

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 10, 2009, the following members were present:

Greg Jergeson, Chair
Ken Toole, Vice Chair
Gail Gutsche, Commissioner
Brad Molnar, Commissioner
John Vincent, Commissioner

Commissioner Vincent was present via telephone.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(97) In the matter of TN2435 – Cary M. Sales dba Park County Transportation, Livingston, Montana, requests permission to suspend PSC No. 9456 for a three month period, March 4, 2009 to June 4, 2009:

Commissioner Vincent moved to APPROVE the suspension as requested. Commissioner Toole seconded the motion, which passed unanimously.

(98) In the matter of the approval of Commission Minutes for the week of March 2, 2009:

Commissioner Toole moved to APPROVE the minutes for the week of March 2, 2009. Commissioner Vincent seconded the motion, which passed unanimously.

APPEARANCE

Al Brogan, Legal Division

(99) In the matter of the Commission's discussion of D2008.3.27 – Energy West Incorporated/Cut Bank Gas Company – In the Matter of the Joint Application of Energy West Incorporated and Cut Bank Gas Company for Approval of the Acquisition of Cut Bank Gas Company by Energy West Incorporated:

Commissioner Toole moved to GRANT Energy West's second motion to extend the procedural schedule in Docket No. D2008.3.27. Commissioner Vincent seconded the motion, which passed unanimously.

APPEARANCE

Justin Kraske, Legal Division

(100) In the matter of the Commission's discussion of D2008.10.123 – HLH, LLC – Application to Implement Increased Rates for Water Service in its Big Sky, MT, Service Area:

Commissioner Gutsche moved to GRANT MCC's motion to suspend the procedural order in Docket No. D2008.10.123. Commissioner Toole seconded the motion, which passed unanimously.

(101) In the matter of the Commission's discussion of D2008.8.96, D2008.8.97 – Five Valleys Gas – Application to Implement Increased Rates, and Approval of Monthly Propane Cost Tracker True-up in its Seeley Lake, MT, Service area:

Commissioner Gutsche moved to GRANT MCC's motion to suspend the procedural order in Docket Nos. D2008.8.96 and D2008.8.97. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Brian DeKiep, Utility Division

(102) In the matter of the Commission's discussion of D2008.7.74 – Montana Dakota Utilities Power Purchase Time Differentiated Rate 93:

Commissioner Molnar moved to APPROVE the final order of Rate 93 for qualified facilities per staff in Docket No. D2008.7.74. Commissioner Gutsche seconded the motion, which passed unanimously.

APPEARANCE

Steve Cameron, Utility Division

(103) In the matter of the Commission's discussion of Organization of MISO States (OMS)- Price Responsive Demand & Green Power Express – discuss items to be addressed at the March 12, OMS Board of Directors meeting: Price responsive demand proposal and proposed Green Power Express Transmission Line.

Motion 1: Commissioner Molnar moved to RATIFY the Montana PSC's intervention in FERC dockets regarding Green Power Express and ITC Holding Corp. Commissioner Gutsche seconded the motion, which passed unanimously.

Motion 2: Commissioner Jergeson moved to JOIN with OMS in filing for late intervention in this docket. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Kate Whitney, Administrator,
Utility Division

(104) In the matter of the Commission's discussion of out of state travel: (1) any MISO/OMS-related staff travel for the remainder of this fiscal year for which staff's travel expenses are reimbursed; and (2) Erick Dahlgren's travel to the National Smart Grid Conference, Spokane, WA, April 6-7:

Commissioner Gutsche moved to APPROVE the out of state travel of MISO/OMS related staff travel for the remainder of this fiscal year for which staff's travel expenses are reimbursed; Eric Dahlgren's travel to the National Smart Grid Conference, Spokane, WA, April 6-7; and travel for four PSC attorneys to the National Conference of Regulatory Attorneys (NCRA) in Las Vegas, NV. Commissioner Toole seconded the motion, which passed unanimously.

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

GREG JERGSON, Chair

KEN TOOLE, Vice Chair

GAIL GUTSCHE, Commissioner

BRAD MOLNAR, Commissioner

JOHN VINCENT, Commissioner

ATTEST:

Verna Stewart
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 11, 2009, the following members were present:

Greg Jergeson, Chair
Ken Toole, Vice Chair
Gail Gutsche, Commissioner
Brad Molnar, Commissioner
John Vincent, Commissioner

Commissioner Vincent and Commissioner Molnar were present via telephone.

APPEARANCE

Kate Whitney, Administrator,
Utility Division

(105) In the matter of the Commission's discussion of Legislative bills relevant to PSC mission, statutory authority, administrative process and general agency concerns; consider staff analysis and recommendations; provide direction on PSC response to bills:

Commissioner Gutsche moved to OPPOSE SB 403. Commissioner Vincent seconded the motion which passed with a vote of 3 to 2. Chairman Jergeson and Commissioner Molnar voted no.

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

GREG JERGSON, Chair

KEN TOOLE, Vice Chair

GAIL GUTSCHE, Commissioner

BRAD MOLNAR, Commissioner

JOHN VINCENT, Commissioner

ATTEST:

Verna Stewart
Commission Secretary

(SEAL)