

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, February 19, 2002, the following members were present:

Gary Feland, Chairman, via telephone
Jay Stovall, Vice Chairman
Bob Anderson, Commissioner
Matt Brainard, Commissioner, via telephone
Bob Rowe, Commissioner

APPEARANCE

Robin McHugh, David Hoffman, Will Rosquist

(74) In the matter of the Commission's discussion of Montana Power Company's default supply portfolio filing, Docket No. D2001.10.144 (and Montana Power Company's application for approval of Power Purchase Agreement with Rocky Mountain Power, Docket No. D2001.7.93; Northwestern Generation I, LLC request for comments and findings on Power Purchase and Sales Agreement with Montana Power Company, Docket No. D2001.9.123; Rocky Mountain Power, Inc.'s request for PSC review and comment on Power Purchase Agreement with Montana Power Company, Docket No. D2001.9.127; Thompson River Co-Gen LLC request for PSC review and comment on Power Purchase Agreement with Montana Power Company, Docket No. D2001.10.137); Commissioner Rowe moved to, under Arm 38.2.5008(3), instruct Northwestern/Montana Power Company to respond within 14 days by agreeing the information under protective order may be disclosed or explain why it constitutes trade secret under Montana law. Commissioner Brainard seconded the motion, which passed with a vote of 4-1. Commissioners Anderson, Brainard, Rowe and Stovall voted aye. Commissioner Stovall dissented.

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

GARY FELAND, Chairman

JAY STOVALL, Vice Chairman

BOB ANDERSON, Commissioner

MATT BRAINARD, Commissioner

BOB ROWE, Commissioner

ATTEST:

Rhonda J. Simmons
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, February 21, 2002, the following members were present:

Jay Stovall, Vice Chairman
Bob Anderson, Commissioner
Matt Brainard, Commissioner
Bob Rowe, Commissioner

Commissioner Feland was absent but left written votes with the Commission Secretary.

APPEARANCE

Steve Vick
Utility Division

(75) In the matter of MDU Resources Group, Inc, Docket No. D2002.2.15; On February 6, 2002, MDU filed an application seeking authority to issue up to 100,000 additional shares of the Company's common stock to be issued from time to time in connection with MDU Resources Group, Inc. Group Genius Innovation Plan. The purpose of the Plan is to encourage employees to share ideas with the Company and to reward employees should those ideas become profitable. The Plan is open to all employees. Commissioner Rowe moved to approve the issuance of common stock. Commissioner Anderson seconded the motion, which passed with a vote of 4-1. Commissioners Anderson, Feland, Rowe and Stovall voted aye. Commissioner Brainard dissented.

(76) In the matter of Qwest Communications, Docket No. N2002.2.13; On February 8, 2002, Qwest filed Tariff Transmittal 02-05, DSS, UAS & ISDN PRS promotion. This proposed promotion for Advanced Digital Switched Service (DSS), Uniform Access Solution (UAS), and ISDN Primary Rate Service (PRS) is for the period from March 4, 2002 through April 30, 2002. During this time, customers subscribing to DSS, ISDN PRS, or UAS will have a two-year contract option available with the DSS and UAS options priced at \$815 per month and ISDN PRS at \$955 per month. These bundled prices include the DS1 facility, 24 trunk connections, and with ISDN PRS it also includes the service configuration. This promotion is available on orders placed and/or completed during the promotional period or at the net available offered due date, and where facilities are available. Qwest is requesting a March 4, 2002 effective date. Commissioner Rowe moved to approve the promotion. Commissioner Anderson seconded the motion, which passed with a vote of 4-0. Commissioners Anderson, Feland, Rowe and Stovall voted aye. Commissioner Brainard dissented.

(77) In the matter of PG&E Energy Trading – Power, L.P., Docket No. N2002.1.9; On January 23, 2002, PG&E Energy Trading – Power, L.P. filed an application for a license to supply electricity in the state of Montana. If it is granted a license, PG&E would solicit and serve large commercial and industrial customers. Commissioner Anderson moved to approve the electricity supplier license. Commissioner Brainard seconded the motion, which passed unanimously. Commissioner Feland voted aye.

APPEARANCE
Wayne Budt, Administrator
Transportation & Centralized Services Division

(78) In the matter of TN2130; Margaret Stiger dba Northern Lights Limousine Service, Bigfork, Montana requests permission to suspend PSC No. 9424 for the period January 5, 2002 to May 15, 2002.

Class B – Passengers in limousine service between all points and places in Flathead County, Montana.

Limitation: 1) All movements must originate or terminate in Bigfork, Montana or a five (5) mile radius thereof; 2) All movements are limited to Flathead County; and, 3) Transportation movements require 24 hour advance notice.

Commissioner Rowe moved to suspend the authority. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner Feland voted aye.

(79) In the matter of TN2131; Mark L. Foos dba City Cab, Billings, Montana requests permission to split PSC No. 7489 for leasing purposes.

Class B - Passengers and their baggage between all points and places within Yellowstone, Treasure, Stillwater, Carbon and Big Horn Counties. Limitations: Transportation of Burlington Northern Railroad Co. work crews is prohibited.

If the split is approved the authorities will read to as follows:

Retained by 7489:

Class B – Passengers and their baggage between all points and places within Yellowstone, Treasure, Stillwater, Carbon and Big Horn Counties. LIMITATIONS: (1) Transportation of Burlington Northern Railroad Co. work crews is prohibited. (2) Transportation is limited to the use of motor vehicles with a passenger rated capacity of seven (7) or less.

To be issued under PSC No. 9434:

Class B – Passengers and their baggage between all points and places within Yellowstone, Treasure, Stillwater, Carbon and Big Horn Counties. LIMITATION: (1) Transportation of Burlington Northern Railroad Co. work crews is prohibited. (2) Transportation is limited to the use of motor vehicles with a passenger rated capacity of eight (8) or more.

Commissioner Rowe moved to approve the split of the authority. Commissioner Stovall seconded the motion, which passed unanimously. Commissioner Feland voted aye.

(80) In the matter of TN2132; Mark L. Foos dba City Cab, Billings, Montana requests permission to lease PSC No. 9434 to Mark L. Foos and Sheila Y Foos dba Billings Van & Shuttle Service, Billings, Montana for a one year period, February 21, 2002 to February 21, 2003.

Class B – Passengers and their baggage between all points and places within Yellowstone, Treasure, Stillwater, Carbon and Big Horn Counties.

Limitation: (1) Transportation of Burlington Northern Railroad Co. work crews is prohibited.

(2) Transportation is limited to the use of motor vehicles with a passenger rated capacity of eight (8) or more.

Commissioner Rowe moved to approve the lease. Commissioner Stovall seconded the motion, which passed unanimously. Commissioner Feland voted aye.

(81) In the matter of the approval of Commission Minutes; Commissioner Brainard moved to approve the Commission Minutes for the week of February 11, 2002. Commissioner Rowe seconded the motion, which passed unanimously. Commissioner Feland voted aye.

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

GARY FELAND, Chairman

JAY STOVALL, Vice Chairman

BOB ANDERSON, Commissioner

MATT BRAINARD, Commissioner

BOB ROWE, Commissioner

ATTEST:

Rhonda J. Simmons
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, February 21, 2002, the following members were present:

- Jay Stovall, Vice Chairman
- Bob Anderson, Commissioner
- Matt Brainard, Commissioner
- Bob Rowe, Commissioner

Commissioner Feland was absent but left his proxy with Commissioner Brainard.

APPEARANCE
Martin Jacobson

(82) In the matter of the Commission's discussion of the PSC reevaluation of universal systems benefits program, Docket No. D2002.2.18; Commissioner Anderson moved to issue the Notice of Inquiry. Commissioner Brainard seconded the motion, which passed unanimously. Commissioner Brainard cast Commissioner Feland' s proxy aye.

APPEARANCE
Monica Tranel

(83) In the matter of the Commission's discussion of Qwest Corporation and Bridgeband Communications application for approval of interconnection agreement, Docket No. D2001.11.155; Commissioner Rowe moved to approve the interconnection agreement but reject section 6.2.3, offsets, and instruct the parties to file in conformance with the SGAT; reject 6.2.14, facilities, and order to comply with previous commission orders regarding carrier of last resort obligations. Commissioner Brainard seconded the motion, which passed unanimously. Commissioner Brainard cast Commissioner Feland' s proxy aye.

APPEARANCE
Robin McHugh, Monica Tranel

(84) In the matter of the Commission's discussion of Ronan Telephone Company' s complaints against Blackfoot and Clark Fork, Dockets No. D2000.2.27 and D2000.5.63, respectively; Commissioner Rowe moved to grant the motion to dismiss as to affiliates, deny as to Blackfoot and Clark Fork, dismiss (deny) motion for expedited treatment, and consolidate the dockets. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner Brainard cast Commissioner Feland' s proxy aye.

APPEARANCE
Robin McHugh, Scott Fabel

(85) In the matter of the Commission's discussion of Qwest Corporation' s application for Section 271 approval; Commissioner Rowe moved to deny Qwest' s request for collocation forecasting and affirm the commission' s previous decision re collocation intervals and adopt AT&T' s proposal regarding SGAT language, § 8.4.1.9. Commissioner Brainard seconded the motion, which passed unanimously. Commissioner Brainard cast Commissioner Feland' s proxy aye.

APPEARANCE

Robin McHugh, Kate Whitney

(86) In the matter of the Commission's discussion of Qwest Corporation's local carrier freeze option, Docket No. D2002.2.14; Commissioner Rowe moved to suspend the local carrier freeze option pending an explanation from Qwest of compliance with commission rules and why this shouldn't be tariffed, and to issue the notice of inquiry as suggested by staff. Commissioner Brainard seconded the motion, which passed unanimously. Commissioner Brainard cast Commissioner Feland's proxy aye.

APPEARANCE

Ryan Morton, Marla Larson, Mike Lee

(87) In the matter of the Commission's discussion of the Schools and Libraries Universal Service Support Mechanism (E-Rate), Docket No. FCC 02-8; Commissioner Rowe moved to direct staff to draft comments and consult with interested parties in Montana. Commissioner Anderson seconded the motion, which passed unanimously. Commissioner Brainard cast Commissioner Feland's proxy aye.

APPEARANCE

Robin McHugh, Wayne Budt, David Hoffman

(88) In the matter of the Commission's discussion of budget and personnel matters, 2003 Legislative Executive Planning Process initial discussion; Commissioner Brainard moved to remove the previous motion (of 2/5/02) from the table. Commissioner Rowe seconded the motion, which passed with a vote of 4-1. Commissioners Brainard, Rowe and Stovall voted aye. Commissioner Brainard cast Commissioner Feland's proxy aye. Commissioner Anderson dissented. The motion of February 5, 2002, to increase David Hoffman's salary by \$5,000 (effective as of last Monday, February 11, 2002), passed with a vote of 4-1. Commissioners Brainard, Rowe and Stovall voted aye. Commissioner Brainard cast Commissioner Feland's proxy aye. Commissioner Anderson dissented.

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

GARY FELAND, Chairman

JAY STOVALL, Vice Chairman

BOB ANDERSON, Commissioner

MATT BRAINARD, Commissioner

BOB ROWE, Commissioner

ATTEST:

Rhonda J. Simmons
Commission Secretary

(SEAL)