

March 12, 2008

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on March 12, 2008, 10:00 a.m. Present were Commissioners Wefald, and Cramer.

Minutes

Mr. Cramer: I move the minutes of February 27, March 6, 2008 be approved.

Mrs. Wefald: 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:

Northwest Abstract & Title, Inc.	500.00
Command Center	2,717.03
Quality Printing Service	389.00
ND Newspaper Association	443.13
Presort Plus	19.67
MARC	400.00
Timothy Erdmann	506.37
James Deutsch	109.93
Wayne Grangaard	232.49
Leo D. Praus	276.63
JP Robbins	645.55
Phyllis G. Richter	824.69
Stephan A. Schroeder	15.00
Dean K. Moos	27.50
William E. Dodd	99.93
Bruce E. Beechie	22.50
Bruce Johnson	22.50
Mark Knell	150.86
Timothy Oswald	84.93
Guy Welch	119.90
Snively King Majoros O'Connor & Lee, Inc.	1,987.50
ND Surplus Property	20.00
Leo D. Praus 3/08 advance	483.00
Office of Administrative Hearings	970.28
OMB – 2/08 supplies	481.49
ITD – 2/08 ph chgs	1,617.01
ITD – 2/08 dp	3,261.00
OMB – 2/08 postage	362.74
GE Corporate Payment Services	17,583.06

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-07-163  
Reclamation  
Rulemaking

Mr. Cramer: I move the Commission submit the mining and reclamation rule changes proposed in Case No. RC-07-163 to the Office of Surface Mining as State Program Amendment XXXVII.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-474  
Midcontinent Communications/  
North Dakota Telephone  
Interconnection Arbitration  
Application

Mr. Cramer: I move the Commission grant Midcontinent Communication's request to dismiss its Petition for Arbitration under 47 U.S.C. § 252(b) for facilities-based interconnection with North Dakota Telephone Company, Case No. PU-06-474.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-530  
Midcontinent Communications/  
Consolidated Telcom  
Interconnection Arbitration  
Application

Mr. Cramer: I move the Commission grant Midcontinent Communication's request to dismiss its Petition for Arbitration under 47 U.S.C. § 252(b) for facilities-based interconnection with Consolidated Telcom, Case No. PU-06-530.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-07-704  
Midcontinent Communications/  
Consolidated Telcom  
Interconnection Arbitration  
Application

Mr. Cramer: I move the Commission grant Midcontinent Communication's request to dismiss its Petition for Arbitration under 47 U.S.C. § 252(b) for wholesale/resale interconnection with Consolidated Telcom, Case No. PU-07-704.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-08-87  
Clifford Merchandising Group LLC  
Roving Grain Buyer - Clifford, ND  
License Application

Mr. Cramer: I move the Commission approve the roving grain license application for Clifford Merchandising Group, LLC, of Clifford, North Dakota, effective March 3, 2008.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-08-98  
Travis Ray Olson  
Auction Clerk  
License Application

Mr. Cramer: I move the Commission approve the auction clerk license application for Travis Ray Olson, Taylor, North Dakota.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-08-99  
Daniel K. Lindsey  
Auctioneer License  
Cancellation

Mr. Cramer: I move the Commission issue an order in Case No. AU-08-99 canceling auctioneer license number 29 issued to Daniel K. Lindsey, Crosby, North Dakota.

Mrs. Wefald: 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 issue a Notice of Supplemental Hearing for Otter Tail Corporation's and Montana-Dakota Utilities Co.'s Advanced Determination of Prudence, Case No.s PU-06-481 and PU-06-482.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

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

Case No. PU-08-75  
Prairie Winds ND 1, LLC  
Electric Generation/Wind –  
Ward County  
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-08-75, Prairie Winds ND 1, LLC's proposed 115.5 MW wind farm in Ward County, North Dakota.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-08-90  
Montana-Dakota Utilities Co.,  
a Division of MDU  
March 2008  
Fuel Cost Adjustment

Discussion Only

Case No. PU-08-102  
Otter Tail Corporation  
March 2008  
Fuel Cost Adjustment

Case No. PU-07-587  
Badlands Cellular of North Dakota  
Limited Partners  
2007 High-Cost Universal Service  
Support  
Annual Report

Mr. Cramer: I move the Commission adopt the  
Order Granting Trade Secret Protection, Case Nos.  
PU-07-587, PU-07-588, PU-07-590, PU-07-591,  
PU-07-592, and PU-07-593.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-07-588  
North Dakota RSA No. 3 Limited  
Partnership  
2007 High-Cost Universal Service  
Support  
Annual Report

Case No. PU-07-590  
North Central RSA 2 of ND Limited  
Partnership  
2007 High-Cost Universal Service  
Support  
Annual Report

Case No. PU-07-591  
North Dakota 5 - Kidder Limited  
Partnership  
2007 High-Cost Universal Service  
Support  
Annual Report

Case No. PU-07-592  
Northwest Dakota Cellular of  
North Dakota Limited  
2007 High-Cost Universal Service  
Support  
Annual Report

Case No. PU-07-593  
Bismarck MSA Limited Partnership  
et. al. dba Verizon  
2007 High-Cost Universal Service  
Support  
Annual Report

Case No. PU-07-595  
ALLTEL Communications, Inc.  
2007 High-Cost Universal Service  
Support  
Annual Report

Mr. Cramer: I move the Commission adopt the  
Order Granting Trade Secret Protection to ALLTEL  
Communications, Inc., Case Nos. PU-07-595.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-07-688  
RC Communications, Inc.  
2007 High-Cost Universal Service  
Support  
Annual Report

Case No. PU-07-689  
Roberts County Telephone  
Cooperative Association  
2007 High-Cost Universal Service  
Support  
Annual Report

Case No. PU-08-84  
Midcontinent Comm/  
Consolidated Telcom  
Interconnection Agreement  
Amendment  
Application

Salary Adjustment for Completion of  
Probationary Employment Period

ATTEST

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Executive Director

Mr. Cramer: I move the Commission adopt the Order Granting Trade Secret Protection to RC Communications, Inc. and Roberts County Telephone Cooperative Association, Case Nos. PU-07-688 and PU-07-689.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Mr. Cramer: I move the Commission issue a Notice of Opportunity to File Written Comments in the application for approval of an amendment negotiated to the interconnection agreement between Midcontinent Communications and Consolidated Telecom, Case No. PU-08-84.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Mrs. Wefald: I move the approval of a salary increase effective March 18, 2008 for Position No. 5025, upon the satisfactory completion of the nine month probationary period, in an amount consistent with the terms set forth in the Commission's May 29, 2007 offer of employment.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

THE COMMISSION ADJOURNED AT 11:37 A.M.

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SUSAN E. WEFALD, PRESIDENT