

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, February 26, 2008, the following members were present:

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

APPEARANCE  
Scott Fabel, Utility Division

(62) In the matter of N2008.2.11-Central Montana Communications, Inc. On February 1, 2008, Central Montana Communications, Inc. (CMC) requested to modify its tariffs.

Commissioner Jergeson moved to approve Central Montana Communications, Inc. request to modify its tariffs in Docket No. N2008.2.11. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE  
Gary Duncan, Utility Division

(63) In the matter of N2008.2.14-Qwest Corporation. On February 11, 2008, Qwest Corporation filed for Commission approval a Multi-State Agreement between Qwest and ExxonMobil Global Services Company.

Commissioner Mood moved to approve the Multi-State Agreement between Qwest Corporation and ExxonMobil Global Services Company in Docket No. N2008.2.14. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE  
Wayne Budt, Administrator  
Transportation & Centralized Services Division

(64) In the matter of the approval of Commission Minutes for the week of February 18, 2008;

Commissioner Toole moved to approve the Commission Minutes for the week of February 18, 2008. Commissioner Molnar seconded the motion, which passed unanimously.

APPEARANCE

Scott Fabel, Utility Division  
Jim Paine, Legal Division

(65) In the matter of the Commission's discussion of Qwest-Other Post Employment Benefits; Commissioner Mood moved the Commission issue a Notice of Initiation of an Investigation and issue a Notice of Apparent Noncompliance with PSC Order 5535g. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Jim Paine, Legal Division

(66) In the matter of the Commission's discussion of D2006.10.142-Doty and Qwest Customers v. Qwest;

Commissioner Raney moved to grant Qwest's February 12, 2008 Motion for Protective Order in Docket D2006.10.143. Commissioner Molnar seconded the motion, which passed 4-0. Commissioner Toole was recused.

APPEARANCE

Tina Shorten and Phil Cooke, Consumer Division  
Jim Paine, Legal Division

(67) In the matter of the Commission's discussion of D2007.7.85-Energy West Service Rules and Regulations;

Commissioner Raney moved to approve Energy West's Service Rules and Regulations in tariff format as resubmitted in Docket D2007.7.85. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Jim Paine, Legal Division

(68) In the matter of the Commission's discussion of D2007.7.79-MDU Electric General Rate Case;

Commissioner Raney moved to approve MDU's Motion in Limine for an order to admit into evidence in the contested case record all of the pre-filed testimony and exhibits of the witnesses except that which was designated an additional issues testimony. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Al Brogan, Legal Division

(69) In the matter of the Commission's discussion of D2007.12.152-Two Dot Wind, LLC to Set Terms and Conditions for Existing Qualifying Small Power Production Facility Pursuant to MCA Section 69-3-603;

Commissioner Toole moved to waive ARM 38.2.5007(8) in the matter of the Protective Order request in Docket D2007.12.152. Commissioner Raney seconded the motion, which passed unanimously.

Commissioner Toole moved to deny the motion for Protective Order and Order NorthWestern Energy to provide the information by February 29, 2008. Commissioner Raney seconded the motion, which passed unanimously.

Commissioner Raney moved to deny Two Dot Wind's Motion to Reconsider. Commissioner Toole seconded the motion which passed unanimously.

Commissioner Toole moved to deny NorthWestern Energy Motion to Reschedule the Hearing, and offer reasonable accommodation to have NorthWestern Energy witnesses available on the scheduled day. Commissioner Raney seconded the motion which passed 4-1. Commissioner Molnar voted no.

APPEARANCE

Kate Whitney, Administrator  
Utility Division

(70) In the matter of the Commission's discussion of Out-of-state staff travel for Mike Lee to attend the Spring Regional Oversight Committee (ROC) staff meeting in Denver, April 23-24, 2008;

Commissioner Toole moved to approve the out-of-state travel for Mike Lee to attend the Spring Regional Oversight Committee staff meeting in Denver, February 23-24, 2008. 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 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)