

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, April 28, 2009, the following members were present:

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

APPEARANCE

Eric Eck, Utility Division

(177) In the matter of D2009.3.38: On March 20, 2009, Black Hills Power filed a Quarterly Fuel Rate Rider application.

Commissioner Molnar moved to GRANT Black Hills Power Quarterly Fuel Rate Rider application. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Scott Fabel, Utility Division

(178) In the matter of N2009.4.50: On April 3, 2009, Southern Montana Telephone Company requested changes in its Montana tariffs.

Commissioner Vincent moved to APPROVE Southern Montana Telephone Company request for changes to its tariff in Docket N2009.4.50. Commissioner Gutsche seconded the motion, which passed unanimously.

(179) In the matter of N2009.4.53: On April 10, 2009, Citizens Telecommunications Company filed Advice letter No. Mt-09-05.

Commissioner Toole moved to APPROVE Citizens Letter No. MT-09-05 in Docket No. N2009.4.53. Commissioner Gutsche seconded the motion, which passed unanimously.

APPEARANCE

Gary Duncan, Utility Division

(180) In the matter of D2001.1.7 and D2009.2.14: Three Interconnection Amendments.

D2001.1.7: Qwest Corporation/McLeodUSA Telecommunications Services d/b/a PAETEC. This amendment adds terms and conditions and rates for Collocation Engineering and Installation Labor Charges to the existing interconnection agreement between Qwest and

McLeodUSA

D2001.1.7: Qwest Corporation/McLeodUSA Telecommunications Services d/b/a PAETEC. This amendment adds terms and conditions and rates for Wholesale Service Order Charges to the existing interconnection agreement between Qwest and McLeodUSA.

D2009.2.14: Qwest Corporation/CVC CLEC, LLC. This amendment adds the terms and conditions for a Single Point of Presence to the pending interconnection agreement between Qwest and CVC.

Commissioner Toole moved to APPROVE the interconnection agreement amendments in D2001.1.7(two amendments)- Qwest Corporation/McLeodUSA Telecommunications Services d/b/a PAETEC and D2009.2.14- Qwest Corporation/CVC CLEC, LLC. Commissioner Vincent seconded the motions, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator  
Transportation & Centralized Services Division

(181) In the matter of the approval of Commission Minutes for the week of April 20, 2009.

Commissioner Toole moved to APPROVE the Commission Minutes for the week of April 20, 2009. Commissioner Vincent seconded the motion, which passed unanimously.

APPEARANCE

Gary Duncan, Utility Division

(182) In the matter of the Commission's discussion in Docket Nos. D2009.2.14, D2009.2.15: Qwest Corporation and CVC CLEC, LLC; Qwest Corporation and BLC Management, LLC d/b/a Angles Communication Solutions Interconnection agreements.

Commissioner Toole moved to APPROVE the Qwest Corporation and CVC CLEC, LLC interconnection agreement in Docket No. D2009.2.14, and the Qwest Corporation and BLC Management, LLC d/b/a Angles Communications Solutions interconnection agreement in Docket No. D2009.2.15. Commissioner Vincent seconded the motion, which passed unanimously.

APPEARANCE

Justin Kraske, Legal Division

(183) In the matter of the Commission's discussion in Docket No. D2009.4.47: MDU Conservation Program Tracking Mechanism Rate 90.

Commissioner Vincent moved to GRANT the interim approval of the Conservation Tracking

Adjustment for service provided on or before May 1, 2009. Commissioner Gutsche seconded the motion, which passed 4-1. Commissioner Molnar voted no.

APPEARANCE

Leroy Beeby, Utility Division

(184) In the matter of the Commission's discussion in Docket No. D2009.2.18: Mountain Heritage Associates, Inc., transfer of Mountain Heritage Water Users Association.

Commissioner Toole moved to APPROVE the transfer of the water service assets to Mountain Heritage Water Users Association in Docket D2009.2.18. Commissioner Vincent seconded the motion, which passed unanimously.

(185) In the matter of the Commission's discussion in Docket No. D2009.1.9: Aqua Flo Interim Rate Request.

Commissioner Toole moved to APPROVE draft order denying the interim rate request subject to minor editing changes in Docket No. D2009.1.9. Commissioner Vincent seconded the motion, which passed unanimously.

APPEARANCE

Leroy Beeby, Utility Division  
Justin Kraske, Legal Division

(186) In the matter of the Commission's discussion in Docket Nos. D2008.7.85 and N2009.3.32: Wettington Water District, Inc., interim rate request and tariff authorization.

Commissioner Toole moved to APPROVE the interim order subject to minor text corrections in Docket No. D2008.7.85. Commissioner Vincent seconded the motion, which passed unanimously.

APPEARANCE

Kate Whitney, Administrator,  
Utility Division

(187) In the matter of the Commission's discussion of out of state staff travel:

Commissioner Gutsche moved to APPROVE out of state travel for Eric Dahlgren to Cleveland, Ohio, during the week of May 11, 2009. He will be present when the PA-12 pipe Energy West will use for the Cascade Project is manufactured. Commissioner Vincent 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, Chair

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KEN TOOLE, Vice Chair

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GAIL GUTSCHE, Commissioner

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BRAD MOLNAR, Commissioner

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JOHN VINCENT, Commissioner

ATTEST:

Verna Stewart  
Commission Secretary

(SEAL)