

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, November 25, 2008, the following members were present:

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

APPEARANCE

Gary Duncan, Utility Division

(419) In the matter of N2008.11.128: Qwest Corporation. On November 6, 2008 Qwest Corporation filed for Commission approval of a Multi-State Agreement between Qwest and InfoUSA Marketing, Inc.

Commissioner Raney moved to APPROVE the Qwest Corporation/InfoUSA Marketing, Inc. Multi-State Agreement in Docket No. N2008.11.128. Commissioner Toole seconded the motion, which passed unanimously.

(420) In the matter of D2008.4.33: Qwest Corporation/Bandwidth.com CLEC, LLC-VoIP Amendment. Qwest has filed for approval of a Voice over Internet Protocol amendment to the existing interconnection agreement between the parties in Docket No. D2008.4.33.

Commissioner Toole moved to APPROVE the interconnection agreement amendment between Qwest Corporation and Bandwidth.com CLEC, LLC in Docket No. D2008.4.33. Commissioner Raney seconded the motion, which passed unanimously.

(421) In the matter of D2006.12.186: Qwest Corporation/MCImetro Access Transmission Services, LLC Interconnection Agreement Amendment.

Commissioner Mood moved to APPROVE the interconnection agreement amendment between Qwest Corporation and MCImetro Access Transmission Services, LLC in Docket No. D2006.12.186. Commissioner Toole seconded the motion, which passed unanimously.

(422) In the matter of D2007.12.148: Nemont Telephone Cooperative, Inc. and Gold Creek Cellular of Montana Limited Partnership d/b/a Verizon Wireless-Interconnection Agreement Amendment.

Commissioner Jergeson moved to APPROVE the interconnection agreement amendment between Nemont Telephone Cooperative, Inc., and Gold Creek Cellular of Montana Limited Partnership d/b/a Verizon Wireless in Docket No. D2007.12.148. Commissioner Toole seconded the motion,

which passed unanimously.

APPEARANCE

Eric Eck, Utility Division

(423) In the matter of D2008.11.125: MDU Resources Group, Inc. On November 3, 2008, MDU Resources Group, Inc. applied for authority to issue over a two-year period \$150,000,000 of short-term financing in the form of unsecured promissory notes and /or commercial paper.

Commissioner Mood moved to GRANT MDU's application to issue up to \$150,000,000 of short-term financing. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(424) In the matter of the approval of Commission Minutes for the week of November 17, 2008:

Commissioner Toole moved to APPROVE the Commission Minutes for the week of November 17, 2008. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Gary Duncan, Utility Division

(425) In the matter of the Commission's discussion of D2008.9.106: Triangle Telephone Cooperative Association, Inc./Central Montana Communication, Inc. and MTPCS, LLC d/b/a Cellular One Interconnection Agreement.

Commissioner Toole moved to APPROVE the Triangle Telephone Cooperative Association, Inc./Central Montana Communication, Inc., and MTPCS, LLC d/b/a Cellular One interconnection agreement in Docket No. D2008.9.106. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Jim Paine, Legal Division

(426) In the matter of the Commission's discussion of D2008.1.3: Qwest/Ronan/Hot Springs. Qwest's motion to Compel.

Commissioner Toole moved to ISSUE staff's proposed order, GRANT the production of data request No. 15, and to DENY the remaining data requests in Qwest's Motion to Compel in Docket No. D2008.1.3. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Mike Lee, Utility Division

(427) In the matter of the Commission's discussion of N2007.5.50: MDU's 2007 Integrated Resource Planning Filing.

Commissioner Jergeson moved to ADOPT and SUBMIT the draft response and comments contained in the staff memo regarding MDU's 2007 IRP filing with editing changes and suggesting the addition of language to encourage MDU to provide energy audits to users who do not financially qualify for LIEAP. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Justin Kraske, Legal Division
Tina Shorten, Consumer Division

(428) In the matter of the Commission's discussion of N2008.7.81: Medical Emergency Rule Application.

Commissioner Raney moved to SUSPEND the payment arrangement, CANCEL the request for additional information and CLOSE the docket with language to encourage the person to keep up with payments during the winter. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Eric Dahlgren and Joel Tierney, Utility Division

(429) In the matter of the Commission's discussion of D2003.8.109: NorthWestern Energy. An investigation of NorthWestern Energy's financial and related transaction with NorthWestern Corporation, its affiliates and creditors that may impair its financial solvency and public utility service obligations. Update the progress implementing the six gas transmission and distribution Liberty audit recommendations.

MOTION 1: Commissioner Raney moved to ADOPT the staff recommendation to close the recommendation as per paragraph 2.12. Commissioner Toole seconded the motion, which passed unanimously.

MOTION 2: Commissioner Raney moved to ADOPT the staff recommendation to close recommendation as per paragraph 3.11 and pursue Commission monitoring as per paragraph 3.12. Commissioner Toole seconded the motion which passed unanimously.

MOTION 3: Commissioner Toole moved to ADOPT the staff recommendation to close recommendation as per paragraph 4.11, and pursue Commissioner monitoring as per paragraph 4.12. Commissioner Raney seconded the motion, which passed unanimously.

MOTION 4: Commissioner Raney moved to ADOPT the staff recommendation as per paragraph 5.13. Commissioner Toole seconded the motion, which passed unanimously.

MOTION 5: Commissioner Raney moved to ADOPT the staff recommendation as per paragraph 6.12 and pursue Commission monitoring as per paragraph 6.13. Commissioner Toole seconded the motion, which passed unanimously.

MOTION 6: Commissioner Molnar moved to ADOPT the staff recommendation to close recommendation as per paragraph 7.11 and to follow staffs recommendation concerning monitoring as per paragraph 7.12. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Jim Paine, Legal Division

(430) In the matter of the Commission's discussion of T-08.40.COM: Rumble, Inc. d/b/a Classic Limo v. Montana Mountain Express LLC. Formal complaint alleging operation without authority. Complainant Rumble, Inc., d/b/a Classic Limo v. Montana Mountain Express LLC's motion to bar Wayne Budt, Robin McHugh and Nickie Eck from participating in or advising the Commission in this docket.

Commissioner Raney moved to DENY the complainant's motion to bar Wayne Budt, Robin McHugh and Nickie Eck from advising the Commission in this docket and to adopt the draft order presented by staff, omitting the language regarding the discussion of agency members. Commissioner Toole seconded the motion, which passed unanimously.

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:

Verna Stewart
Commission Secretary

(SEAL)