

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on August 5, 2003, the following members were present:

- Bob Rowe, Chairman, via phone
- Thomas J. Schneider, Vice Chairman
- Matt Brainard, Commissioner
- Greg Jergeson, Commissioner, via phone
- Jay Stovall, Commissioner

Commissioner Greg Jergeson left the meeting at 10:15 a.m. but left his emailed votes and proxy with the Commission secretary.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(309) In the matter of T-03.37.ST – the application of Charles R. Irvin, Columbia Falls, Montana for transfer of Montana Intrastate Certificate of Public Convenience and Necessity, PSC No. 1086, to Irvin, Inc. and Mico, Inc. dba I & T Transfer, Shelby, Montana:

Class C - Property in Oilmont, Montana, and to or from points tributary thereto, but not exceeding fifty (50) miles in any direction from said city. Limitations: The transportation of property 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, waste, refuse, rubbish and garbage is prohibited.

Commissioner Jergeson moved to approve the transfer of PSC No. 1086 to Irvin, Inc. and Mico, Inc. dba I & T Transfer, Shelby, Montana. Commissioner Stovall seconded the motion, which passed unanimously.

(310) In the matter of the approval of Commission Minutes; Commissioner Rowe moved to approve the Commission Minutes for the week of July 28, 2003. Commissioner Stovall seconded the motion, which passed unanimously.

APPEARANCE

Martin Jacobson

(311) In the matter of the Commission's discussion of N/A, D2002.3.33 – PSC/Annual ETC Certification, USF NOI: Commissioner Rowe moved to close the pending USF inquiry in the annual ETC certification process. Commissioner Stovall seconded the motion, which passed unanimously.

Commissioner Rowe moved that the Commission issue notice and open a docket regarding annual ETC certification and include the NECA service codes. Commissioner Brainard seconded the motion, which passed unanimously.

APPEARANCE

Will Rosquist

(312) In the matter of the Commission's discussion of advanced approval rules pursuant to SB 247: Commissioner Jergeson moved to issue a notice of opportunity to comment and establish a time frame for a roundtable in advance of the rulemaking process. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE

Eric Eck

(313) In the matter of the Commission's discussion of D2002.12.159 – NWE/NWE Financing Order; Commissioner Rowe moved to direct staff to meet with the Montana Consumer Counsel for a plan to monitor NWE's financial situation. Commissioner Stovall seconded the motion, which passed unanimously.

APPEARANCE

Martin Jacobson

(314) In the matter of the Commission's discussion of T-02.102.PCN – Conklin d/b/a CSI Tours, Kalispell – Application for Passenger Authority: Commissioner Rowe moved to adopt the proposed order as the final order. Commissioner Brainard seconded the motion, which passed unanimously.

APPEARANCE

Robin McHugh

(315) In the matter of the Commission's discussion of PSC Budget Work Session – Interagency Agreement and Employment Agreement: Commissioner Rowe moved to authorize Robin McHugh to sign the Interagency Agreement between the Commission and the Agency Legal Services Bureau of the Montana Department of Justice, and the Employment Agreement between the Montana Department of Justice (for the Commission) and Francis Monaco, provided they are modified to make it clear that payment will be made by the Montana Consumer Counsel. Commissioner Brainard seconded the motion, which passed unanimously.

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

BOB ROWE, Chairman

THOMAS J. SCHNEIDER, Vice Chairman

MATT BRAINARD, Commissioner

GREG JERGESON, Commissioner

JAY STOVALL, Commissioner

ATTEST:

Barbara J. Effing
Acting 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 August 6, 2003, the following members were present:

- Bob Rowe, Chairman, via phone
- Thomas J. Schneider, Vice Chairman
- Matt Brainard, Commissioner
- Jay Stovall, Commissioner

Commissioner Jergeson left his proxy with Commissioner Schneider.

APPEARANCE

Robin McHugh, Kate Whitney, Wayne Budt

(316) In the matter of the Commission's discussion of the hiring of a Commission Secretary and recommendation of subcommittee to make a job offer to applicant Connie Jones: Commissioner Schneider moved to offer Connie Jones a base salary of \$28,500, with review after six months, and if adequate, her salary would be increased to \$29,000. Commissioner Rowe seconded the motion, which passed unanimously.

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

BOB ROWE, Chairman

THOMAS J. SCHNEIDER, Vice Chairman

MATT BRAINARD, Commissioner

GREG JERGESON, Commissioner

JAY STOVALL, Commissioner

ATTEST:

Acting Commission Secretary