

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, March 6, 2007, the following members were present:

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

APPEARANCE

Nickie Eck, Transportation Division

(117) In the matter of T-07.4.PCN – On January 26, 2007 Bearpaw River Expeditions, LLC, Missoula, Montana filed an application for a certificate of public convenience and necessity. The application was noticed to the public on February 7, 2007 and no protests were received.

Commissioner Raney moved to approve the grant of authority as applied for. Commissioner Mood seconded the motion, which passed unanimously.

(118) In the matter of TN2338 – David D. and Marla J. Francis dba All Valley cab, Belgrade, Montana request permission to continue the lease of PSC No. 2278 to David D. Francis dba All Valley Cab, Belgrade for a twelve (12) month period, Feb. 8, 2007 to Feb. 8, 2008:

Commissioner Raney moved to approve the lease renewal as applied for. Commissioner Mood seconded the motion, which passed unanimously.

(119) In the matter of Commission Minutes:

Commissioner Raney moved to approve the Commission Minutes for the week of February 26, 2007. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Jim Paine, Legal Division

(120) In the matter of the Commission's discussion of D2006.8.129 and D2006.10.144 – complaints against Buzz Telecom, Inc. and USBI:

Commissioner Molnar moved to dismiss the complaints in D2006.8.129 and D2006.10.144 due to satisfactory resolution of allegations. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Will Rosquist, Utility Division

(121) In the matter of the Commission's discussion of D2007.2.23 - Montana–Dakota Utilities

Co. – petition for certification of eligible renewable resource pursuant to 69-8-1001 et seq. MCA, and 38.5.8310 ARM:

Commissioner Molnar moved to grant the petition and direct staff to draft a NCA certifying the Fallon County wind project as an eligible renewable resource contingent on completion of the project as described in the Petition, and to include the staff recommendation in the last paragraph. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Kim Moran, Utility Division

(122) In the matter of the Commission's discussion of D2006.5.58 – NWE – 2006 Annual Gas Cost Tracking Procedure:

Commissioner Toole moved to issue the final order as drafted in D2006.5.58 approving the application. Commissioner Raney seconded the motion, which passed with a vote of 4 to 1. Commissioner Molnar voted no.

(123) In the matter of the Commission's discussion of D2004.7.120 and D2006.6.80 – Energy West Montana – 2004, 2005-2006 Annual Gas Cost Tracking Procedures:

Commissioner Jergeson moved to approve the issuance of a final order in consolidated dockets D2004.7.120 and D2006.6.80. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Al Brogan, Legal Division

(124) In the matter of the Commission's discussion of D2006.6.82 – NorthWestern Corporation and Babcock & Brown Infrastructure – Montana Consumer Counsel's Motion to Compel:

Commissioner Raney moved to deny the motion to compel without prejudice. Commissioner Mood seconded the motion, which passed unanimously.

Commissioner Raney moved to grant the pro hac vice application of John Coyle. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Bryan Baldwin, Utility Division

(125) In the matter of the Commission's discussion of the Organization of MISO States (OMS) comments on MISO's compliance filing with FERC regarding Long-term Transmission Rights:

Commissioner Jergeson moved that Montana join in the comments and delegate Commissioner Jergeson the authority to vote on any amendments offered at the board meeting on Thursday. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE  
Kate Whitney, Utility Division

(126) In the matter of the Commission's discussion of excess annual leave:

Commission Raney moved to approve Joel Tierney's request for an extension to May 18, 2007, to use up his excess annual leave. Commissioner Mood seconded the motion, which passed unanimously.

(127) In the matter of the Commission's discussion of out-of-state travel:

Commissioner Raney moved to approve the out-of-state travel requests for Gary Duncan and Candace Beery as outlined in the work session. Commissioner Mood seconded the motion, which passed unanimously.

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

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GREG JERGSON, Chairman

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DOUG MOOD, Vice Chairman

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BRAD MOLNAR, Commissioner

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ROBERT H. RANEY, Commissioner

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KEN TOOLE, 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 Wednesday, March 7, 2007, the following members were present:

Greg Jergeson, Chairman  
Doug Mood, Vice Chairman  
Brad Molnar, Commissioner

Commissioner Mood was absent. Commissioner Toole was absent and left his proxy with Commissioner Jergeson.

APPEARANCE

Bryan Baldwin, Utility Division

(128) In matter of the Commission's discussion of the Organization of MISO States (OMS) Comments on MISO's compliance filing with FERC regarding Long-term Transmission Rights:

Commissioner Jergeson moved to grant Commissioner Jergeson Commission proxy in supporting OMS comments. Commissioner Molnar seconded the motion, which passed 4 – 0. The vote was left open for Commissioner Mood.

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

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GREG JERGESON, Chairman

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DOUG MOOD, Vice Chairman

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BRAD MOLNAR, Commissioner

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ROBERT H. RANEY, Commissioner

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KEN TOOLE, Commissioner

ATTEST:

Judy Scheier  
Assistant 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 Friday, March 9, 2007, the following members were present:

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

APPEARANCE  
Al Brogan, Legal Division

(129) In the matter of the Commission's discussion of D2006.6.82 – NorthWestern Corporation and Babcock & Brown Infrastructure:

Commissioner Toole moved to deny the Petition for Late Intervention of Law Debenture Trust Company of New York, as Indenture Trustee, and Magten Asset Management Corporation. Commissioner Molnar seconded the motion, which passed unanimously.

Commissioner Mood moved to grant the Petition for Late Intervention of Lester E. Ammondson, Catherine Couture, Sherwood Christensen, W. Stephen Dee, Charles Gilder, John A. Lahr, Edmond Magone, Elmer Meldahl, John S. Miller, Roger L. Rawls, C. Daniel Regan, Allen T. Smith, and George A. Thorson, John B. Van Gelder and Wilhelmus C. Verbael. Commissioner Molnar seconded the motion, which passed 4 to 1. Commissioner Jergeson voted no.

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

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GREG JERGESON, Chairman

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DOUG MOOD, Vice Chairman

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BRAD MOLNAR, Commissioner

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ROBERT H. RANEY, Commissioner

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KEN TOOLE, Commissioner

ATTEST:

Connie Jones  
Commission Secretary

(SEAL)