

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, December 18, 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

(484) In the matter of D2007.11.139-Energy West, Incorporated. On November 30, 2007, Energy West filed an application seeking approval to issue additional shares of Common Stock in order to effectuate a 3-for-2 stock split.

Commissioner Jergeson moved to Grant the request by Energy West, Inc. to issue additional shares of Common Stock to effectuate a 3-for-2 stock split. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Scott Fabel, Utility Division

(485) In the matter of N2007.12.141-CenturyTel of Montana. On December 4, 2007, CenturyTel filed Advice No. 07-04.

Commissioner Toole moved to approve CenturyTel's Advice No. 07-04 in Docket N2007.12.141. Commissioner Raney seconded the motion, which passed unanimously.

(486) In the matter of N2007.12.142-Citizens Telecommunications. On December 3, 2007, Citizens filed Advice Letter No. MT-07-14 to Discontinue Extension Service.

Commissioner Mood moved to approve Citizens' Advice Letter No. MT-07-14 in Docket No. N2007.12.142. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(487) In the matter of TN2376-James A. Jones dba Oilfield Maintenance Company, Gillette, Wyoming requests permission to continue the lease of PSC No. 9297 to G&G Garbage, Inc., Baker, Montana for a twelve (12) month period, December 28, 2007 to December 28, 2008.

Commissioner Molnar moved to approve the renewal of the lease as applied for. Commissioner Toole seconded the motion, which passed unanimously.

(488) In the matter of the approval of Commission Minutes for the week of December 10, 2007.

Commissioner Toole moved to approve the Commission Minutes for the week of December 10, 2007. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Jim Paine, Legal Division
Gary Duncan, Utility Division

(489) In the matter of the Commission's discussion of D2006.6.81-Qwest's residence and business customer incentive program;

Commissioner Raney moved to adopt the draft order as the final order in D2006.6.81. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Bryan Baldwin, Utility Division

(490) In the matter of the Commission's discussion of Organization of MISO States-consider joining OMS comments to FERC on market power.

Commissioner Jergeson moved for Montana's support and participation in the comments to FERC. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Al Brogan, Legal Division
Scott Fabel and Leroy Beeby, Utility Division

(491) In the matter of the Commission's discussion of D2007.7.82-NorthWestern Energy General Rate Case;

Commissioner Raney moved to approve Interim Order 6852b in D2007.7.82 subject to minor editing. Commissioner Mood seconded the motion, which passed 4-1. Commissioner Molnar voted no.

APPEARANCE

Al Brogan, Legal Division
Eric Eck, Utility Division

(492) In the matter of the Commission's discussion of D2007.12.143-NorthWestern Energy. In the matter of the Motion to Waive the Need to Make a 2008 Application for Automatic Rate Adjustment and Tracking for Taxes and Fees;

Commissioner Toole moved to (1) waive the need to make a 2008 annual tax tracker filing, (2) to approve the request to true –up the 2007 tax tracker in the 2009 tax tracker filing, and (3) to require NorthWestern Energy to suspend collection of taxes attributable to allowed 2006 under collection in order 6794b on the same day as it implements collection of increased rates approved on either an interim or permanent basis in Docket D2007.7.82. Commissioner Raney seconded the motion, which passed unanimously.

(493) In the matter of the Commission's discussion of D2007.11.137-Energy West. In the matter of the Application of Energy West Inc. for Authorization to Issue Securities;

Commissioner Mood moved to approve the Energy West request to issue additional securities in accordance with the amended purpose filed and issue an order to that effect. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Robin McHugh, Administrator, Legal Division

(494) In the matter of the Commission's discussion of CELP-Judicial Review of PSC Order Nos. 6501f and 6501g;

Commissioner Raney moved to decline the request from CELP and direct staff to prepare a draft Notice of Commission Action with an explanatory statement. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Robin McHugh, Administrator, Legal Division
Dave Burchett and Eric Eck, Utility Division

(495) In the matter of the Commission's discussion of D2007.5.44-NorthWestern Energy Natural Gas Tracker;

Commissioner Raney moved to grant NorthWestern Energy's motion to vacate the hearing in Docket D2007.5.44 tentatively set for January 10, 2008 pursuant to Procedural Order No. 6832b, and for staff to prepare a draft final order.. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division
Jim Paine, Legal Division

(496) In the matter of the Commission's discussion of T-06.30.PCN-Michael A. Murphy II, dba Green Taxi.

Commissioner Mood moved that the proposed order be adopted by the Commission as the final order in this docket. Commissioner Molnar seconded the motion, which failed 2-3. Commissioners Jergeson, Toole and Raney voted no.

Commissioner Toole moved to direct staff to prepare a proposed amended order granting a certificate of Public Convenience and Necessity to Green Taxi of Missoula as filed, restricted so as not to conflict with the authority held by Protestant Brian David Parks dba Medicab, and bring back the proposed order for Commission Review. Commissioner Raney seconded the motion, which passed with a vote of 3-2. Commissioner Mood and Commissioner Molnar voted no.

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

GREG JERGESON, Chairman

DOUG MOOD, Vice Chairman

BRAD MOLNAR, Commissioner

ROBERT H. RANEY, Commissioner

KEN TOOLE, Commissioner

ATTEST:

Connie Jones
Commission Secretary

(SEAL)