

July 25, 2007

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on July 25, 2007, 10:00 a.m. Present were Commissioners Wefald, Cramer, and Clark.

Minutes

Mr. Cramer: I move the minutes of July 11 and 13, 2007, be approved.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Bills

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

Thiem Drilling, Inc.	157,008.29
Geray Dozing and Excavating	51,230.90
Susan Wefald	856.26
Anthony Clark	894.10
Liberty Consulting Group	1,524.75
Alltel	233.38
KXJB TV	3,900.00
KVLY TV	6,000.00
Snavely King	532.60
ND Insurance Department	347.40
NDPERS	555.36
ND Geological Survey	249.01
OMB – 6/07 postage	604.77
OMB – 6/07 central duplicating	5.00
DOT – 6/07	15,214.18
Office of Administrative Hearings	5,438.95
GE Corporate Payment Services	8,605.88

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-492
Numbering Issues
Investigation

Mr. Cramer: I move the Commission acknowledge its response to NeuStar Numbering Pooling Services that Level 3 Comm - ND has activated number blocks assigned in the Dickinson ND 264 and the Valley City ND 890 calling prefixes, Case No PU-05-492.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-07-504
Shaughn T. Daily
Auctioneer
License Application

Mr. Cramer: I move the Commission approve the auctioneer license application for Shaughn T. Daily, Cincinnati, Ohio.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-07-505
Monty Meusch
Auctioneer
License Application

Mr. Cramer: I move the Commission approve the auctioneer license application for Monty Meusch, Omaha, Nebraska.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-07-169
Basin Electric Power Coop Inc.
230 kV Transmission Line/Stark to
Bowman Ctys
Siting Application

Mrs. Wefald: I move the Commission acknowledge the Letter of Intent, shorten the one year waiting period between filing a letter of intent and a siting application to one day, and assess a filing fee of \$100,000 in Case No. PU-07-169, Basin Electric Power Cooperative's proposed 230 kV Electric Transmission line in Bowman, Hettinger, Slope and Stark Counties of North Dakota.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-07-425
Capital Electric Cooperative, Inc. vs.
Montana-Dakota Utilities Co./Sonnet
Heights
Complaint

Mrs. Wefald: I move the Commission find the complaint states a prima facie case, and serve the complaint on Montana-Dakota Utilities Co.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-07-346
Montana-Dakota Utilities Co., a
Division of MDU
July 2007
Fuel Cost Adjustment

Discussion Item Only

Case No. PU-07-382
Northern States Power Company
July 2007
Fuel Cost Adjustment

Case No. PU-07-409
Otter Tail Corporation
July 2007
Fuel Cost Adjustment

Case No. PU-07-270
Montana-Dakota Utilities Co., a
Division of MDU
US BioEnergy, Hankinson, ND
Public Convenience & Necessity

Mr. Cramer: I move the Commission adopt the Order issuing a Certificate of Public Convenience and Necessity to Montana-Dakota Utilities Co. and approving a natural gas transportation service agreement for service to U.S. BioEnergy for an ethanol production facility under construction near Hankinson, ND, Case No. PU-07-270.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-07-105
Coteau Properties Company
Revision 25, Permit NACT-8601
Approval

Mr. Cramer: I move that the Commission approve Revision No. 25 to Surface Coal Mining Permit No. NACT-8601, held by the Coteau Properties Company for the Freedom Mine to add design plans for a new equipment access road and to update other information and operations and reclamation plans for the next five year permit term.

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

Case No. RC-07-106
Coteau Properties Company
Renewal 4, Permit NACT-8601
Approval

Mr. Cramer: I move the Commission approve Renewal No. 4 to Surface Coal Mining Permit No. NACT-8601, held by the Coteau Properties Company for the Freedom Mine, to extend the permit term for another five years, until July 28, 2012.

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

Case No. PU-06-58
Qwest Performance Assurance Plan
Investigation

Mr. Clark: I move the Commission issue a Notice of Opportunity for Comment and Notice of Opportunity for Hearing in the Public Service Commission's Investigation into Qwest's Performance Assurance Plan, Case No. PU-06-58.

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

Case No. PU-07-314
Qwest Corporation
Request to Withdraw SGAT Available
Terms/Condition
Application

Mr. Clark: I move the Commission adopt the Notice of Opportunity for Hearing concerning Qwest Corporation's request to withdraw its Statement of Generally Available Terms and Conditions in North Dakota, Case No. PU-07-314

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

Case No. GE-07-466
Slauson Trading Company, LLC
Roving Grain Buyer - Rogers, MN
Discontinue Business

Mr. Clark: I move the Commission issue an order in Case No. GE-07-466 granting the request of Slauson Trading Company, LLC, of Rogers, Minnesota, to discontinue business as a North Dakota roving grain buyer, effective August 1, 2007.

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

Case No. GE-07-467
North Central Commodities, Inc.
Roving Grain Buyer - Gilby, ND
Discontinue Business

Mr. Clark: I move the Commission issue an order in Case No. GE-07-467 granting the request of North Central Commodities, Inc. of Gilby, North Dakota, to discontinue business as a North Dakota roving grain buyer, effective August 1, 2007.

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

Case No. GE-07-468
Hensall District Co-Operative,
Incorporated
Roving Grain Buyer - Hensall, Ontario
Canada
Discontinue Business

Mr. Clark: I move the Commission issue an order in Case No. GE-07-468 granting the request of Hensall District Co-Operative, Incorporated of Hensall, Ontario, Canada, to discontinue business as a North Dakota roving grain buyer, effective August 1, 2007.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-07-469
Co-Op Atlantic
Roving Grain Buyer - Winnipeg, MB
Discontinue Business

Mr. Clark: I move the Commission issue an order in Case No. GE-07-469 granting the request of Co-Op Atlantic of Winnipeg, Manitoba, Canada, to discontinue business as a North Dakota roving grain buyer, effective August 1, 2007.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-07-502
KK Grain Marketing, Inc.
Roving Grain Buyer - Tower City, ND
Discontinue Business

Mr. Clark: I move the Commission issue an order in Case No. GE-07-502 granting the request of KK Grain Marketing, Inc., Tower City, North Dakota, to discontinue business as a North Dakota roving grain buyer, effective immediately.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-07-507
Technology Crops, Inc.
Grain Warehouse - Winston-Salem, NC
Discontinue Business

Mr. Clark: I move the Commission issue an order in Case No. GE-07-507 granting the request of Technology Crops, Inc., Winston-Salem, North Carolina, to discontinue business at their facilities in Pillsbury, Fairmount, Karnak, and Wyndmere, North Dakota, effective immediately.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-07-443
Northwood Mills, LLLP
Warehouse License
Application

Mr. Clark: I move the Commission issue an order in Case No. GE-07-443 granting the request of Northwood Mills, LLLP, to operate a 67,000-bushel grain warehouse at Northwood, North Dakota, effective July 12, 2007.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-07-500
KK Grain Marketing, Inc.
Grain Warehouse
License Application

Mr. Clark: I move the Commission issue an order in Case No. GE-07-500 granting the request of KK Grain Marketing, Inc., to operate a 96,000-bushel grain warehouse at Tower City, North Dakota, effective immediately.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-07-501
Larimore Bean Company
Grain Warehouse - Sharon, ND
License Application

Mr. Clark: I move the Commission issue an order in Case No. GE-07-501 granting the request of Larimore Bean Company, Larimore, North Dakota, to operate a 7,000-bushel grain warehouse at Sharon, North Dakota, effective immediately.

I further move that the Commission grant the request of Larimore Bean Company, to operate its grain warehouse in Sharon, North Dakota, full time from August 15 through October 15 and on an as needed basis by appointment only for the remainder of the year.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-481
Otter Tail Corporation
Advance Determination of Prudence
Application

Mrs. Wefald: I move the Commission acknowledge the July 16 bill issued to Otter Tail Corporation for costs incurred to date in Case No. PU-06-481, Otter Tail Corporation, Advance Determination of Prudence, Application.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-482
Montana-Dakota Utilities Co., a
Division of MDU Re
Advance Determination of Prudence
Application

Mrs. Wefald: I move the Commission acknowledge the July 16 bill issued to Montana-Dakota Utilities Co. for costs incurred to date in Case No. PU-06-482, Montana-Dakota Utilities Co., Advance Determination of Prudence, Application.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 11:35 A.M.

Executive Director

SUSAN E. WEFALD, PRESIDENT