

August 8, 2007

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on August 8, 2007, 10:00 a.m. Present were Commissioners Wefald, Cramer, and Clark.

Minutes

Mr. Cramer: I move the minutes of July 25, 2007, 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:

Aberdeen Flying Service	2,566.73
ESRI	3,500.00
KXJB – TV	150.00
KVLY – TV	1,500.00
FRS Industries, Inc.	420.00
Apple Computer Inc.	3,646.00
Federal Express	43.52
ND Newspaper Association	697.61
Valley City Parks & Recreation	230.00
Geray Dozing and Excavating	43,131.65
Thiem Drilling, Inc.	71,484.00
Rick Fillbrandt	237.95
Timothy Erdmann	366.57
Patrick Fahn	45.00
William Binek	52.50
Tim Oswald	1,154.00
Michael Berg	22.50
Dean K. Moos	7.50
Bruce Johnson	53.14
Guy Welch	22.50
Kraig Nelson	87.25
William E. Dodd	246.43
Larry Reisenauer	1,159.01
Bruce Beechie	91.75
Mark Knell	490.78
Stephan A. Schroeder	120.01
Kevin Hanson	246.75
JP Robbins	869.94
Wayne Grangaard	502.25
Phyllis G. Richter	614.34
Leo D. Praus	513.68
Tom Rafferty	25.99
Kevin Cramer	164.62
Anthony Clark	32.50
Alan Moch	433.65
North Star Audio Consulting	2,501.63
Mike Diller	350.00

Bills Cont.

Susan Wefald	27.50
OMB – 7/07 postage	603.85
OMB – 7/07 supplies	125.94
ITD – 7/07 ph chgs	1,680.62
ITD – 7/07 microfilm	258.15

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

Case No. RC-07-315
 BNI Coal, Ltd.
 Notice of Violation 0701
 Violation

Mr. Cramer: I move the Commission adopt the order to affirm Notice of Violation No. 0701 issued to BNI Coal, Ltd. at the Center Mine, cancel the informal conference scheduled in the matter, and close the case.

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

Case No. GE-07-583
 Tim Meuchel
 Roving Grain Buyer - Hebron, ND
 Discontinue Business

Mr. Cramer: I move the Commission issue an order in Case No. GE-07-583 acknowledging the automatic discontinuance of business as a roving grain buyer for Tim Meuchel, Hebron, North Dakota, effective August 1, 2007, for failing to file a license application renewal in a timely manner.

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

Case No. GE-07-584
 PKT Associates, Inc.
 Roving Grain Buyer - Bloomingdale, NJ
 Discontinue Business

Mr. Cramer: I move the Commission issue an order in Case No. GE-07-584 acknowledging the automatic discontinuance of business as a roving grain buyer for PKT Associates, Inc., Bloomingdale, New Jersey, effective August 1, 2007, for failing to file a license application renewal in a timely manner.

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

Case No. AU-07-601
 Key Realty and Auctions, Inc.
 Auction Clerk
 License Application

Mr. Cramer: I move the Commission approve the auction clerk license application for Key Realty and Auctions, Inc., Bowman, North Dakota.

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

Case No. AU-07-603
 Ronald A. Bradeen
 Auctioneer
 License Application

Mr. Cramer: I move the Commission approve the auctioneer license application for Ronald A. Bradeen, Custer, South Dakota.

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

Case No. AU-07-604
Jeff Storm
Auctioneer
License Application

Mr. Cramer: I move the Commission approve the auctioneer license application for Jeff Storm, Custer, South Dakota.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-131
Otter Tail Corporation
Cost of Energy Adjustment Clause
Tariff

Mrs. Wefald: I move the Commission adopt the Order Adopting Settlement in the tariff filing of Otter Tail Corporation d/b/a Otter Tail Power Company for fuel cost adjustment recovery of Midwest ISO Day-2 energy market costs, Case No. PU-05-131.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-290
Federal 2005 Energy Policy Act
Standards
Investigation

Mrs. Wefald: I move the Commission adopt the Order initiating a rulemaking proceeding in its investigation considering whether to adopt certain energy policy standards under the federal Energy Policies Act of 2005, Case No. PU-06-290.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-07-197
Montana-Dakota Utilities Co./
Tesoro Petroleum Corp
Electric Service
Agreement

Mrs. Wefald: I move the Commission adopt the Order approving Montana-Dakota Utilities Co.'s Amendment No. 1 to its electric service agreement with Tesoro Petroleum Corporation for service to the Mandan Refinery, Case No. PU-07-197.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-07-516
Westmoreland Power, Inc.
Gascoyne Generating Station
Siting Application

Mrs. Wefald: I move the Commission acknowledge the Letter of Intent and assess a filing fee of \$100,000 in Case No. PU-07-516, Westmoreland Power, Inc. 500 MW lignite-fired electrical generating station at a site on the reclaimed Gascoyne Mine in Bowman County, North Dakota.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-421
TransCanada Keystone Pipeline, LP
30-Inch Crude Oil Pipeline/Cavalier to
Sargent Cty
Siting Application

Mr. Cramer: I move the Commission acknowledge the Notice of Continued Hearing in the application of TransCanada Keystone Pipeline, LP for a waiver of procedures and time schedules, a corridor certificate and a route permit authorizing construction of approximately 218 miles of 30-inch crude oil pipeline in Cavalier, Pembina, Walsh, Nelson, Steele, Barnes, Ransom, and Sargent Counties of North Dakota, Case No. PU-06-421

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-07-579
Northern States Power Company
August 2007
Cost of Gas Adjustment

Mr. Cramer: I move the Commission approve Northern States Power Company's Cost of Gas Adjustment for August 2007, Case No. PU-07-579.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-07-582
Great Plains Natural Gas Co.
August 2007
Cost of Gas Adjustment

Mr. Cramer: I move the Commission approve Great Plains Natural Gas Co.'s Cost of Gas Adjustment for August 2007, Case No. PU-07-582.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-07-596
Belle Fourche Pipeline Company
8-Inch Crude Oil Pipeline/
McKenzie County
Siting Application

Mr. Cramer: 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 \$51,000 in Case No. PU-07-596, Belle Fourche Pipeline Company's proposed 8-inch crude oil pipeline in McKenzie County, North Dakota.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-07-428
O'Brien Seed, Inc.
Grain Warehouse - Rhame, ND
License Application

Mr. Clark: I move the Commission issue an order in Case No. GE-07-428 granting the request of O'Brien Seed, Inc., Mayville, North Dakota, to operate a 200,000-bushel grain warehouse at Rhame, North Dakota, effective July 31, 2007.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-07-585
Superior Grains, Inc.
License No. 1047 - Crosby, ND
Discontinue Business

Mr. Clark: I move the Commission issue an order in Case No. GE-07-585 granting the request of Superior Grains, Inc. to discontinue business at Crosby, North Dakota, effective August 1, 2007.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-07-586
Peterson Farms Seed, Inc.
License No. 1053 - Harwood, ND
Discontinue Business

Mr. Clark: I move the Commission issue an order in Case No. GE-07-586 granting the request of Peterson Farms Seed, Inc. to discontinue business at Harwood, North Dakota, effective August 1, 2007.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-07-597
Specialty Export Productions, Inc.
Grain Warehouse
Insolvency

Mr. Clark: I move that the Commission acknowledge the application filed with the District Court, East Central Judicial District, to become trustee of Specialty Export Productions, Inc. at its Hatton and East Fairfield North Dakota facilities under N.D.C.C. Chapter 60 04, Public Service Commission Case No. GE-07-597.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-525
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-06-525, 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 12:05 P.M.

Executive Director

SUSAN E. WEFALD, PRESIDENT