

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, October 30, 2007, the following members were present:

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

APPEARANCE

Eric Eck, Utility Division

(425) In the matter of D2007.10.118-Black Hills Power. On October 9, 2007, Black Hills Power filed a Quarterly Fuel Rate Rider application.

Commissioner Jergeson moved to grant Black Hills Power's Quarterly Fuel Rider application. Commissioner Toole seconded the motion, which passed unanimously.

(426) In the matter of D2006.10.143-Russell L. Doty and Qwest Customers v. Qwest Corporation.

Commissioner Raney moved to re-establish the currently-suspended procedural schedule. Commissioner Mood seconded the motion, which passed 4-0. Commissioner Toole is recused.

APPEARANCE

Wayne Budt, Administrator  
Transportation & Centralized Services Division

(427) In the matter of the approval of Commission Minutes for the week of October 22, 2007.

Commissioner Toole moved to approve the Commission Minutes for the week of October 22, 2007. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Jim Paine, Legal Division

(428) In the matter of the Commission's discussion of D2007.10.124-3 Rivers Telephone Cooperative, Inc. petition for arbitration of interconnection agreement open issues with Alltel Communications, Inc.;

Commissioner Raney moved to appoint the full Commission as arbitrator and Jim Paine as Hearing Examiner. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Bryan Baldwin, Utility Division

(429) In the matter of the Commission's discussion of Northern Tier Transmission Group's Cost Allocation Committee;

Commissioner Mood moved to appoint Bryan Baldwin to serve on the Northern Tier Transmission Group's Cost Allocation Committee. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Mike Lee, Scott Fabel and Bryan Baldwin, Utility Division

Jim Paine, Legal Division

(430) In the matter of the Commission's discussion of D2007.7.79- MDU electric rate case;

Commissioner Raney moved to issue the notice of additional issues with the issues as set forth in the staff memorandum; with the circulation of any additional narrative related to performance incentive programs and decoupling that are necessary. Commissioner Toole seconded the motion, which passed unanimously.

Commissioner Molnar moved to make an amendment to remove issue one and the decoupling issue. Commissioner Mood seconded the motion, which failed 3-2. Commissioner Raney, Commissioner Jergeson and Commissioner Toole voted no.

APPEARANCE

Robin McHugh, Administrator, Legal Division

(431) In the matter of the Commission's discussion of D2005.4.49-Mountain Water request the 30 day extension pursuant to 2-4-623;

Commissioner Mood moved to approve a 30 day extension for issuing a final order in this part of this Mountain Water contested case, pursuant to section 2-4-623(1), MCA. The 30 days will run from the date of this action. Commissioner Molnar seconded the motion, which passed unanimously.

(432) In the matter of the Commission's discussion of Implementing section 2-4-623(1), and consideration of delegations to staff generally;

Commissioner Raney moved that the Commission approve the revised list of delegations of authority to staff as attached to today's work session request. Commissioner Molnar seconded the motion, which passed unanimously.

APPEARANCE

Robin McHugh, Administrator, Legal Division

(433) In the matter of the Commission' s discussion of CELP v. NWE and PSC (Judicial Review, 16<sup>th</sup> Judicial District) – follow-up from previous meeting 10-24-07:

Commissioner Toole moved to decline the proposed stipulation in Cause No. DV-07-57. Commissioner Raney 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 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)