

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on February 3, 2014, the following members were present:

Bill Gallagher, Chairman
Bob Lake, Vice Chairman
Kirk Bushman, Commissioner
Travis Kavulla, Commissioner
Roger Koopman, Commissioner

APPEARANCE

Will Rosquist, Regulatory Division
Justin Kraske, Administrator, Legal Division
Jason Brown, Legal Division

(36) In the matter of D2013.12.85: NorthWestern Energy's application for approval of the acquisition of PPL Montana LLC's hydroelectric generating facilities in Montana.

Commissioner Lake moved to FIND NWE's application not adequate because it did not include the three portfolios as discussed, the models must be received by February 14, 2014 and upon receipt of the additional models, assuming they are comparable to earlier modeling results and acceptable to staff the application will be adequate. Commissioner Kavulla seconded the motion, which passed unanimously.

Chairman Gallagher moved to GRANT NWE's motion for leave to respond to Evergreen's memo. Commissioner Koopman seconded the motion, which passed unanimously.

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

W. A. GALLAGHER, Chairman

BOB LAKE, Vice Chairman

KIRK BUSHMAN, Commissioner

TRAVIS KAVULLA, Commissioner

ROGER KOOPMAN, Commissioner

ATTEST:

Aleisha Solem
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 February 4, 2014, the following members were present:

Bill Gallagher, Chairman
Bob Lake, Vice Chairman
Kirk Bushman, Commissioner
Travis Kavulla, Commissioner
Roger Koopman, Commissioner

APPEARANCE

Aleisha Solem, Commission Secretary

(37) In the matter of the approval of Commission Minutes for the week of January 27, 2014.

Commissioner Lake moved to APPROVE the Commission Minutes for the week of January 27, 2014. Commissioner Kavulla seconded the motion, which passed unanimously.

APPEARANCE

Scott Fabel, Regulatory Division

(38) In the matter of D2012.1.11: Five Valleys Gas tracker adjustment for propane service in the Seeley Lake, MT service area.

Commissioner Lake moved to APPROVE the default order on the true-up filing for the period January 1, 2012 through December 31, 2012. Commissioner Kavulla seconded the motion, which passed unanimously.

APPEARANCE

Gary Duncan, Regulatory Division
Laura Farkas, Legal Division

(39) In the matter of D2013.11.78: Qwest Corporation dba CenturyLink and CenturyTel of Montana dba CenturyLink's petition for waiver in part of 69-3-850(1), MCA and D2008.1.6: The PSC investigation of Qwest Corporation regarding the justness and reasonableness of rates, schedules and terms and conditions of service.

Chairman Gallagher moved to GRANT the motion for reconsideration. Commissioner Kavulla seconded the motion, which passed unanimously.

Chairman Gallagher moved to AMEND the granting of the protective orders to include exhibit RHB-4 estimates from Centris with a sentence as discussed. Commissioner Koopman seconded the motion, which passed unanimously.

APPEARANCE

Leroy Beeby, Regulatory Division
Laura Farkas, Legal Division

(40) In the matter of D2013.9.63: MT Moonlight Basin Water & Sewer LLC's application for approval of sale and transfer of membership interest.

Commissioner Koopman moved to GRANT the transfer of ownership. Commissioner Kavulla seconded the motion, which passed unanimously.

APPEARANCE

Kate Whitney, Administrator, Regulatory Division
Leroy Beeby, Regulatory Division
Justin Kraske, Administrator, Legal Division

(41) In the matter of the PSC 's proposed rules for small water and sewer utilities.

Chairman Gallagher moved to AMEND the rules to include the changes in New Rules I and II. Commissioner Lake seconded the motion, which passed unanimously.

Chairman Gallagher moved to AMEND the rules to include the changes in Alternative B. Commissioner Lake seconded the motion.

Commissioner Lake moved to AMEND the motion to add a sentence to sub 10 that the MCC's powers are not diminished and to include the word "unjust". Commissioner Kavulla seconded the motion, which passed 3 to 2. Commissioners Koopman and Bushman dissenting.

The Main motion as amended passed unanimously.

Chairman Gallagher moved to DIRECT staff to make the approved changes and file the adoption notice with the Secretary of State's office with an effective date of the 1st of the next month. Commissioner Lake seconded the motion, which passed unanimously.

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

W. A. GALLAGHER, Chairman

BOB LAKE, Vice Chairman

KIRK BUSHMAN, Commissioner

TRAVIS KAVULLA, Commissioner

ROGER KOOPMAN, Commissioner

ATTEST:

Aleisha Solem
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 February 6, 2014, the following members were present:

Bill Gallagher, Chairman	
Bob Lake, Vice Chairman	
Kirk Bushman, Commissioner	via phone
Travis Kavulla, Commissioner	
Roger Koopman, Commissioner	via phone

Commissioner Kavulla was excused for the first half of work session number 42, and left his proxy with Chairman Gallagher.

APPEARANCE

Justin Kraske, Administrator, Legal Division
Jason Brown, Legal Division
Laura Farkas, Legal Division

(42) In the matter of D2013.12.85: NorthWestern Energy's application for approval of the acquisition of PPL Montana LLC's hydroelectric generating facilities in Montana.

Chairman Gallagher moved to GRANT IN PART AND DENY IN PART NWE's request for oral reply and presentation. Parties are DIRECTED to provide briefing by noon on February 12, 2014 with Oral arguments after the work session on February 13, 2014. Commissioner Lake seconded the motion, which passed unanimously.

Commissioner Lake moved to accept staff's recommendation regarding the NWE objections to date requests. Chairman Gallagher seconded the motion, which passed unanimously.

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

W. A. GALLAGHER, Chairman

BOB LAKE, Vice Chairman

KIRK BUSHMAN, Commissioner

TRAVIS KAVULLA, Commissioner

ROGER KOOPMAN, Commissioner

ATTEST:

Aleisha Solem
Commission Secretary

(SEAL)