

December 3, 2019

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on December 3, 2019, 10:02 a.m. Present were Commissioners Kroshus, Fedorchak and Christmann.

Minutes

Mr. Kroshus: I move the minutes of November 21, 2019, be approved.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-323
Telrite Corporation
2019 Lifeline Customer List
Reports

Mr. Kroshus: I move the Commission close Telrite Corporation, 2019 Lifeline Customer List, Reports, Case No. PU-19-323

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-331
Boomerang Wireless, LLC
2019 Lifeline Customer List
Reports

Mr. Kroshus: I move the Commission close Boomerang Wireless, LLC, 2019 Lifeline Customer List, Reports, Case No. PU-19-331

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-199
Public Service Commission
Diamond Willow Energy LLC
Damage Prevention Enforcement

Mr. Kroshus: I move the Commission adopt the Order on Consent Agreement in Public Service Commission, Diamond Willow Energy LLC, Damage Prevention Enforcement, Case No. PU-18-199.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-412
Public Service Commission
KPH, Inc.
Damage Prevention Enforcement

Mr. Kroshus: I move the Commission adopt the Order on Consent Agreement in Public Service Commission, KPH, Inc., Damage Prevention Enforcement, Case No. PU-18-412; in Public Service Commission, KPH, Inc., Damage Prevention Enforcement, Case No. PU-19-413; in Public Service Commission, KPH, Inc., Damage Prevention Enforcement, Case No. PU-18-414; in Public Service Commission, KPH, Inc., Damage Prevention Enforcement, Case No. PU-18-415; in Public Service Commission, KPH, Inc., Damage Prevention Enforcement, Case No. PU-18-416; in Public Service Commission, KPH, Inc., Damage Prevention Enforcement, Case No. PU-18-417; and in Public Service Commission, KPH, Inc., Damage Prevention Enforcement, Case No. PU-18-418.

Case No. PU-18-413
Public Service Commission
KPH, Inc.
Damage Prevention Enforcement

Case No. PU-18-414
Public Service Commission
KPH, Inc.
Damage Prevention Enforcement

Case No. PU-18-415
Public Service Commission
KPH, Inc.
Damage Prevention Enforcement

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-416
Public Service Commission
KPH, Inc.
Damage Prevention Enforcement

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Case No. PU-18-417
Public Service Commission
KPH, Inc.
Damage Prevention Enforcement

Case No. PU-18-418
Public Service Commission
KPH, Inc.
Damage Prevention Enforcement

Case No. PU-18-430
Northern States Power Company
Advance Prudence - 151.2 MW Dakota
Range III
Application

Mr. Kroshus: I move the Commission adopt the Findings of Fact, Conclusions of Law and Order in Northern States Power Company, Advanced Prudence – 151.2 MW Dakota Range III, Application, Case No. PU-18-430.

Ms. Fedorchak: I second the motion.
Roll Call: All voting "Aye."

Case No. PU-18-433
Montana-Dakota Utilities Co., a
Division of MDU Resources Group, Inc.
Electric Service Agreement - American
Colloid Co.
Approval

Mr. Kroshus: I move the Commission issue a Notice of Opportunity for Hearing in Montana-Dakota Utilities Co., a Division of MDU Resources Group, Inc., Electric Service Agreement - American Colloid Co., Approval, Case No. PU-18-433.

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

Case No. PU-19-364
Montana-Dakota Utilities Co.
Generation Resource Cost Recovery
Tariff and Rates

Mr. Kroshus: I move the Commission reduce the filing fee to \$10,000, suspend the tariff and rates, and issue a Notice of Opportunity for Hearing in Montana-Dakota Utilities Co., Generation Resource Cost Recovery, Tariff and Rates, Case No. PU 19-364.

Ms. Fedorchak: I second the motion.
Roll Call: All voting "Aye."

Case No. PU-19-284
Ashtabula Wind, LLC
Ashtabula Wind Energy Center
Repower
Siting Exclusion Certification

Ms. Fedorchak: I move the Commission adopt the Order in Ashtabula Wind, LLC, Ashtabula Wind Energy Center Repower, Siting Exclusion Certification, Case No. PU-19-284.

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

Case No. PU-19-333
Emmons-Logan Wind / E-Logan
Interconnection, LLC
Transfer of Corridor Certificate and
Route Permit
Siting Application

Ms. Fedorchak: I move the Commission adopt the Order issuing First Reissued Certificate of Corridor Compatibility Number 208 and First Reissued Route Permit Number 218 to Emmons-Logan Wind Interconnection, LLC in Emmons-Logan Wind / E-Logan Interconnection, LLC, Transfer of Corridor Certificate and Route Permit, Siting Application, Case No. PU-19-333.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-48
Midcontinent Communications
Designated Eligible Carrier
Application

Mr. Christmann: I move the Commission adopt the First Amended Order on Eligible Telecommunications Carrier Designation in, Midcontinent Communications, Designated Eligible Carrier, Application, Case No. PU-16-48.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-17-50
Midcontinent Communications
Designated Eligible Carrier
Application

Mr. Christmann: I move the Commission adopt the First Amended Order on Eligible Telecommunications Carrier Designation in, Midcontinent Communications, Designated Eligible Carrier, Application, Case No. PU-17-50.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-343
Otter Tail Power Company
49.5 MW Luverne Wind Farm
(Ashtabula II) - Griggs
Decommissioning Plan & Cost

Mr. Christmann: I move the Commission approve the decommissioning plan and cost estimate filed on November 5, 2019, in Otter Tail Power Company, 49.5 MW Luverne Wind Farm (Ashtabula II) – Griggs, Decommissioning Plan & Cost, in Case No. PU-18-343.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-844
Rugby Wind LLC
Wind Energy Center - Pierce County
Decommissioning Plan & Cost

Mr. Christmann: I move the Commission approve the decommissioning plan and cost estimate filed on September 30, 2019 with revisions noted in the letter filed on October 2, 2019, in Rugby Wind LLC, Wind Energy Center – Pierce County, Decommissioning Plan & Cost, Case No. PU-13-844.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-179
Emmons-Logan Wind, LLC
Emmons-Logan Wind Energy Center -
Emmons & Logan
Decommissioning Plan & Cost

Mr. Christmann: I move the Commission approve the decommissioning plan and cost estimate filed on October 31, 2019, and further move the Commission approve the parent guarantee filed on November 11, 2019, in Emmons-Logan Wind, LLC, Emmons-Logan Wind Energy Center – Emmons & Logan, Decommissioning Plan & Cost, Case No. PU-19-179.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-374
Public Service Commission
Verendrye Electric Cooperative, Inc.
Damage Prevention Enforcement

Mr. Kroshus: I move the Commission cancel the appointment of John Schuh as advocacy staff effective December 1, 2019, in Public Service Commission, Verendrye Electric Cooperative, Inc., Damage Prevention Enforcement, Case No. PU-18-374.

I further move the Commission appoint Brian Johnson as advocacy staff effective December 1, 2019, in Public Service Commission, Verendrye Electric Cooperative, Inc., Damage Prevention Enforcement, Case No. PU-18-374.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-433
Montana-Dakota Utilities Co., a
Division of MDU Resources Group, Inc.
Electric Service Agreement - American
Colloid Co.
Approval

Mr. Kroshus: I move the Commission appoint Victor Schock as advocacy staff effective March 28, 2019, in Montana-Dakota Utilities Co., a Division of MDU Resources Group, Inc., Electric Service Agreement – American Colloid Co., Approval, Case No. PU-18-433.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-18-395
Midwest Grain Trading/NoDak Grain
Roving Grain Buyer/Grain Warehouse
Insolvencies

Mr. Christmann: I move the Commission execute the Final Release and Assignment of Claim with Corepointe Insurance Company, in Midwest Grain Trading/NoDak Grain, Roving Grain Buyer/Grain Warehouse, Insolvencies, Case No. GE-18-395.

I further move that the Compliance Division Director and/or the Commission's legal counsel are authorized to execute similar agreements with the remaining bond companies, Philadelphia Indemnity Insurance Company and State Farm Fire and Casualty Company, if the material terms are substantially similar.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 11:25 A.M.



Executive Secretary



BRIAN KROSHUS, CHAIRMAN