

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, July 12, 2005, the following members were present:

Greg Jergeson, Chairman
Brad Molnar, Vice Chairman
Doug Mood, Commissioner
Robert H. Raney, Commissioner
Thomas J. Schneider, Commissioner

APPEARANCE

Scott Fabel
Utility Division

(281) In the matter of Qwest Communications filed Tariff Transmittal 05-09 introducing Qwest's Connections Guide Program- Docket No. N2005.4.46:

Commissioner Raney moved to approve Tariff Transmittal 05-09 in Docket No. N2005.4.46. Commissioner Molnar seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(282) In the matter of the approval of Commission Minutes:

Commissioner Raney moved to approve the Commission Minutes for the week of July 5, 2005. Commissioner Schneider seconded the motion, which passed unanimously.

APPEARANCE

Robin McHugh, Administrator
Legal Division

(283) In the matter of the Commission's discussion of Qwest and Covad Arbitration of Interconnection Agreement- Docket No. D2005.4.51:

Commissioner Mood moved to appoint Robin McHugh as hearing examiner for procedural purposes in D2005.4.51. Commissioner Raney seconded the motion, which passed unanimously.

Commissioner Schneider moved to approve John Devaney's application for pro hac vice. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Robin McHugh, Administrator, Legal Division
Gary Duncan, Utility Division

(284) In the matter of the Commission's discussion of Qwest eAcceleration, PiperTel, IDT America, Nextel, AT&T, McLeod, MCImetro, Ionex, Preferred Carrier, Covad, Contact, Northstar, XO Communications Interconnection Agreements and Amendments in Dockets No. D2005.3.39, D2005.3.40, D2004.7.107, D2005.4.58, D2004.4.66, D2001.1.7, D2002.11.148, D98.12.281, D2001.6.80, D2001.1.7, D99.3.68, D2001.9.128, D2004.11.176, D2004.1.2:

Commissioner Raney moved to approve the Interconnection-Resale Agreement between Qwest Corporation and eAcceleration Corporation in D2005.3.39. Commissioner Mood seconded the motion, which passed unanimously.

Commissioner Mood moved to approve the fully negotiated Interconnection Agreement between Qwest Corporation and PiperTel Communications in D2005.3.40. Commissioner Schneider seconded the motion, which passed unanimously.

Commissioner Schneider moved to approve the "Point of Presence, Reciprocal Compensation, and Expedites for Designed Services" amendments to the existing Interconnection Agreement between Qwest Corporation and IDT America Corporation in D2004.7.107. Commissioner Raney seconded the motion, which passed unanimously.

Commissioner Raney moved to approve the Wireless/Paging Interconnection Agreement between Qwest Corporation and Nextel West Corporation, and the associated "bill and keep" amendment to that Interconnection Agreement, D2005.4.58. Commissioner Mood seconded the motion, which passed unanimously.

Commissioner Mood moved to approve the "Expedites for Designed Services" amendments to existing Interconnection Agreements between the following parties: Qwest Corporation and AT&T of the Mountain States, Inc. D2004.4.66; Qwest Corporation and McLeodUSA Telecommunications Services, D2001.1.7; Qwest Corporation and MCImetro Access Transmission Services, D2002.11.148. Commissioner Schneider seconded the motion, which passed unanimously.

Commissioner Schneider moved to approve the "Implement Batch Hot Cuts/Eliminate UNE-P" amendments to existing interconnection agreements between the following parties: Qwest Corporation and Ionex Communications North, Inc. D98.12.281; Qwest Corporation and Preferred Carrier Services, Inc. D2001.6.80; Qwest Corporation and McLeodUSA Telecommunications Services, Inc. D2001.1.7; Qwest Corporation and Dica Communications D99.3.68; Qwest Corporation and Contact Communications, Inc. D2001.9.128; and Qwest Corporation and NorthStar Telecommunications, Inc. D2004.11.176. Commissioner Mood

seconded the motion, which passed unanimously.

Commissioner Schneider moved to approve the "Line Sharing" amendment to the existing interconnection agreement between Qwest Corporation and MCImetro Access Transmission Services, D2002.11.148. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Al Brogan, Legal Division
Joel Tierney, Utility Division

(285) In the matter of the Commission's discussion of Havre Pipeline Company application to Revise and Unbundle its Interruptible Transportation and Natural Gas Services- Docket No. D2005.4.48:

Commissioner Schneider moved to overrule the objection of Havre Pipeline to respond to data requests by Encore and require Havre Pipeline to respond to data requests 2, 3, 10, and 11, modified by clarification of the data requests by Encore and acknowledging the attorney client privilege concession. Commissioner Molnar seconded the motion, which passed unanimously.

Commissioner Schneider moved to overrule the objection of Havre Pipeline to respond to Encore's data request EAC 012 and compel production of documents. Commissioner Raney seconded the motion, which passed unanimously.

Commissioner Schneider moved to overrule the objections of Havre Pipeline modified and clarified to apply to agreements between Havre Pipeline and company members and order production of data requests EAC 013. Commissioner Mood seconded the motion, which passed unanimously.

Commissioner Molnar moved to sustain the objection of Havre Pipeline to Encore data requests EAC 014. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(286) In the matter of the Commission's discussion of PSC Budget/Personnel:

Commissioner Raney moved to move Laura Calkin's position to the broadband pay plan. Commissioner Jergeson seconded the motion, which passed 4-1. Commissioner Molnar voted no.

Commissioner Schneider moved to approve the salary increase of Al Brogan's base salary as

recommended, effective January 1, 2006. Commissioner Raney seconded the motion, which passed unanimously.

Commissioner Molnar moved to approve the salary increase of \$1,000 per year to Joel Tierney's base salary effective on the hire date of the utility engineer position. Commissioner Raney seconded the motion, which passed unanimously.

Commissioner Raney moved to approve the increase for exempt employees that would be given to all employees under the pay plan effective in the same pay period in October. Commissioner Mood seconded the motion, which passed 4-1. Commissioner Schneider voted no.

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

GREG JERGESON, Chairman

BRAD MOLNAR, Vice Chairman

DOUG MOOD, Commissioner

ROBERT H. RANEY, Commissioner

THOMAS J. SCHNEIDER, Commissioner

ATTEST:

Connie Jones
Commission Secretary

(SEAL)