

November 20, 2003

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on November 20, 2003, 10:00 a.m. Present were Commissioners Clark, Wefald, and Cramer.

Minutes

Mrs. Wefald: I move the minutes of November 5 and 7, 2003, be approved.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Bills

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

Patrick Fahn	142.36
UniqueScreen Media	1,162.50
Presort Plus	7.70
Kirkwood Mall	875.00
ND Newspaper Association	1,815.01
The Walrus	50.00
Thompson Hine LLP	10,253.74
Nirander M. Safaya	24.00
Cellular One	92.50
ND State Board of Law Examiners	630.00
Billings County Abstract Company	250.00
Leo Praus	266.40
Snavelly King Majoros O'Connor & Lee, Inc.	3,239.94
Central Duplicating	210.89
Elan	3,987.92
Motor Pool	11,961.48

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-439-03-295  
Local Competition  
Investigation  
Intervention

Mrs. Wefald: I move the Commission adopt the Order Granting Intervention to the Rural Telephone Company Group in the Public Service Commission's Local Competition Investigation, Case No. PU-439-03-295.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-1264-03-612  
North Dakota Telephone Company  
Local Exchange  
Price Schedule

Mrs. Wefald: I move the Commission approve North Dakota Telephone Company's Local Exchange Price Schedule, Case No. PU-1264-03-612.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-2805-03-575  
Otter Tail Corporation  
Nextel Partners, Casselton, ND  
Public Convenience & Necessity

Mrs. Wefald: I move the Commission adopt the Order issuing a Certificate of Public Convenience and Necessity authorizing Otter Tail Corporation to extend electric service to Nextel Partners for a cellular tower site near Casselton, North Dakota, Case No. PU-2805-03-575.

Mr. Cramer: I second the motion.  
Roll Call: All voting "Aye."

Case No. PU-2805-03-589  
Otter Tail Corporation  
Crete Grain Inc., Crete, ND  
Public Convenience & Necessity

Mrs. Wefald: I move the Commission adopt the Order issuing a Certificate of Public Convenience and Necessity authorizing Otter Tail Corporation to extend electric service to Crete Grain, Inc. for a grain bunkers site near Crete, North Dakota, Case No. PU-2805-03-589.

Mr. Cramer: I second the motion.  
Roll Call: All voting "Aye."

Case No. PU-2805-03-611  
Otter Tail Corporation  
Kevin Hartl, Enderlin, ND  
Public Convenience & Necessity

Mrs. Wefald: I move the Commission adopt the Order issuing a Certificate of Public Convenience and Necessity authorizing Otter Tail Corporation to extend electric service to Kevin Hartl for a residential site near Enderlin, North Dakota, Case No. PU-2805-03-611.

Mr. Cramer: I second the motion.  
Roll Call: All voting "Aye."

Case No. PU-2746-03-585  
VAL-ED Joint Venture, L.L.P./Qwest  
Corporation  
Interconnection Agreement  
Amendment  
Application

Mr. Clark: I move the Commission issue a Notice of Opportunity to File Written Comments in the captioned applications for approval of interconnection agreements.

Mr. Cramer: I second the motion.  
Roll Call: All voting "Aye."

Case No. PU-2746-03-586  
VAL-ED Joint Venture, L.L.P./Qwest  
Corporation  
Interconnection Agreement  
Amendment  
Application  
Notice of Opportunity

Case No. PU-2077-03-636  
WWC Holding Co., Inc.  
Designated Eligible Carrier  
Application  
Notice of Opportunity

Mr. Clark: I move the Commission issue a Notice of Opportunity for Hearing and Notice of Informal Hearing in the above captioned application for eligible carrier designation.

Mr. Cramer: I second the motion.  
Roll Call: All voting "Aye."

Case No. PU-2342-03-632  
Qwest Corporation  
Performance Assurance Plan  
Approval  
Notice of Opportunity

Mr. Clark: I move the Commission issue a Notice of Opportunity to File Written Comments and Notice of Opportunity for Hearing in Qwest Corporation's Performance Assurance Plan, Case No. PU-2342-03-632.

Mr. Cramer: I second the motion.  
Roll Call: All voting "Aye."

Case No. PU-399-03-296  
Montana-Dakota Utilities Co., a  
Division of MDU Resources Group, Inc  
Electric Rate Increase  
Application  
Rescheduled Hearing

Mrs. Wefald: I move the Commission acknowledge the Notice of Rescheduled Hearing in Montana-Dakota Utilities Co.'s electric rate increase application, Case No. PU-399-03-296.

Mr. Cramer: I second the motion.  
Roll Call: All voting "Aye."

Case No. PU-400-03-631  
Northern States Power Company  
November 2003  
Purchased Gas Adjustment

Mr. Cramer: I move the Commission approve Northern States Power Company's cost of gas adjustment for November 2003, Case No. PU-400-03-631.

Mr. Clark: I second the motion.  
Roll Call: All voting "Aye."

Case No. AM-2840-03-113  
Lehigh Road Phase VIII  
2003-2006 AML Construction  
Project  
Extension

Mr. Cramer: I move the Commission authorize extension of Contract No. AM-461-03 until December 8, 2003, for appraisal services at the Lehigh Road Phase VIII abandoned mine land site in Stark County, North Dakota.

Mr. Clark: I second the motion.  
Roll Call: All voting "Aye."

Case No. AM-2940-03-551  
Belfield Phase I  
2004-2007 AML Design  
Project  
Close Contract

Mr. Cramer: I move the Commission close Contract No. AM-472-03 with the Billings County Abstract Company in Medora, ND for a title memorandum of the Belfield Phase I abandoned mine land site in Billings County.

Mr. Clark: I second the motion.  
Roll Call: All voting "Aye."

Case No. PU-2800-03-368  
MCImetro Access Transmission  
Services LLC/Qwest Corporation  
Interconnection Agreement  
Amendment  
Application  
Valuation Billing

Mr. Cramer: I move the Commission bill MCImetro Access Transmission Services LLC and Qwest Corporation for costs incurred to date in Case No. PU-2800-03-368, MCImetro Access Transmission Services LLC/Qwest Corporation, Interconnection Agreement Amendment, Application.

Mrs. Wefald: I second the motion.  
Roll Call: All voting "Aye."

Case No. PU-2463-03-393  
Integra Telecom of North Dakota,  
Inc./Qwest Corporation  
Interconnection Agreement  
Amendment  
Application  
Valuation Billing

Mr. Cramer: I move the Commission bill Integra Telecom of North Dakota, Inc. and Qwest Corporation for costs incurred to date in Case No. PU-2463-03-393, Integra Telecom of North Dakota, Inc./Qwest Corporation, Interconnection Agreement Amendment, Application.

Mrs. Wefald: I second the motion.  
Roll Call: All voting "Aye."

Case No. PU-2823-03-400  
WaveSent LLC/Qwest Corporation  
Interconnection Agreement  
Amendment  
Application  
Valuation Billing

Mr. Cramer: I move the Commission bill WaveSent LLC and Qwest Corporation for costs incurred to date in Case No. PU-2823-03-400, WaveSent LLC/Qwest Corporation, Interconnection Agreement Amendment, Application.

Mrs. Wefald: I second the motion.  
Roll Call: All voting "Aye."

Case No. PU-2822-03-401  
Joseph B. McNeal d/b/a Page  
Data/Qwest Corporation  
Interconnection Agreement  
Amendment  
Application  
Valuation Billing

Mr. Cramer: I move the Commission bill Joseph B. McNeal d/b/a Page Data and Qwest Corporation for costs incurred to date in Case No. PU-2822-03-401, Joseph B. McNeal d/b/a Page Data/Qwest Corporation, Interconnection Agreement Amendment, Application.

Mrs. Wefald: I second the motion.  
Roll Call: All voting "Aye."

Case No. PU-2482-03-439  
Preferred Carrier Services, Inc./Qwest  
Corporation  
Interconnection Agreement  
Amendment  
Application  
Valuation Billing

Mr. Cramer: I move the Commission bill Preferred Carrier Services, Inc. and Qwest Corporation for costs incurred to date in Case No. PU-2482-03-439, Preferred Carrier Services, Inc./Qwest Corporation, Interconnection Agreement Amendment, Application.

Mrs. Wefald: I second the motion.  
Roll Call: All voting "Aye."

Case No. PU-2800-03-451  
MCImetro Access Transmission  
Services LLC/Qwest Corporation  
Interconnection Agreement  
Amendment  
Application  
Valuation Billing

Mr. Cramer: I move the Commission bill MCImetro Access Transmission Services LLC and Qwest Corporation for costs incurred to date in Case No. PU-2800-03-451, MCImetro Access Transmission Services LLC/Qwest Corporation, Interconnection Agreement Amendment, Application.

Mrs. Wefald: I second the motion.  
Roll Call: All voting "Aye."

Case No. RR-439-03-271  
Public Service Commission  
Rail Rates on Grain  
Investigation  
Initiate Contract

Mr. Clark: I move that the Commission enter into a contract with L.E. Peabody & Associates, Inc. of Alexandria, VA, for work associated with the rail rate investigation authorized by the 2003 Legislature.

Mr. Cramer: I second the motion.  
Roll Call: All voting "Aye."

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ATTEST

THE COMMISSION ADJOURNED AT 10:55 A.M.

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Executive Secretary

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TONY T. CLARK, PRESIDENT