

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, December 1, 1997, the following members were present:

Dave Fisher, Chairman  
Nancy McCaffree, Vice Chair  
Bob Anderson, Commissioner  
Danny Oberg, Commissioner

Commissioner Rowe was attending a Telecommunications meeting in Washington, D.C., but left his votes with the Commission Secretary.

APPEARANCE  
Dan Elliott, Administrator  
Utility Division

(504) In the matter of CITIZENS TELECOMMUNICATIONS - Docket N97.11.215; On November 12, 1997, Citizens Telecommunications filed proposed tariff changes to introduce Lifeline service for low-income customers in accordance with the Federal Communications Commission's universal service order. Commissioner McCaffree moved to approve the tariff changes. Commissioner Oberg seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(505) In the matter of SOUTHERN MONTANA TELEPHONE CO. - Docket N97.11.217; On November 12, 1997, Southern Montana Telephone filed tariff changes to bring its Lifeline service into compliance with the Federal Communications Commission's universal service order. Commissioner McCaffree moved to approve the tariff changes. Commissioner Oberg seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(506) In the matter of US WEST COMMUNICATIONS - Docket N97.11.216; On November 12, 1997, US WEST filed Tariff Transmittal 97-38, reducing rates for residence features of Remote Access Forwarding and Scheduled Forwarding. Commissioner Oberg moved to approve the tariff transmittal. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

APPEARANCE  
Wayne Budt, Administrator  
Transportation & Centralized Services Division

(507) In the matter of Docket No. T-97.101.ST - Pixley Transportation, Inc., Gillette, Wyoming, has filed an application for transfer of Montana Intrastate Certificate of Public Convenience and Necessity, PSC No. 4819, to Powder River Transportation Services, Inc., Gillette, Wyoming:

Class C - Burlington Norther train crews and their baggage in the same vehicle, between all points and places in the State of Montana. Limitation: No movements shall originate in Flathead County, Montana unless they are part of round trip movements initially originating outside of Flathead County.

Class C - Train crews and their baggage between points and places in and west of Carbon, Yellowstone, Golden Valley, Fergus and Blaine Counties, Montana.

Commissioner McCaffree moved to approve the transfer. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(508) In the matter of Docket No. T-97.102.ST - Harry Ellis dba Customized Services, Bozeman, Montana has filed an application for transfer of Montana Intrastate Certificate of Public Convenience and Necessity, PSC No. 9246, to Rozel Corp. dba Customized Services, Bozeman, Montana.

Class D - Ashes, trash, waste, refuse, rubbish, garbage, organic and inorganic matters and recyclables between all points and places within Madison and Gallatin Counties. Carrier may transport commodities to certified landfills from territory authorized. Limitations: (1) Service is prohibited to or from any points within an area in Madison County that lies within a radius of 50 miles of Dillon, Montana except that service from points outside that area to certified landfills within that area is permitted. (2) Service is prohibited within the city of West Yellowstone, Montana, and to or from points within a radius of 25 miles thereof, except that service from points outside that area to certified landfills within that area is permitted.

Commissioner McCaffree moved to approve the transfer. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(509) In the matter of Docket No. T-97.103.ST - Johnnie M. Cook dba Lincoln County Medical Transport, Troy, Montana has filed an application for transfer of Montana Intrastate Certificate of Public Convenience and Necessity, PSC No. 9364, to Flathead Area Custom Transportation, Inc. Db a Kalispell Taxi and Airport Shuttle Service, Kalispell, Montana.

Class B - Nonemergency medical and psychiatric patients to and from medical appointments at health care facilities within the following counties: Flathead, Lake, Lincoln, Missoula, and Sanders. Limitations: Transportation must originate or terminate in Lincoln County.

Class B - Passengers, baggage and express between all points and places in Lincoln and Sanders Counties. Limitations: Transportation of railway crews is prohibited. Transportation by limousine is prohibited.

Commissioner McCaffree moved to approve the transfer. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(510) In the matter of Docket No. TN1888 - WWSS Associates, Inc. Db a Big Sky Industrial, Spokane, Washington, requests permission to suspend PSC No. 9265 for the period December 1, 1997

to June 1, 1998.

Class C - Recovered materials of a hazardous or toxic nature, in liquid or semisolid form, of sufficient viscosity to be pumped into vacuum containers to a reprocessing facility, a storage facility, or an end use manufacturing site. Recovered materials include, by way of example rather than limitation, petroleum or chemical products which have been delivered to a point of application or use by virtue of spillage cannot be used as intended but can be recycled or reused. Limited to refinery maintenance work on the grounds of the Exxon Refinery in Billings, Montana and road hauls on the Exxon Road and Lockwood Road.

Class D - Ashes, trash, waste, refuse, rubbish and garbage in the City of Billings, Montana and between Billings, Montana and other points. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized. Limitations: Transportation must originate or terminate in Billings, Montana.

Commissioner Oberg moved to approve the suspension of PSC 9265 for a period of 6 months. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(511) In the matter of Docket No. TN1889 - Helena Unlimited Inc., dba Last Chance Tours, Helena, Montana requests permission to suspend PSC No. 2516 for a 6 month period, October 15, 1997 to April 15, 1998.

Class A - Persons in the City of Helena, Montana. Limitations: This certificate may not be sold, leased, transferred or assigned.

Class B - Passengers in charter service by means of open-air tour vehicles pulled by replica vintage locomotive-style vehicles or in open air troll-style vehicles, within the City of Helena, Montana, and a fifteen (15) mile radius thereof.

Commissioner Anderson moved to approve the suspension of PSC No. 2516 for a period of 6 months. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(512) In the matter of Docket No. TN1896 - Intermountain Transportation, Inc., Anaconda, Montana requests permission to lease PSC No. 2278 to 4 X 4 Stage, Inc., Belgrade, Montana for a 6 month period December 1, 1997 to June 1, 1998 pending completion of a sale and transfer proceeding.

Class B - Persons between all points and places within Gallatin, Park and Madison Counties.

Commissioner McCaffree moved to grant permission to lease PSC 2278 for 6 months. Commissioner Oberg seconded the motion which passed unanimously. Commissioner Rowe voted aye.

(513) In the matter of Docket No. TN1897 - Intermountain Transportation, Inc., Anaconda, Montana requests permission to lease PSC No. 31 to Rimrock Stages, Inc. dba Rimrock Trailways, Billings, Montana for a one year period, October 15, 1997 to October 15, 1998.

Commissioner McCaffree moved to grant permission to lease PSC No. 31 for a period of 1 year.

Commissioner Oberg seconded the motion, which passed unanimously.

Commissioner Rowe voted aye.

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

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DAVE FISHER, Chairman

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NANCY McCAFFREE, Vice Chair

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BOB ANDERSON, Commissioner

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DANNY OBERG, Commissioner

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BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson  
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 Tuesday, December 2, 1997, the following members were present:

Dave Fisher, Chairman  
Nancy McCaffree, Vice Chair  
Danny Oberg, Commissioner

Commissioners Anderson and Rowe were absent but left their votes on the following items with the Commission Secretary.

APPEARANCE

Martin Jacobson, Dan Elliott

(514) In the matter of the Commission's discussion of Enron's motion for reconsideration in Docket No. D96.2.22; Commissioner Oberg moved to approve the order denying Enron's motion for reconsideration of the Commission's final order. Commissioner McCaffree seconded the motion, which passed 3-2. Commissioners Fisher and Oberg voted aye. Commissioner Anderson left an aye vote with the Commission Secretary. Commissioner McCaffree dissented and Commissioner Rowe dissented.

APPEARANCE

Robin McHugh

(515) In the matter of the Commission's discussion of Motions for Reconsideration of Order Nos. 6017, 6018 and 6019, CELP/YELP/DNRC - Docket Nos. D97.8.143, D97.7.127 and D97.7.129; Commissioner Oberg moved to direct staff to draft an order denying the motions for reconsideration of CELP, YELP, and DNRC of the Commission's final order in their dockets. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner Anderson and Rowe voted aye.

(516) In the matter of the Commission's discussion of US West

Communications protective order for certain schedules in the Annual Report to the Commission - Docket No. D97.6.115; Commissioner McCaffree moved to approve the revised protective order on the Commission's own motion to clarify errata in the previous order. Commissioner Oberg seconded the motion, which passed 3-2. Commissioners Fisher, McCaffree and Oberg voted aye. Commissioners Anderson and Rowe dissented.

## APPEARANCE

Karen Hammel, Mike Sheard

(517) In the matter of the Commission's discussion of filing Montana Public Service Commission comments to the FCC on the NPRM on separations reforms; Commissioner McCaffree moved to direct staff to file comments to the FCC on the NPRM on separations reform. Commissioner Oberg seconded the motion, which passed unanimously.

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

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DAVE FISHER, Chairman

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NANCY McCAFFREE, Vice Chair

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BOB ANDERSON, Commissioner

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DANNY OBERG, Commissioner

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BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson  
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 Monday, December 8, 1997, the following members were present:

Dave Fisher, Chairman  
Danny Oberg, Commissioner  
Bob Rowe Commissioner

Vice Chair McCaffree was on vacation but left her votes with the Commission Secretary.  
Commissioner Anderson was absent but left his votes with the Commission Secretary.

APPEARANCE  
Dan Elliott, Administrator  
Utility Division

(518) In the matter of PTI COMMUNICATIONS - Docket N97.11.220; On November 17, 1997, Pacific Telecom, Inc. filed tariff changes to re-introduce a promotional offering in which the non-recurring charge will be waived when residential customers subscribe to additional residential lines. PTI proposes to offer the promotion through January 31, 1998. Commissioner Rowe moved to approve the tariff changes. Commissioner Oberg seconded the motion, which passed unanimously. Commissioners McCaffree and Anderson voted aye.

(519) In the matter of PTI COMMUNICATIONS - Docket N97.11.222; On November 19, 1997, PTI Communications filed tariff changes to bring its Lifeline and Linkup offerings into compliance with the Federal Communications Commission's universal service order. Commissioner Rowe moved to approve the tariff changes. Commissioner Oberg seconded the motion, which passed unanimously. Commissioners McCaffree and Anderson voted aye.

APPEARANCE  
Wayne Budt, Administrator  
Transportation & Centralized Services Division

(520) In the matter of Docket T-97.106.RB - On October 31, 1997, Terry D. McIntosh dba Havre Taxi, Havre, Montana filed a request for increased rates of between zero (0) and fifty (50) percent and a rate decrease resulting from the deletion of the late night delivery charge as filed in Passenger Tariff No. 1.

The rate increases and rate decrease apply on the transportation of passengers within the City of Havre, Montana, and a fifty (50) mile radius thereof.

These rate changes were noticed to the public on November 7, 1997; no protests were received. The increases will become effective December 15, 1997.

Commissioner Oberg moved to grant the rate changes as requested. Commissioner Rowe seconded the motion, which passed unanimously. Commissioners McCaffree and Anderson voted aye.

(521) In the matter of TN1898 - James A. Jones dba Oilfield Maintenance Co., Gillette, Wyoming requests permission to continue the lease of PSC No 9297 to Kenneth W. Griffith dba Ken Griffith Excavating, Baker, Montana for one year December 28, 1997 to December 28, 1998.

Class D - Garbage, solid waste, debris between all points and places in Fallon, Carter and Wibaux County.

Commissioner Rowe moved to approve the continuation of the lease of PSC No. 9297 for a period of one year. Commission Oberg seconded the motion, which passed unanimously. Commissioner McCaffree and Anderson voted aye.

APPEARANCE  
Laura Calkin  
Centralized Services

(522) In the matter of the approval of Commission Minutes; Commissioner Rowe moved to approve the Commission Minutes for the weeks of November 24, 1997 and December 1, 1997. Commissioner Oberg seconded the motion, which passed unanimously. Commissioners McCaffree and Anderson voted aye.

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

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DAVE FISHER, Chairman

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NANCY McCAFFREE, Vice Chair

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BOB ANDERSON, Commissioner

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DANNY OBERG, Commissioner



BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson  
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, December 10, 1997, the following members were present:

Dave Fisher, Chairman  
Nancy McCaffree, Vice Chair  
Bob Anderson, Commissioner  
Danny Oberg, Commissioner  
Bob Rowe Commissioner

APPEARANCE  
Martin Jacobson

(523) In the matter of the Commission's discussion of Pipeline Safety and NESC Rules - L97.8.5.RUL; Commissioner Anderson moved to approve the notice of adoption of rules as proposed without change. Commissioner McCaffree seconded the motion, which passed unanimously.

(524) In the matter of the Commission's discussion of Montana Dakota Utility's proposal for a refund from a FERC order on rates from a supplier - Docket No. D97.12.229; Commissioner McCaffree moved to issue the notice of application and opportunity for comments. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE  
Karen Hammel, Mike Sheard

(525) In the matter of the Commission's discussion of Sprint/USWC Interconnection Agreement and a Motion for Extension of Time to File Amended Agreement - Docket No. 97.8.160; Commissioner Anderson moved to grant USWC's motion to allow additional time to file an amended agreement. Commissioner Rowe seconded the motion, which passed unanimously.

(526) In the matter of the Commission's discussion of certain waivers and the permanent designation of eligible telecommunications carrier as allowed by the Telecommunications Act of 1996 - Docket D96.2.18; Commissioner Rowe moved to approve a draft order, subject to editing, granting waivers of certain toll control requirements and permanently designate eligible telecommunications carriers to comply with the Telecommunications Act of 1996. Commissioner McCaffree seconded the motion, which passed unanimously.

(527) In the matter of the Commission's discussion of Montana Tel-Net and USWC Interconnection Agreement - D97.7.135; Commissioner Oberg moved to approve Order No. 6021A as amended as the order on reconsideration of motions. Commissioner Anderson seconded the motion, which passed 4-1. Commissioners Fisher, McCaffree, Anderson and Oberg voted aye. Commissioner Rowe dissented.

APPEARANCE  
Karen Hammel, Will Rosquist

(528) In the matter of the Commission's discussion of US West Communication's ISDN tariff filing and an order on USWC motion to compel responses on data requests. Commissioner Rowe moved to approve the staff draft of Order No. 5940C, subject to editing as the Commission's findings on motion to compel responses. Commissioner Anderson seconded the motion, which passed unanimously.

APPEARANCE  
Kate Whitney, Dan Elliott, Will Rosquist

(529) In the matter of the Commission's discussion of a request from the Montana Power Company Customer Education Collaborative Group for a PSC toll free number on customer choice education; Commissioner Rowe moved to accept staff recommendation and establish a toll free line to respond to consumer requests for information about customer choice issues. Commissioner Anderson seconded the motion, which passed unanimously.

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

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DAVE FISHER, Chairman

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NANCY McCAFFREE, Vice Chair

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BOB ANDERSON, Commissioner

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DANNY OBERG, Commissioner

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BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson  
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 Thursday, December 11, 1997, the following members were present:

- Dave Fisher, Chairman
- Nancy McCaffree, Vice Chair
- Bob Anderson, Commissioner
- Bob Rowe Commissioner

Commissioner Oberg was absent and did not leave votes on this item.

APPEARANCE  
Robin McHugh

(530) In the matter of CELP, YELP and DNRC - Docket Nos. D97.7.217, D97.7.219 and D97.8.143; Commissioner Rowe moved to deny reconsideration and decline to issue a declaratory ruling. Commissioner McCaffree seconded the motion, which passed unanimously.

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

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DAVE FISHER, Chairman

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NANCY McCAFFREE, Vice Chair

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BOB ANDERSON, Commissioner

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BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson  
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 Monday, December 15, 1997, the following members were present:

Dave Fisher, Chairman  
Nancy McCaffree, Vice Chair  
Bob Anderson, Commissioner  
Danny Oberg, Commissioner

Commissioner Rowe was absent but left votes with the Commission Secretary.

APPEARANCE  
Dan Elliott, Administrator  
Utility Division

(531) In the matter of SPRINT - Docket N97.11.227; On November 28, 1997, Sprint filed minor text changes. Commissioner McCaffree moved to approve the minor text changes. Commissioner Oberg seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(532) In the matter of U S WEST COMMUNICATIONS - Docket N97.12.230; On December 3, 1997, U S West Communications filed revisions to its Lifeline and Linkup tariffs to reflect the changes to those programs made by the Federal Communications Commission. Commissioner McCaffree moved to approve the tariff revisions. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

(533) In the matter of LIFELINE INTRASTATE RATE REDUCTIONS - Docket D97.11.223; No requests for hearing were received in response to the Commission's November 26 proposed order authorizing additional intrastate rate reductions totaling \$3.50 per month for Lifeline customers. A final order (#6028a) has been drafted. Commissioner Anderson moved to approve Final Order No.

6028A. Commissioner McCaffree seconded the motion, which passed unanimously.  
Commissioner  
Rowe voted aye.

ADDITIONAL ITEM

(534) In the matter of PacifiCorp - Docket No. D97.7.91 Petition for Late Intervention of Montana Power Tracking and Marketing Co.; Commissioner Oberg moved to approve the late filing. Commissioner Anderson seconded the motion, which passed 4-0. Commissioner Rowe did not vote on this item.

APPEARANCE

Wayne Budt, Administrator  
Transportation & Centralized Services Division

(535) In the matter of Docket T-97.100.ST; Browning-Ferris Industries of Montana, Inc., a Nevada Corporation, Missoula, Montana has filed an application for transfer of Montana Intrastate Certificate of Public Convenience and Necessity, PSC No. 1581 to BFI Waste Systems of North America, Inc., a Delaware Corp., Missoula, Montana.

Class D - Garbage and refuse from the Missoula County line east to the City of Missoula, Montana, by Interstate 90 and tributaries thereof, serving all intermediate and off-route points including Frenchtown and Huson, Montana. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

Class D - Garbage and refuse between Clearwater Junction and Missoula, Montana, via State Highway 200, serving all intermediate and off-route points; and between Beavertail Hill and Missoula, Montana, via I-90, serving all intermediate and off-route points. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

Class D - Garbage and refuse in Frenchtown, Montana and intermediate points and places along Interstate 90 and Highway No. 10 West, all situated within Missoula, County, Montana. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

Class C - Car bodies for disposal in Frenchtown, Montana and intermediate points and places along Interstate 90 and Highway No. 10 West, all situated within Missoula County, Montana.

Class D - Refuse and garbage in Missoula County starting at the Y junction intersection west of Missoula (Highway 93 goes north and Highway 10 continues west), serving all points one mile on each side of Highway 93 towards the Lake County Line. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized. Limitations: Service shall include all points one mile on each side of Highway 93 towards the Lake County Line to and excluding the community of Evaro and not beyond.

Class C - Property in the City of Laurel, Montana, and to or from points immediately tributary thereto. Limitations: The transportation of property (except household goods) between points served by rail carriers, or between points served by a motor carrier operating between fixed termini or over a regular route, is prohibited. Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

Class D - Garbage, refuse, waste and other disposable materials between all points and places in Yellowstone County, Montana. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized. Limitations: Transportation within Laurel, Montana, and a five-mile radius thereof is prohibited.

Class D - Ashes, trash, waste, refuse, rubbish and garbage between all points and places in Musselshell County, servicing the Musselshell Disposal District utilizing roll-off and roll-on containers, and further transporting refuse to a certified landfill in Billings, Montana.

Class D - Garbage and refuse between all points and places within Big Horn County, Montana. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

Class D - Garbage, refuse, waste and other disposable materials, in the City of Billings, Montana and within a radius of fifty (50) miles of said city. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized. Limitations: Transportation in Columbus, Montana and a ten (10) mile radius thereof is prohibited.

Class D - Solid waste (defined as garbage, refuse, old car bodies) between all points and places within Carbon County, Montana. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

Class D - Ashes, trash, waste, refuse, rubbish and garbage, within the town of Columbus, Montana, and to and from points and places tributary thereto, but within a distance not exceeding fifty (50) miles in any direction from Columbus. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized. Limitations: Transportation of petroleum products in bulk, and heavy mining machinery and equipment is prohibited. Service is not authorized between points and places served by rail carriers, by Class A and Class B motor carriers operating over U.S. Highway 10 and between Columbus and Absarokee over unnumbered county roads.

Class D - Refuse, meaning all putresible and nonputresible solid wastes, garbage, rubbish, street cleanings, dead animals, yard clippings, solid market wastes, solid industrial wastes, liquid wastes and any other abandoned wastes, between all points and places in Fallon, Carter and Wibaux, Counties, Montana. Carrier is allowed to transport authorized

commodities to certified landfills from territory authorized. Limitations: 1. Transportation between points and places within the town of Wibaux, Montana, and a five (5) mile radius thereof is prohibited. 2. Transportation between points and places within the town of Ekalaka, Montana, and a five (5) mile radius thereof is prohibited.

Class D - Garbage and recyclables from the Seeley Lake Refuse District Transfer Station or stations to licensed landfills and recycling centers. Limitations: Transportation is restricted to roll-off box service and transfer trailer and recycling service.

Class D - Garbage in roll off box service and/or transfer trailer service from the Powell County Refuse District in Powell County to licensed landfills. Limitations: Transportation within the City of Deer Lodge, Montana and points within a ten (10) mile radius thereof is prohibited.

Class D - Garbage serving the town of Lolo, Montana, and a 25 mile radius thereof, including the city of Missoula, Montana, excluding, however, all the area south of the Missoula-Ravalli County line; carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

Class D - Garbage between all points and places in Granite County using transfer sites for roll-off boxes. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

Class D - Garbage between all points and places within a thirty-five (35) mile radius of Absarokee, Montana. Carrier is authorized to transport authorized commodities to certified landfills from territory authorized. Limitations: Transportation within Columbus, Montana, is prohibited.

Class D - Garbage, refuse, rubbish and waste from litter cans located upon the public highways in the following enumerated counties: Richland, McCone, Garfield, Carter, Dawson, and Wibaux; and within the community of Jordan, Montana. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized. Limitations: Transportation of garbage, refuse, rubbish and waste within Ekalaka, Montana and a five (5) mile radius thereof is prohibited, except for the transportation of garbage, refuse, rubbish and waste contained in litter cans located upon public highways within the area.

Class D - Garbage, refuse, rubbish and waste between all points and places in Custer County. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

Class D - Refuse, meaning all putresible and nonputresible solid wastes, garbage, rubbish, street cleanings, dead animals, yard clippings, solid market wastes, solid industrial wastes, liquid wastes and any other abandoned wastes, between all points and places in the following

counties: Prairie, Rosebud, Treasure, and Powder River Counties, Montana. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

Commissioner McCaffree moved to approve the transfer of PSC No. 1581 to BFI Waste Systems of North America, Inc. Commissioner Oberg seconded the motion, which passed unanimously. Commissioner Rowe voted aye.

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

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DAVE FISHER, Chairman

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NANCY McCAFFREE, Vice Chair

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BOB ANDERSON, Commissioner

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DANNY OBERG, Commissioner

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BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson  
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 Tuesday, December 16, 1997, the following members were present:

Dave Fisher, Chairman  
Bob Anderson, Commissioner  
Danny Oberg, Commissioner

Commissioner McCaffree was absent and did not vote on this item. Commissioner Rowe was absent but left his written proxy to Chairman Fisher,

APPEARANCE  
Martin Jacobson

(536) In the matter of the Commission's discussion of Mike Wiles v US West Communication's complaint - Docket No. D97.12.231; Commissioner Oberg moved to accept the formal complaint and require USWC to respond to the complaint. Commissioner Anderson seconded the motion, which passed unanimously.

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

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DAVE FISHER, Chairman

BOB ANDERSON, Commissioner

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DANNY OBERG, Commissioner

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BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson  
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 Monday, December 22, 1997, the following members were present:

Dave Fisher, Chairman  
Nancy McCaffree, Vice Chair  
Bob Anderson, Commissioner  
Danny Oberg, Commissioner  
Bob Rowe Commissioner

APPEARANCE

Dan Elliott, Administrator  
Utility Division

(537) In the matter of Linda Vista Water Company-Docket D97.4.62; On April 4, 1997, LVW filed an application to increase rates for water service in its service territory on the south edge of Missoula by \$82,026. On July 28, 1997, LVW and MCC filed a stipulation agreement which provided for a general rate increase of \$76,578 in annual revenues for water service. On October 14, 1997, a public hearing was held on this Docket in Missoula. A final order has been drafted and distributed. Staff recommends approval. Commissioner Rowe moved to approve Final Order No. 5979A. Commissioner Anderson seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator  
Transportation & Centralized Services Division

(538) In the matter of TN1899 - Marvin E. Mintyala dba Garbage and Mister "M" Disposal, Lewistown, Montana requests permission to lease PSC No. 3819 to Griffin Phoenix, Inc., Billings, Montana for the period January 1, 1998 to June 1, 1998.

Class D - Refuse, meaning all putrescible and non- putrescible solid wastes, garbage, rubbish, street cleanings, dead animals, yard clippings, solid market wastes, solid industrial wastes, liquid wastes and any other abandoned waste between all points and places in the following counties: Fergus, Judith Basin, Wheatland, Golden Valley, Musselshell and Petroleum. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

Class D - Refuse, meaning all putrescible and non- putrescible solid wastes, garbage, rubbish, street cleanings, dead animals, yard clippings, solid market wastes, solid industrial wastes,



liquid wastes, and any other abandoned waste, between all points and places in the following counties: Chouteau, Meagher, Teton, Pondera, Glacier, Toole, Liberty, Hill, Daniels, Valley, and Phillips, and between all points and places in the following counties: Garfield (except within the community of Jordan), Sheridan (except within the town of Plentywood, Montana, and to and from points tributary thereto, but within a distance not exceeding twenty-five (25) miles in any direction from said town), Cascade (except within the corporate limits of the City of Great Falls and suburban area within a radius of ten mile thereof). Limitations: Transportation of garbage, refuse, rubbish and waste from litter cans located upon the public highways is prohibited in the following counties: Garfield, Treasure, Rosebud, Powder River, Fallon, Custer, Prairie, and Wibaux. Limitations: Transportation within Fort Benton, Montana and a ten (10) mile radius is prohibited, carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

Class D - Refuse, meaning all putrescible and nonputrescible solid wastes, garbage, rubbish, street cleanings, dead animals, yard clippings, solid market wastes, solid industrial wastes, liquid wastes, and any other abandoned waste, between all points and places in the following counties: McCone, Roosevelt, Dawson (except within the community of Glendive and a radius of five miles thereof) and Richland (except within the community of Sidney). Carrier is allowed to transport authorized commodities to certified landfills from territory authorized. Limitations: Transportation of garbage, refuse, rubbish and waste from litter cans located upon the public highways is prohibited in the following counties: Richland, McCone and Dawson.

Class D - Refuse, meaning all putrescible and non-putrescible solid wastes, garbage, rubbish, street cleanings, dead animals, yard clippings, solid market wastes, solid industrial wastes, liquid wastes and any other abandoned waste within the town of Fort Benton, Montana and a ten (10) mile radius thereof.

Commissioner Oberg moved to approve the lease. Commissioner Anderson seconded the motion, which passed unanimously.

(539) In the matter of TN1900 - Howard R. and Elizabeth R. Roberts dba Teton Stage Lines, Fairfield, Montana request a six month suspension of PSC No. 9011, effective December 11, 1997 to June 11, 1998.

Class B - Passengers in charter service from points in Glacier, Pondera, Teton, and Toole Counties to all points and places in the State of Montana and return. Limitations: (1) Transportation is restricted to that provided with vehicles having a rated seating capacity of seven (7) or more; and (2) Transportation of passengers in luxury limousines is prohibited.

Commissioner Anderson moved to grant the suspension of PSC No. 9011.  
Commissioner McCaffree  
seconded the motion, which passed unanimously.

(540) In the matter of TN1901 - Michael J. Vick and Nancy Immel dba Red Lodge Shuttle, Red Lodge, Montana, PSC No. 9388, requests permission to reduce rates between Luther and Billings (current rate \$100.00, proposed rate \$30.00), Roscoe and Billings (current rate \$115.00, proposed rate \$30.00) and to offer a bulk rate pass between Red Lodge or Rock Creek Resort and Red Lodge Mountain Resort (current rate 10 one way fares = \$35.00, proposed bulk pass 10 one way fares = \$20.00), to become effective immediately.

Class B - Persons and baggage (1) between all points and places in Carbon County, Montana;  
and (2) between all points and places in Carbon County, Montana on the one hand and on the other hand all points and places in the State of Montana.

Commissioner McCaffree moved to grant the reduced rate request for PSC No. 9388. Commissioner Oberg seconded the motion, which passed unanimously.

(541) In the matter of TN1902 - Mergenthaler's Transfer and Storage Co., Helena, Montana requests permission to continue the lease of PSC No. 9377 to City of Helena, Helena, Montana for a twelve month period, January 1, 1998 to January 1, 1999.

Class D - Ashes, waste, trash, rubbish and garbage in the City of Helena, Montana, and to and from points within a radius of 35 miles of Helena, Montana. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.  
Limitations:  
Transportation between points served by rail carrier or by a Class "A" motor carrier for distances beyond the radius of ten (10) miles from the City of Helena, is prohibited.

Commissioner Anderson moved to grant permission to lease PSC No. 9377.  
Commissioner Rowe  
seconded the motion, which passed unanimously.

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

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DAVE FISHER, Chairman

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NANCY McCAFFREE, Vice Chair

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BOB ANDERSON, Commissioner

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DANNY OBERG, Commissioner

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BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson  
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 Monday, December 22, 1997, the following members were present:

Dave Fisher, Chairman  
Nancy McCaffree, Vice Chair  
Bob Anderson, Commissioner  
Danny Oberg, Commissioner  
Bob Rowe Commissioner

APPEARANCE

Karen Hammel, Ron Woods, Mike Lee

(542) In the matter of the Commission's discussion of US West Communication's objections and motions - Docket No. D96.12.220; Commissioner Rowe moved to sustain Northwest Pay Phones objections to USWC's data requests. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner Rowe moved to grant USWC's motion to adjust procedural order. Commissioner Anderson seconded the motion, which passed unanimously.

(543) In the matter of the Commission's discussion of Montana Tel-Nets petition for designation as an Eligible Telecom CarrierD96.2.18; Commissioner Rowe moved to issue an order listing RT Communications as an eleible telecommunication carrier with requested waivers. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner rowe moved to issue a notice inviting comments on the request of competitive local exchange carrier for designation as an eligible telecom carrier. Commissioner Anderson seconded the motion, which passed unanimously.

APPEARANCE

Denise Peterson, Mike Lee, Will Rosquist, Dan Elliott

(544) In the matter of the Commission's discussion of Montana Power Company's Electric Restructuring Plan - Docket No. D97.7.90; Commissioner Anderson moved to issue a notice requesting comments on alternative procedural schedules. Commissioner McCaffree seconded the motion, which passed unanimously.

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

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DAVE FISHER, Chairman

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NANCY McCAFFREE, Vice Chair

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BOB ANDERSON, Commissioner

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DANNY OBERG, Commissioner

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BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson  
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 Tuesday, December 23, 1997, the following members were present:

Dave Fisher, Chairman  
Nancy McCaffree, Vice Chair  
Danny Oberg, Commissioner  
Bob Rowe Commissioner

Commissioner Anderson was on vacation, but left his proxy with Vice Chair McCaffree.

APPEARANCE

Martin Jacobson, David Burchett

(545) In the matter of the Commission's discussion of Montana Dakota Utility's refund plan - Docket No. D97.12.229; Commissioner McCaffree moved to accept the MDU refund and rate reduction due to WIBPC rate reduction. Commissioner Oberg seconded the motion, which passed unanimously. Commissioner McCaffree voted Commissioner Anderson "aye".

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

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DAVE FISHER, Chairman

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NANCY McCAFFREE, Vice Chair

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BOB ANDERSON, Commissioner

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DANNY OBERG, Commissioner

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BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson  
Commission Secretary

(SEAL)