

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, January 10, 2005 at 9:30 a.m. the following members were present:

Greg Jergeson, Chairman
Brad Molnar, Vice Chairman
Doug Mood, Commissioner
Robert H. Raney, Commissioner
Thomas J. Schneider, Commissioner

APPEARANCE

Wayne Budt, Administrator
Centralized Services/ Transportation Division

(13) In the matter of the Commission's discussion of House Bill 121:

Commissioner Raney moved to support the portion of House Bill 121 that amends Section 69-8-201, MCA and take no position on that portion of the Bill that amends Section 69-8-311, MCA. Commissioner Schneider seconded the motion, which passed 4-1. Commissioner Molnar voted no.

APPEARANCE

Al Brogan
Legal Division

(14) In the matter of the Commission's discussion of FERC ER99-3491-003 et al:

Commissioner Schneider moved to adopt the submittal of comments with edits. Commissioner Molnar seconded the motion, which passed unanimously.

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

GREG JERGESON, Chairman

BRAD MOLNAR, Vice Chairman

DOUG MOOD, Commissioner

ROBERT H. RANEY, Commissioner

THOMAS J. SCHNEIDER, Commissioner

ATTEST:

Connie Jones
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, January 11, 2005 at 9:30 a.m. the following members were present:

- Greg Jergeson, Chairman
- Brad Molnar, Vice Chairman
- Doug Mood, Commissioner
- Robert H. Raney, Commissioner
- Thomas J. Schneider, Commissioner

APPEARANCE

Wayne Budt, Administrator
Centralized Services/ Transportation Division

(15) In the matter of T-04.64.RI: Wild Trout Outfitters, dba Mountain Taxi, Big Sky, Montana application for increased rates and charges in their Local Passenger Tariff No. 2.

Commissioner Raney moved to approve the increase in Local Tariff No. 2. Commissioner Schneider seconded the motion, which passed unanimously.

(16) In the matter of T-04.63.RI: Application to increase rates and charges in their local Passenger Tariff No.1.

Commissioner Jergeson moved to approve the increase in Local Tariff No. 1. Commissioner Schneider seconded the motion, which passed unanimously.

(17) In the matter of TN2248: Dick Irvin, Inc., Shelby, MT requests the continuation of the lease of PSC No. 9392 to Irvin, Inc. and Mico, Inc., dba I & T Transfer, Shelby, Montana for a one year period.

Commissioner Schneider moved to approve the request for continuation of the lease of PSC No. 9392. Commissioner Raney seconded the motion, which passed unanimously.

(18) In the matter of the approval of Commission Minutes:

Commissioner Raney moved to approve the Commission Minutes for the week of January 3, 2005. Commissioner Schneider seconded the motion, which passed unanimously.

APPEARANCE

Kate Whitney, Administrator
Utility Division

(19) In the matter of Docket No. D2000.6.80: The Commission's discussion of Qwest

proposed revisions to SGAT Exhibits B and K.

Commissioner Schneider moved to approve the Notice of Commission Action in the SGAT Exhibit B and K. Commissioner Mood seconded the motion, which passed unanimously.

Commissioner Schneider made an amended motion to take action to permit the amended SGAT Exhibit B and QPAP in Exhibit K filed by Qwest to go into effect no later than 60 days after submitted to the Commission and, pursuant to Section 16 of the QPAP, the changes shall automatically apply to all existing interconnection agreements that currently contain Exhibit B and the QPAP as exhibits. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Monica Tranel- Legal Division

Phil Cooke- Utility Division

(20) In the matter of the Commission's discussion of D2004.4.53: MCI's request for extension of Petition Waiver of ARM 38.5.3371(3)(a).

Commissioner Schneider moved to approve the request for waiver of the Rule Provision in the Service Rules. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Mike Lee

Utility Division

(21) In the matter of the Commission's discussion of Qwest high cost Modeling/ Universal Service Funds- Docket No. D2005.1.1:

Commissioner Schneider moved to adopt and issue the Notice of Inquiry in Docket No. D2005.1.1. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Kate Whitney, Administrator

Utility Division

(22) In the matter of the Commission's discussion of the PSC cramming complaint against GoInternet – Docket No. D2002.10.126:

Commissioner Raney moved to issue a notice to GoInternet with the opportunity for GoInternet to respond to evidence that they have not complied with the settlement agreement and that their registration may be revoked. Commissioner Schneider seconded the motion, which passed unanimously.

Commissioner Raney moved to send a letter to the FTC to reimburse Montana customers from the fund who have not been reimbursed, and further, if funds become available the \$10,000 fine assessed by the MPSC to GoInternet be paid to the Montana Public Service Commission. Commissioner Schneider seconded the motion, which passed unanimously.

Commissioner Mood moved to send a letter to the Lewis and Clark County Attorney detailing GoInternet's failure to comply with the settlement agreements and that they be asked to investigate whether or not misdemeanor provisions of the law should be applied to this case. Commissioner Raney seconded the motion, which passed with a vote of 4-1. Commissioner Schneider voted no.

APPEARANCE

Wayne Budt, Administrator

Laura Calkin

Centralized Services/Transportation division

(23) In the matter of the Commission's discussion of Personnel/Budget matters:

Commissioner Raney moved to approve the 25 cent pay increase for exempt employees, effective December 25, 2004. Commissioner Schneider seconded the motion, which passed unanimously.

Commissioner Molnar moved to allocate \$3,500 between now and June 30, 2005 per Commissioner for out-of-state travel. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Kate Whitney, Administrator

Utility Division

(24) In the matter of the Commission's discussion of Legislative matters related to the 2005 legislative session:

Commissioner Schneider moved to support HB153 and that the testimony be provided by the chair, or any other Commissioner who wants to testify. Commissioner Mood seconded the motion, which passed unanimously.

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

GREG JERGESON, Chairman

BRAD MOLNAR, Vice Chairman

DOUG MOOD, Commissioner

ROBERT H. RANEY, Commissioner

THOMAS J. SCHNEIDER, Commissioner

ATTEST:

Connie Jones
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 Thursday, January 13, 2005 at 9:30a.m. the following members were present:

Greg Jergeson, Chairman
Brad Molnar, Vice Chairman
Doug Mood, Commissioner
Robert H. Raney, Commissioner

APPEARANCE
Monica Tranel
Legal Division

(25) In the matter of the Commission's discussion of Legislative matters related to the 2005 legislative session:

Commissioner Mood moved to approve the submission of the reply comments on the Mid-Rivers petition with some minor edits. Commissioner Raney seconded the motion, which passed 4-0. Commissioner Schneider was absent.

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

GREG JERGESON, Chairman

BRAD MOLNAR, Vice Chairman

DOUG MOOD, Commissioner

ROBERT H. RANEY, Commissioner

THOMAS J. SCHNEIDER, Commissioner

ATTEST:

Connie Jones
Commission Secretary

(SEAL)