

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, June 5, 2012, the following members were present:

Travis Kavulla, Chairman  
Gail Gutsche, Vice Chair  
Bill Gallagher, Commissioner  
Brad Molnar, Commissioner  
John Vincent, Commissioner

APPEARANCE

Aleisha Solem, Commission Secretary

(163) In the matter of the approval of Commission Minutes for the week of May 28, 2012.

Commissioner Vincent moved to APPROVE the Commission Minutes for the week of May 28, 2012. Commissioner Gutsche seconded the motion, which passed unanimously.

APPEARANCE

Gary Duncan, Regulatory Division

(164) In the matter of Docket No.'s N2012.5.61 and N2012.5.54: Lincoln Telephone Company revised lifeline tariffs and Southern Montana Telephone Company's revised lifeline tariffs.

Commissioner Gutsche moved to APPROVE the revised lifeline tariffs of Lincoln Telephone Company and Southern Montana Telephone Company. Commissioner Vincent seconded the motion, which passed unanimously.

APPEARANCE

Nickie Eck, Transportation Division

(165) In the matter of T-12.6.ST: Winchester McKell dba McKell Brothers Hauling request to transfer PSC No. 983 to McKell Brothers Hauling, Inc.

Commissioner Molnar moved to APPROVE the transfer of PSC No. 983. Commissioner Gallagher seconded the motion, which passed unanimously.

APPEARANCE

Nickie Eck, Transportation Division

(166) In the matter of TN2539: Allied Waste Services of North America LLC, request to add a dba to PSC No. 1581.

Commissioner Gutsche moved to APPROVE the addition of the dba to PSC No. 1581. Commissioner Vincent seconded the motion, which passed unanimously.

APPEARANCE

Nickie Eck, Transportation Division

(167) In the matter of TN2540 and TN2541: Stacy Transfer and Storage LLC and Superior Moving and Storage LLC, requests cancellation of PSC No. 346 and PSC No. 2848.

Chairman Kavulla moved to APPROVE the cancellation of PSC No. 346 and PSC No. 2848. Commissioner Vincent seconded the motion, which passed unanimously.

APPEARANCE

Kate Whitney, Administrator, Regulatory Division

Nickie Eck, Transportation Division

(168) In the matter of the Motor Carrier rule change regarding minimum insurance requirements.

Chairman Kavulla moved to ADOPT the proposed amendments to ARM 38.3.706. Commissioner Molnar seconded the motion, which passed unanimously.

APPEARANCE

Will Rosquist, Regulatory Division

(169) In the matter of Docket No. D2008.8.95: NorthWestern Energy's application for approval to construct and operate the Mill Creek Generating Station to supply regulation service for NorthWestern Energy's Montana Electric Operation and Montana Transmission Control Area.

Commissioner Gutsche moved to ISSUE a Notice of Opportunity to Comment. Chairman Kavulla seconded the motion, which passed unanimously.

APPEARANCE

Commissioner Molnar

(170) In the matter of NorthWestern Energy's QF contracts with Musselshell Wind Project LLC and Musselshell Wind Project Two LLC.

Commissioner Vincent moved to DEFER the work session until the June 19, 2012 business meeting. Chairman Kavulla seconded the motion.

Commissioner Molnar moved to DIRECT staff to launch an investigation to determine the similarities or differences between the contracts offered to Windstar and compared with the findings in Docket No. D2010.2.18 and Order No. 7068B, known as the Kenfield case.

Commissioner Gallagher seconded the motion.

Commissioner Vincent withdrew his motion to defer, due to Robert's Rules of Order.

Commissioner Vincent moved to DEFER the work session until the June 19, 2012 business meeting. Commissioner Gutsche seconded the motion which passed 3 to 2. Commissioners Molnar and Gallagher dissenting.

APPEARANCE

Justin Kraske, Legal Division

(171) In the matter of Docket No. D2012.3.20: Energy West Inc.'s application for limited waiver of certain ring-fencing requirements in Order 6960a and for authorization to engage in financing transactions.

Chairman Kavulla moved to GRANT Energy West Inc.'s motion for extension of time and EXTEND the Commission's decision 60 days and delay work session number 5. Commissioner Gallagher seconded the motion, which passed unanimously.

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

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TRAVIS KAVULLA, Chairman

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GAIL GUTSCHE, Vice Chair

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W. A. GALLAGHER, Commissioner

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BRAD MOLNAR, Commissioner

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JOHN VINCENT, Commissioner

ATTEST:

Aleisha Solem  
Commission Secretary

(SEAL)