Business Association v. PTI filed a motion the dismiss complaint - D96.9.152; Commissioner Rowe moved to grant dismissal of complaint without prejudice. Commissioner McCaffree seconded the motion, which passed unanimously.

(356) In the matter of the Commission's discussion of Pay phones D97.2.33 and D97.4.65; Commissioner Rowe moved to approve final order. Commissioner Anderson seconded the motion, which passed unanimously.

(357) In the matter of the Commission's discussion of Qwest/USWest Merger - D99.8.200; Commissioner McCaffree moved to issue a Notice of Application and Intervention Deadline. Commissioner Rowe seconded the motion, which passed unanimously.

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

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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)