

June 4, 2003

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on June 4, 2003, 10:00 a.m. Present were Commissioners Wefald, Reinbold, and Clark.

Minutes

Mr. Reinbold: I move the minutes of May 21, 2003, be approved.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Bills

Mr. Reinbold: I move the following bills, as reviewed by the Commission, be approved and paid:

Media Pro International, Inc.	258.33
PCHertz.com, Inc.	8,012.92
C & A Advertising	2,316.69
Cellular One	218.58
Monty Hepper dba Hepper Feed	50.00
Tony Clark	50.50
Jon Mielke	148.88
Quality Construction	1,344.60
Public Utilities Reports, Inc.	129.00
Advanced Business Methods	762.00
Leo D. Praus	700.60
Illona A. Jeffcoat-Sacco	249.56
Richard Fillbrandt	357.25
Timothy A. Erdmann	576.94
William E. Dodd	12.00
Stephan A. Schroeder	93.05
Mark Knell	174.56
Bill Eide	79.67
Kevin Hanson	667.66
David Bickel	18.00
Guy Welch	12.00
JP Robbins	600.46
Bruce A. Johnson	12.00
Alan G. Moch	124.04
Thiem Drilling, Inc.	20,543.40
Bruce E. Beechie	115.09
Nirander Safaya	30.00
Jensen Travel	733.00
Wayne Grangaard	711.80
Phyllis G. Richter	579.36
Office of Management & Budget	16,977.00

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-2695-03-279
North By NortheastCom LLC
Name Change
Application

Mr. Reinbold: I move the Commission reissue Certificate of Registration No. 866 to Infone LLC, Case No. PU-2695-03-279.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-896-03-237
Rudy Butenas - Auctioneer License
Suspension/Revocation
Reinstate License

Mr. Reinbold: I move the Commission issue an order in Case No. AU-896-03-237 reinstating auctioneer license number 557 of Rudy Butenas, Pelican Rapids, Minnesota. Bond requirements have now been met.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-896-03-283
Linwood W. Heironimus, Jr. - Auctioneer
License Application

Mr. Reinbold: I move the Commission approve the auctioneer license application for Linwood W. Heironimus, Jr., Langdon, North Dakota.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-896-03-284
Linwood W. Heironimus, Jr. - Auction
Clerk
License Application

Mr. Reinbold: I move the Commission approve the auction clerk license application for Linwood W. Heironimus, Jr., Langdon, North Dakota.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-896-03-285
Janet Wanzek - Auctioneer License
Suspension/Revocation
Notice of Opportunity for Hearing

Mr. Reinbold: I move the Commission issue an order in Case No. AU-896-03-285 suspending auctioneer license number 610 of Janet Wanzek, Fargo, North Dakota, for lack of adequate bond coverage and issue a Notice of Opportunity for Hearing on the matter.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-2655-03-131
Onvoy, Inc.
Local Exchange
Public Convenience & Necessity

Mr. Clark: I move the Commission adopt the Order and issue certificates of public convenience and necessity authorizing Onvoy, Inc. to provide facilities-based competitive local exchange telecommunications services in all North Dakota exchanges currently served by Qwest Corporation, Case No. PU-2655-03-131.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-2048-03-235
North Dakota Network Co.
Designated Eligible Carrier
Application
Notice of Opportunity for Hearing and
Informal Hearing

Mr. Clark: I move the Commission issue a Notice of Opportunity for Hearing and Notice of Informal Hearing in North Dakota Network Co.'s application for designation as an eligible carrier in North Dakota, Case No. PU-2048-03-235.

Mr. Reinbold: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-587-03-286
Orten Brodshaug - Roving Grain Buyer
Discontinue Business
Discontinue Business

Mr. Clark: I move the Commission issue an order in Case No. GE-587-03-286 granting the request of Orten Brodshaug, of Kindred, North Dakota, to discontinue business as a North Dakota roving grain buyer.

Mr. Reinbold: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-578-03-171
Modern Grain, Inc.
Grain Warehouse - Hazen, ND
License Application

Mr. Clark: I move the Commission issue an order in Case No. GE-578-03-171 granting the request of Modern Grain, Inc. to operate a 173,000-bushel grain warehouse at Hazen, North Dakota.

Mr. Reinbold: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-587-03-240
Thompson Supply, Inc. - Roving Grain
Buyer
Suspension/Revocation

Mr. Clark: I move the Commission issue an order in Case No. GE-587-03-240 revoking roving grain buyer license number 3017 of Thompson Supply, Inc., Page, North Dakota, for lack of adequate bond filing.

Mr. Reinbold: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-2246-03-291
North Central Elevator, Inc.
Munich, North Dakota
Insolvency

Mr. Clark: I move that the Commission apply to the Northeast Judicial District Court to become trustee of North Central Elevator, Inc. at its Clyde and Langdon, North Dakota, facilities under N.D.C.C. Chapter 60-04, Public Service Commission Case No. GE-2246-03-291.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-758-02-329
Bellaire Corporation
Bond Release 8, Permit NAIH-8103
Approval

Mrs. Wefald: I move the Commission approve Bond Release No. 8 for Surface Coal Mining Permit No. NAIH-8103, held by the Bellaire Corporation for the Indian Head Mine. This will release all remaining reclamation liabilities on 245.42 acres of land located in portions of Section 36, T144N, R89W, Mercer County. The amount of the bond release is \$106,681 and it will become effective July 7, 2003, unless a formal hearing is requested.

Mr. Reinbold: I second the motion.

Roll Call: All voting "Aye."

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Case No. RC-822-03-226
BNI Coal, Ltd
Notice of Violation No. 0302
Violation

Mrs. Wefald: I move the Commission propose a civil penalty in the amount of \$500 for Notice of Violation No. 0302 issued to the BNI Coal, Ltd., Case No. RC-822-03-226, and schedule an informal conference on the matter.

Mr. Reinbold: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 11:20 A.M.

Executive Secretary

TONY T. CLARK, PRESIDENT