

September 28, 2004

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota on September 28, 2004, at 11:00 a.m. Present were Commissioners Clark, Wefald, and Cramer.

Case No. GE-04-495
Public Service Commission
Earth Harvest Mills, Inc.
Ex Parte Cease & Desist
Notice of Opportunity for Hearing

Mr. Clark: I move the Commission issue a Cease and Desist Order and a corresponding Notice of Opportunity for Hearing in Case No. GE-04-495, Public Service Commission, Earth Harvest Mills, Inc., Ex Parte Cease & Desist.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-04-496
Public Service Commission
Vs. Earth Harvest Mills, Inc.
Complaint
Prima Facie Case/Service of
Complaint

Mr. Clark: I move the Commission find the Complaint in Case No. GE-04-496, Public Service Commission, Complainant, vs. Earth Harvest Mills, Inc., Respondent, sufficient and serve it on the party.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-04-378
Public Service Commission
USF Use Certification
47CFR54.314 (2005)
Compliance
Universal Service Certification

Mr. Clark: I move the Commission adopt the Order regarding Wolverton Telephone Company's universal service certification for rural eligible telecommunications carriers, Case No. PU-04-378.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-04-97
Montana-Dakota Utilities Co., A
Division of MDU
Natural Gas Rate Increase
Application
Compliance Tariff

Mr. Cramer: I move the Commission approve tariff changes effective for service rendered on or after October 1, 2004, filed in compliance with the Commission's September 22, 2004 Order Adopting Settlement in Montana-Dakota Utilities Co.'s Natural Gas Rate Increase application, Case No. PU-04-97.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-04-474
Montana-Dakota Utilities Co., a
Division of MDU
October 2004
Cost of Gas Adj/Natural Gas
Monthly Adjustment

Mr. Cramer: I move the Commission approve Montana-Dakota Utilities Co.'s Natural Gas Cost of Gas Adjustment for October 2004, Case No. PU-04-474.

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