

May 24, 2006

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on May 24, 2006, 10:00 a.m. Present were Commissioners Clark, Wefald, and Cramer.

Minutes

Mr. Cramer: I move the minutes of May 10 and 15, 2006, 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:

2006 Billings Symposium	450.00
NYS Dept. of Transportation	135.00
NDSU – Restricted Fund Accounting	333.87
Alltel	279.98
Arrow Advertising	1,914.18
Rough Rider Industries	515.00
Springbok Services, Inc.	202.50
DOT – 4/06	9,902.58
ITD – 4/06 DP	2,766.05
ITD – 4/06 ph chg	1,320.87

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

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

Mr. Cramer: I move the Commission adopt the Order Granting Intervention to MCImetro Access Transmission Services LLC in Case No. PU-06-58, Public Service Commission's Investigation into Qwest's Performance Assurance Plan.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-06-203
Willard L. Westad
Auctioneer
License Application

Mr. Cramer: I move the Commission approve the auctioneer license application for Willard L. Westad, Maddock, North Dakota.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-06-204
Bruce Christianson
Auctioneer License
Cancellation

Mr. Cramer: I move the Commission issue an order in Case No. AU-06-204 canceling auctioneer license number 792 for Bruce Christianson, Wahpeton, North Dakota.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-156
Montana-Dakota Utilities Co., a
Division of MDU
Hardy Ag. Inc., Fairview, ND
Public Convenience & Necessity

Mr. Cramer: I move the Commission adopt the Order and issue a Certificate of Public Convenience and Necessity authorizing Montana-Dakota Utilities Co. to extend electric service to Hardy Ag. Inc. for a 3 phase irrigation pivot site near Fairview, North Dakota, Case No. PU-06-156.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-170
Otter Tail Corporation
SRT Communications, Inc, Rugby, ND
Public Convenience & Necessity

Mr. Cramer: I move the Commission adopt the Order Granting Otter Tail Corporation's request to withdraw its application for a Certificate of Public Convenience and Necessity to extend electric service to SRT Communications, Inc. for a tower site near Rugby, North Dakota, Case No. PU-06-170.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-172
Otter Tail Corporation
Released Energy Tariff
Approval

Mr. Cramer: I move the Commission approve Otter Tail Power Company's Released Energy Tariff with a continued requirement that the company include reports in fuel clause adjustment filings whenever seeking fuel clause recovery of customer compensations, Case No. PU-06-172.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-174
Montana-Dakota Utilities Co., a
Division of MDU
Randahl Maier, Hettinger, ND
Public Convenience & Necessity

Mr. Cramer: I move the Commission adopt the Order and issue a Certificate of Public Convenience and Necessity authorizing Montana-Dakota Utilities Co. to extend electric service to Randahl Maier for a residential site near Hettinger, North Dakota, Case No. PU-06-174.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-175
Montana-Dakota Utilities Co., a
Division of MDU
Leo W. Johnson, Hettinger, ND
Public Convenience & Necessity

Mr. Cramer: I move the Commission adopt the Order and issue a Certificate of Public Convenience and Necessity authorizing Montana-Dakota Utilities Co. to extend electric service to Leo W. Johnson for a residential site near Hettinger, North Dakota, Case No. PU-06-175.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-176
Northern States Power Company
Velva Wind Farm, Velva, ND
Public Convenience & Necessity

Mr. Cramer: I move the Commission adopt the Order and issue a Certificate of Public Convenience and Necessity authorizing Northern States Power Company to extend electric service to Velva Wind Farm for a central power station site near Velva, North Dakota, Case No. PU-06-176.

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

Case No. RC-05-591
Reclamation
Rulemaking

Mr. Cramer: I move the Commission submit the mining and reclamation rule changes proposed in Case No. RC-05-591 to the Office of Surface Mining as State Program Amendment XXXVI.

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

Case No. PU-2967-03-666
BEK Communications Cooperative, et al.
vs. SmartNET, Inc.
Complaint

Mr. Clark: I move the Commission issue a Notice of Rescheduled Hearing in BEK Communications Cooperative, et al. vs. SmartNET, Inc. Complaint, Case No. PU-2967-03-666.

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

Case No. PU-06-177
Telecommunications Relay Service
Misc. Case

Mr. Clark: I move the Commission publish notice of the 2006-2007 Telecommunications Relay Service Surcharge in the daily newspapers of general circulation in the state of North Dakota.

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

Case No. PU-06-88
Northern States Power Co./Verendrye
Electric Corp.
Transfer Service Agreement

Mrs. Wefald: I move the Commission adopt the Order in Northern States Power Company/Verendrye Electric Cooperative's Transfer Service Agreement approval, Case No. PU-06-88.

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

Case No. PU-05-256
Otter Tail Corporation
2004
Annual Report

Mrs. Wefald: I move the Commission adopt the Order in Otter Tail Corporation's Hotline complaint investigation, Case No. PU-05-256.

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

Case No. PU-06-199
Montana-Dakota Utilities Co., a
Division of MDU
June 2006
Cost of Gas Adjustment/Propane

Mr. Cramer: I move the Commission approve Montana-Dakota Utilities Co.'s propane Cost of Gas adjustment for June 2006, Case No. PU-06-199.

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

Case No. PU-05-165
DIECA Communications, Inc.
Interconnection Arbitration
Application

Mr. Cramer: I move the Commission bill DIECA Communications, Inc. and Qwest Corporation for costs incurred to date in Case No. PU-05-165, DIECA Communications, Inc., Interconnection Arbitration, Application.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-324
Martin Construction, Inc. vs.
Qwest Corporation
Complaint

Mr. Cramer: I move the Commission bill Qwest Corporation for costs incurred to date in Case No. PU-05-324, Martin Construction, Inc. vs. Qwest Corporation, Complaint.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-325
North Dakota Telephone Company
Local Exchange
Tariff

Mr. Cramer: I move the Commission bill North Dakota Telephone Company for costs incurred to date in Case No. PU-05-325, North Dakota Telephone Company, Local Exchange, Tariff.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-449
Midcontinent Communications/Dakota
Central Tele I
Rural Exemption
Complaint

Mr. Cramer: I move the Commission bill Midcontinent Communications and Dakota Central Telecom I, Inc. for costs incurred to date in Case No. PU-05-449, Midcontinent Communications/Dakota Central Telecom I, Inc., Rural Exemption, Complaint.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-450
Midcontinent Communications/Dakota
Central Tele I
Rural Exemption
Investigation

Mr. Cramer: I move the Commission bill Midcontinent Communications and Dakota Central Telecom I, Inc. for costs incurred to date in Case No. PU-05-450, Midcontinent Communications/Dakota Central Telecom I, Inc., Rural Exemption, Investigation.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-451
Midcontinent Communications/ND
Telephone Co.
Rural Exemption
Investigation

Mr. Cramer: I move the Commission bill Midcontinent Communications and North Dakota Telephone Company for costs incurred to date in Case No. PU-05-451, Midcontinent Communications/North Dakota Telephone Company, Rural Exemption, Investigation.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-544
Red River Rural Telephone Association
Local Exchange
Public Convenience & Necessity

Mr. Cramer: I move the Commission bill Red River Rural Telephone Association for costs incurred to date in Case No. PU-05-544, Red River Rural Telephone Association, Local Exchange, Public Convenience and Necessity.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-653
North Dakota Network Co.
Designated Eligible Carrier
Application

Mr. Cramer: I move the Commission bill North Dakota Network Co. for costs incurred to date in Case No. PU-05-653, North Dakota Network Co., Designated Eligible Carrier, Application.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-04-578
Northern States Power Company
Natural Gas Rate Increase
Application

Mr. Cramer: I move the Commission bill Northern States Power Company for costs incurred to date in Case No. PU-04-578, Northern States Power Company, Natural Gas Rate Increase, Application.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 11:20 A.M.

Executive Secretary

TONY T. CLARK, PRESIDENT