

November 22, 2013

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on November 22, 2013, 2:00 p.m. Present were Commissioners Kalk, Christmann, and Fedorchak.

Case No. PU-13-789
Qwest Corporation
PIDs & PAP
Revision

Mr. Kalk: I move the Commission issue a Notice of Opportunity for Hearing in Case No. PU-13-789, Qwest Corporation's Performance Indicator Definitions and Performance Assurance Plan revisions

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-11-109
Vantage Pipeline US LP
Natural Gas Liquids Pipeline –
Williams and Divide Counties
Siting Application

Ms. Fedorchak: I move the Commission approve Vantage Pipeline US LP's October 29, 2013 Tree and Shrub Reclamation Plan regarding the construction and operation of approximately 79.8 miles of 10-inch natural gas liquids pipeline in Williams and Divide Counties, North Dakota, Case No. PU-11-109.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-755
Otter Tail Power Company
2014 Transmission Facility Cost
Recovery
Rates

Ms. Fedorchak: I move the Commission rescind its November 13, 2013 motion and issue a Notice of Filing and Notice of Opportunity for Hearing in Otter Tail Power Company's annual Transmission Facility Cost Recovery Rates update, Case No. PU-13-755.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-12-78
Anderson Seed Co., Inc.
Grain Warehouse
Insolvency

Mr. Kalk: I move the Commission convene an executive session for attorney consultation in this insolvency matter currently in litigation, Anderson Seed Co., Inc., Grain Warehouse, Insolvency, Case No. GE-12-78.

Mr. Christmann: I second the motion.

Roll Call: Mr. Kalk "Aye."

Mr. Christmann "Aye."

Ms. Fedorchak "Aye."

The Commission adjourned the executive session at 2:45 p.m. and reconvened the special meeting at 2:45 p.m.

Case No. GE-12-78
Anderson Seed Co., Inc.
Grain Warehouse
Insolvency

Mr. Christmann: I move the Commission authorize the Licensing Director to execute a Settlement Agreement regarding Trust Assets, and once the settlement is fully executed, file the Report and Recommendation of Trustee with District Court, together with the corresponding Motion to Approve Settlement, Adopt Report and Recommendation, Require Deposit of Bond Proceeds, Approve Payments and Discharge Trustee and related documents.

I further move that once the Report and Recommendation is finally approved by the District Court, the Licensing Director be authorized to distribute the trust fund proceeds to pay valid cash claims and credit-sale contract indemnity fund proceeds to pay 80% of valid credit-sale claims as soon as possible, in Anderson Seed Company, Inc., Grain Warehouse, Insolvency, Case No. GE-12-78.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 3:15 P.M.

Executive Secretary

BRIAN P. KALK, CHAIRMAN