

February 25, 2015

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on February 25, 2015, 10:00 a.m. Present were Commissioners Fedorchak and Christmann. Commissioner Kalk participated by telephone and authorized his administrative assistant to sign orders on his behalf.

Minutes

Ms. Fedorchak: I move the minutes of February 11, 2015 be approved.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-734  
Basin Transload/Tesoro High Plains -  
Burke County  
Transfer of Corridor Certificate &  
Route Permit  
Siting Application

Ms. Fedorchak: I move the Commission issue an application fee refund in the amount of \$4955.98 in Basin Transload/Tesoro High Plains - Burke Cnty, Transfer of Corridor Certificate & Route Permit, Siting Application, Case No. PU-13-734.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-872  
Basin Transload, LLC /  
Tesoro High Plains  
Transfer of Corridor Certificate &  
Route Permit  
Siting Application

Ms. Fedorchak: I move the Commission issue an application fee refund in the amount of \$4961.84 in Basin Transload, LLC/Tesoro High Plains, Transfer of Corridor Certificate & Route Permit, Siting Application, Case No. PU-13-872.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-15-101  
Christopher Paul Rosa  
Auctioneer  
License Application

Ms. Fedorchak: I move the Commission approve the auctioneer license application for Christopher Paul Rosa, Boynton Beach, Florida.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-12-500  
True Wireless, LLC  
Designated Eligible Carrier  
Application

Ms. Fedorchak: I move the Commission render a bill for payment for \$413.43, True Wireless, LLC, Designated Eligible Carrier, Application, Case No. PU-12-500.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-12-747  
Bismarck MSA Limited Partnership  
Designated Eligible Carrier  
Cancellation / Application

Ms. Fedorchak: I move the Commission render a bill for payment for \$422.96, Bismarck MSA Limited Partnership, Designated Eligible Carrier, Cancellation/Application, Case No. PU-12-747.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

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

Ms. Fedorchak: I move the Commission render a bill for payment for \$574.39, Qwest Corporation, PIDs & PAP, Revision, Case No. PU-13-789.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-900  
Great River Energy  
DC Line Clearance Issues  
Siting Application

Ms. Fedorchak: I move the Commission issue an application fee refund in the amount of \$4498.16 in Great River Energy, DC Line Clearance Issues, Siting Application, Case No. PU-13-900.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-14-31  
Sequoia Energy US Inc. /  
Border Winds Energy, LLC  
Transfer of Site Certificate  
Siting Application

Ms. Fedorchak: I move the Commission issue an application fee refund in the amount of \$4864.26 in Sequoia Energy US Inc. / Border Winds Energy, LLC, Transfer of Site Certificate, Siting Application, Case No. PU-14-31.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-14-34  
Tempo Telecom, LLC  
Designated Eligible Carrier  
Application

Ms. Fedorchak: I move the Commission render a bill for payment for \$447.14, Tempo Telecom, Designated Eligible Carrier, Application, Case No. PU-14-034.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-14-682  
Roberts County Telephone  
Cooperative Association  
Local Exchange  
Public Convenience & Necessity

Ms. Fedorchak: I move the Commission render a bill for payment for \$358.83, Roberts County Telephone Cooperative Association, Local Exchange, Public Convenience & Necessity, Case No. PU-14-682.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-14-683  
Roberts County Telephone  
Cooperative Association O  
Designated Eligible Carrier  
Application

Ms. Fedorchak: I move the Commission render a bill for payment for \$358.83, Roberts County Telephone Cooperative Association, Designated Eligible Carrier, Application, Case No. PU-14-683.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-12-813  
Northern States Power Company  
2013 Electric Rate Increase  
Application

Case No. PU-13-194  
Northern States Power Company  
Advance Prudence - NG Generators  
Application

Case No. PU-13-195  
Northern States Power Company  
Red River Valley NG Units 1 & 2 -  
Hankinson, ND  
Public Convenience & Necessity

Case No. PU-13-706  
Northern States Power Company  
Advance Prudence - Courtenay Wind  
Application

Case No. PU-13-707  
Northern States Power Company  
Advance Prudence -  
Odell Wind Project  
Application

Case No. PU-13-708  
Northern States Power Company  
Advance Prudence-Pleasant Valley  
Application

Case No. PU-13-742  
Northern States Power Company  
Advance Prudence - Border Winds  
Application

Case No. PU-13-743  
Northern States Power Company  
150 MW Border Winds Project -  
Rolette County, ND  
Public Convenience & Necessity

Ms. Fedorchak: I move the Commission grant Northern States Power Company's request for a 60-day extension from February 26, 2015 to April 27, 2015 for the filing date of a jurisdictional allocation study required under section II, A. of the Revised Second Amended Comprehensive Settlement Agreement adopted by the Commission's February 26, 2014 Order Adopting Settlement in the captioned Case Nos. PU-12-813, PU- 13-194, PU-13-195, PU-13-706, PU-13-707, PU-13-708, PU- 13-742, and PU-13-743, PU-13-706, PU-13-707, PU-13-708, PU- 13-742, and PU-13-743.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-136  
Hiland Crude, LLC  
Crude Oil Pipeline, McKenzie,  
Williams, Mountrail  
Siting Application

Ms. Fedorchak: I move the Commission grant the December 17, 2014, Request for Route Deviation and Application for Amendment to Certificate of Corridor Compatibility and Route Permit. I further move the Commission adopt the Second Amended Findings of Fact, Conclusions of Law and Order issuing Second Amended Certificate of Corridor Compatibility No. 157 and Second Amended Route Permit No. 169 in Hiland Crude, LLC, Crude Oil Pipeline, McKenzie, Williams, Mountrail, Siting Application, Case No. PU-13-136.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-14-223  
Meadowlark Midstream Company, LLC  
8-Inch Crude Oil Pipeline-  
Williams & Divide Countys  
Siting Application

Ms. Fedorchak: I move the Commission adopt the Findings of Fact, Conclusions of Law and Order issuing Certificate of Corridor Compatibility No. 159 and Route Permit No. 171 in Meadowlark Midstream Company, LLC, 8-inch Crude Oil Pipeline – Williams & Divide Cntys, Siting Application, Case No. PU-14-223.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-15-31  
Hess North Dakota Pipelines LLC  
12-inch Crude Oil Pipeline –  
McKenzie & Williams  
Siting Application

Ms. Fedorchak: Believing that there will be no prejudice to the rights of the parties or the public interest, and finding the cases involve similar questions of law and fact, I move the Commission consolidate under North Dakota Administrative Code section 69-02-04-04, Hess North Dakota Pipelines LLC, Siting Application Case No. PU-15-31 and Case No. PU-15-32, and issue a Notice of Consolidated Hearing.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-15-32  
Hess North Dakota Pipelines LLC  
Hawkeye NGL Pipeline –  
McKenzie & Williams  
Siting Application

2014 Consumer Affairs Activity Report

Discussion Only

Case No. PU-14-668  
Otter Tail Power Company  
Fuel Clause Adjustment - CSAPR  
Tariff

Mr. Kalk: I move the Commission approve tariff revisions to Otter Tail Power Company's Environmental Cost Recovery Rider for recovery of reagent and emissions allowance costs in Otter Tail Power Company, Fuel Clause Adjustment – CSAPR, Tariff, Case No. PU-14-668.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. AD-15-56  
WORC v. Jewell et al., 1:14-cv-1993  
(D.D.C.)  
Civil Litigation

Ms. Fedorchak: I move the Commission amend its motion adopted February 2, 2015 to read as follows:

I move the Commission participate in North Dakota's intervention in Western Organization of Resource Councils (WORC) v. Jewell et al., 1:14-cv-1993 (D.D.C.), Civil Litigation, Case No. AD-15-56.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. AD-15-56  
WORC v. Jewell et al., 1:14-cv-1993  
(D.D.C.)  
Civil Litigation

Ms. Fedorchak: I move the Commission retain Paul M. Seby and Lauren R. Caplan of Holland & Hart LLP, effective January 21, 2015, to provide legal services to assist the Commission in Western Organization of Resource Councils (WORC) v. Jewell et al., 1:14-cv-1993 (D.D.C.), Civil Litigation, Case No. AD-15-56.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Regional State Committee  
Southwest Power Pool, Inc.

Ms. Fedorchak: In anticipation of North Dakota becoming a member of the Regional State Committee of Southwest Power Pool, Inc., I move the Commission designate Commissioner Brian P. Kalk to represent the Public Service Commission in Southwest Power Pool, Inc. matters.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. GS-13-613  
Robert Gibb & Sons, Inc.  
Damage Prevention Enforcement

Ms. Fedorchak: I move the Commission appoint Julie Prescott as advocacy staff effective June 16, 2014, in Public Service Commission, Robert Gibb & Sons, Inc., Damage Prevention Enforcement, Case No. GS-13-613.

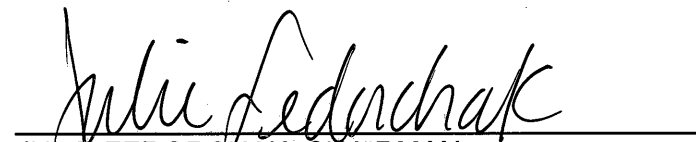
Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 11:24 A.M.

  
Executive Secretary

  
JULIE FEDORCHAK, CHAIRMAN