

# **WYOMING PUBLIC SERVICE COMMISSION**

## **Regular Open Meeting Agenda**

Items for Commission Attention

**Tuesday, February 3, 2009**

**1:30 p.m.**

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**Note: Although the Commission will consider all items on this agenda, they may not be considered in the exact order listed below.**

Copies of Commission advisory staff memos mentioned in this agenda may be obtained on request from Debbie McFerrin at 307-777-7426 or [dmcfer@state.wy.us](mailto:dmcfer@state.wy.us).

### **CONSENT AGENDA ITEMS**

Items on this list are deemed to be routine matters not requiring formal presentations and will be considered and voted on as a group by the Commission. Items may be removed from this list by a Commissioner or by the Commission at the request of another interested person. Any item removed from this list will be considered as a regular open meeting item and may be tabled if necessary to allow for full review at a later open meeting. Requests from interested parties for removal of an item from the consent agenda prior to the hearing are encouraged.

1. Docket No. 70210-1-TA-08 (Record No. 11881) Application of BLC Management LLC, d/b/a Angles Communication Solutions, for a Certificate of Public Convenience and Necessity to provide local exchange telecommunication services in Wyoming. Commission to consider and potentially dismiss the application due to inability to contact the applicant. Commission advisory staff: Luy Luong and Blair Bales. (Please see memo dated January 28, 2009.)

### **REGULAR AGENDA ITEMS**

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1. Docket No. 50049-2-PR-08 (Record No. 11704) General rate case of Cottonwood Creek, Inc., for a rate increase of \$0.4425 per barrel from Bonanza Field, Big Horn and Washakie Counties; and Cottonwood Creek, Durkee, Hidden Dome, Rattlesnake, and Slick Creek Fields, Washakie County; to Durkee Field, Washakie County. Commission to consider and act on the application. Mr. Jim Suttle, Director of Pipeline Operations for Cottonwood Creek, Inc., will appear by telephone. Commission advisory staff: Jess Bottom and Blair Bales. (Please see memo dated January 28, 2008.)
2. Docket No. 30022-107-GI-08 (Record No. 11610) Investigation, upon the Commission's own motion, of the billing practices and procedures of SourceGas Distribution, LLC, and the impact on its customers. Commission to receive an update regarding the company's progress toward resolving billing issues, including a previously-reported Budget Billing issue, potentially act on a proposed solution to the Budget Billing issue, and take such

other action as the public interest may require. Commission advisory staff: Marchia Johansen, Shirley McCown, Steve Mink and Chris Petrie. (No memo.)

Set date and time for next Open Meeting.

To find more information about the Commission's schedule, please visit <http://psc.state.wy.us>:

- for the latest open meeting agenda, see *Calendar, Minutes and Agendas*;
- for upcoming meetings, hearings and other activities, see *Calendar*. A tentative list of dates follows:
  - Thursday, February, 5, 2009, at 2:30 p.m.
  - Tuesday, February 10, 2009, at 1:30 p.m.
  - Thursday, February 12, 2009, at 1:30 p.m.
  - Thursday, February 19, 2009, at 2:30 p.m.
  - Tuesday, February 24, 2009, at 1:30 p.m.
  - Thursday, February 26, 2009, at 1:30 p.m.

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### ***Notice of Intent to Adopt Rules and Regulations***

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Docket No. 90000-105-XO-08 (Record No. 11930) Proposed adoption of Chapter 2, Sections 238 and 252; Chapter 3, Section 325; Chapter 4, Section 420; Chapter 6, Section 616; and Chapter 9, Section 901(k), (l), (m), (n) and (o) of the Commission Procedural Rules and Special Regulations Regarding Service Interruption, Third-Party Damage Reporting and the Associated Forms.

**For additional information contact Blair Bales at (307) 777-5721.**

The Wyoming Public Service Commission (Commission) hereby gives public notice in accordance with WYO. STAT. § 16-3-103, 37-2-204, 37-3-114, 37-15-401(a)(iii) and 37-15-408 (1977 as amended) of its intent to adopt one (1) revised rule, four (4) created rules, and five (5) created forms associated with the four (4) proposed created rules. The proposed revised and created rules will be adopted pursuant to the rulemaking authority of the Commission.

The following rules are proposed or are proposed to be amended: Rule 238. Interruption of Service; Rule 325. Electric Utility Service Interruption Reporting; Rule 420. Gas Utility Service Interruption Reporting; Rule 616. Water Utility Service Interruption Reporting; Rule 252. Reporting of Damage by Third Parties; and Rule 901. Forms., subsections (k), (l), (m), (n) and (o). These rules are proposed in order to provide guidance to public utilities as to their duty to report service interruptions and to report damage to facilities by third parties.

While the Commission has a rule governing the reporting of service interruptions (Rule 238), it has become necessary to amend that rule and add rules to specify exactly how each type of public utility is to report service interruptions. The Commission has not previously enacted a rule or rules governing the reporting of damage to utility facilities by third parties (Rule 252). All forms associated with the proposed rules are created and have not previously been in effect.

The Commission welcomes all comments and suggestions on these revised and created rules and regulations. Written comments must be received by the Commission no later than the close of business on **March 5, 2009**. Copies of the proposed rules and regulations are available at the Commission's offices in Cheyenne, upon written request, or by accessing the Commission's web site at <http://psc.state.wy.us>.

A public hearing has been scheduled to commence at 9:00 a.m. on March 13, 2009, in the Commission's hearing room located at 2515 Warren Avenue, Suite 300, Cheyenne, Wyoming, for the purposes of receiving comments on the proposed rules.

Any person may advocate the Commission to not adopt the proposed revised rule and created rules and may also request the Commission to state its reasons for overruling the consideration asserted against the adoption of these revised and created rules. Requests for a Commission response must be made prior to, or within thirty (30) days after adoption of the proposed revised and created rules, and be addressed to Blair Bales, Assistant Secretary, 2515 Warren Avenue, Suite 300, Cheyenne, Wyoming 82002.

If you wish to provide comments or suggestions and you require reasonable accommodation for a disability, please contact the Commission at (307) 777-7427 (Voice or TTY) in Cheyenne during regular business hours or write to them at 2515 Warren Avenue, Suite 300, Cheyenne, Wyoming 82002, to make arrangements. Communications impaired persons may contact the Commission by accessing Wyoming Relay (TTY) by dialing 711. Please mention Docket Number 90000-105-XO-08 in your communications.

The proposed rule changes meet minimum substantive statutory requirements.

# WYOMING PUBLIC SERVICE COMMISSION

## Corrected Regular Open Meeting Agenda

Items for Commission Attention  
(Please see revised Consent Agenda Item 2)

**Tuesday, February 10, 2009**  
**1:30 p.m.**

**Note: Although the Commission will consider all items on this agenda, they may not be considered in the exact order listed below.**

Copies of Commission advisory staff memos mentioned in this agenda may be obtained on request from Debbie McFerrin at 307-777-7426 or [dmcfer@state.wy.us](mailto:dmcfer@state.wy.us).

### CONSENT AGENDA ITEMS

Items on this list are deemed to be routine matters not requiring formal presentations and will be considered and voted on as a group by the Commission. Items may be removed from this list by a Commissioner or by the Commission at the request of another interested person. Any item removed from this list will be considered as a regular open meeting item and may be tabled if necessary to allow for full review at a later open meeting. Requests from interested parties for removal of an item from the consent agenda prior to the hearing are encouraged.

1. Docket No. 20003-96-EK-08 (Record No. 11755) Filing of a confidential agreement between Cheyenne Light, Fuel and Power Company and a customer. Commission to consider and potentially act on the Petition to File Confidential Agreement and Request for Confidential Treatment (Petition). Commission advisory staff: Don Biedermann and Blair Bales. (Please see memo dated February 6, 2009, and attached Petition.)
2. Multiple Dockets. Commission to consider dismissal of Show Cause proceedings initiated against the following public utilities for non-compliance with Wyoming law. Commission advisory staff: Vicky Hansen.

<b>Public Service Commission (PSC)-Annual Report</b>			
<b>Docket No.</b>	<b>Company Name</b>	<b>Docket No.</b>	<b>Company Name</b>
50036-8-TI-08	Anschutz Wahsatch Gathering System, Inc.	70042-13-TI-08	WWC Holding Co., Inc.
70109-6-TI-08	Bandwidth.com CLEC, LLC, f/k/a Computer Network Technology Corp.	74626-5-TI-08	Telewest IV, Inc.
74636-3-TI-08	Ernest Communications, Inc	74601-4-TI-08	Telrite Corporation
<b>Department of Revenue (DOR)-Utility Assessment Report</b>			
<b>Docket No.</b>	<b>Company Name</b>	<b>Docket No.</b>	<b>Company Name</b>
31002-12-TI-08	Overland Trails	74570-2-TI-08	iLOKA, Inc.

	Transmission Co.			
70044-6-TI-08	Tel West Communications, Inc.			
<b>PSC--Annual Report (Missing Oath and Verification Page Only)</b>				
<b>Docket No.</b>	<b>Company Name</b>		<b>Docket No.</b>	<b>Company Name</b>
74578-2-TI-08	NobelTel, LLC			

## REGULAR AGENDA ITEMS

1. Docket No. 70206-1-TA-08 (Record No. 11764) Application of Clertech.com, Inc., for a certificate of public convenience and necessity to provide local telecommunications services in Wyoming. Commission to consider dismissal of the application. No company representatives are available. Commission advisory staff: Tom Wilson and Steve Mink. (See memo dated February 3, 2009.)
2. Docket No. 70124-2-TA-08 (Record No. 11928) Petition of Sage Telecom, Inc., for confidential treatment of its 2007 annual report. Commission to consider and act on Petition for Confidential Treatment. Commission advisory staff: Vicky Hansen and Chris Petrie. (See Petition and memo dated February 6, 2009.)
3. Docket No. 74505-7-TA-08 (Record No. 11931) Petition of Advanced Communications Technology, Inc., for confidential treatment of its 2007 annual report. Commission to consider and act on Petition for Confidential Treatment. Commission advisory staff: Vicky Hansen and Chris Petrie. (See Petition and memo dated February 6, 2009.)
4. Docket No. 70096-21-TA-08 (Record No. 119312) Petition of Advanced Communications Technology, Inc., for confidential treatment of its 2007 annual report. Commission to consider and act on Petition for Confidential Treatment. Commission advisory staff: Vicky Hansen and Chris Petrie. (See Petition and memo dated February 6, 2009.)
5. Multiple Dockets. Issuance of Orders to Show Cause to the following public utilities regarding why their authority to provide utility service in Wyoming should not be cancelled due to noncompliance with Wyoming Law. Commission to consider cancellation of registrations and revocation of the authority of the below listed companies to provide statewide services. Commission advisory staff: Vicky Hansen.

<b>Public Service Commission (PSC) – Annual Report</b>	
<b>Docket No.</b>	<b>Company Name</b>
74664-2-TI-08	Telcentrex, LLC
<b>Department of Revenue (DOR) – Utility Assessment Report</b>	
74206-7-TI-08	Long Distance Charges
<b>PSC and DOR Reports</b>	

74096-30-TI-08	Touch 1 Communications, Inc.
74199-4-TI-08	Nations Broadband, Inc.
74555-3-TI-08	Telliss, LLC
74630-3-TI-08	Advanced Telemanagement Group, Inc.

Set date and time for next Open Meeting.

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  - Thursday, February 12, 2009, at 1:30 p.m.
  - Thursday, February 19, 2009, at 2:30 p.m.
  - Tuesday, February 24, 2009, at 1:30 p.m.
  - Thursday, February 26, 2009, at 1:30 p.m.

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### ***Notice of Intent to Adopt Rules and Regulations***

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Docket No. 90000-105-XO-08 (Record No. 11930) Proposed adoption of Chapter 2, Sections 238 and 252; Chapter 3, Section 325; Chapter 4, Section 420; Chapter 6, Section 616; and Chapter 9, Section 901(k), (l), (m), (n) and (o) of the Commission Procedural Rules and Special Regulations Regarding Service Interruption, Third-Party Damage Reporting and the Associated Forms.

**For additional information contact Blair Bales at (307) 777-5721.**

The Wyoming Public Service Commission (Commission) hereby gives public notice in accordance with WYO. STAT. § 16-3-103, 37-2-204, 37-3-114, 37-15-401(a)(iii) and 37-15-408 (1977 as amended) of its intent to adopt one (1) revised rule, four (4) created rules, and five (5) created forms associated with the four (4) proposed created rules. The proposed revised and created rules will be adopted pursuant to the rulemaking authority of the Commission.

The following rules are proposed or are proposed to be amended: Rule 238. Interruption of Service; Rule 325. Electric Utility Service Interruption Reporting; Rule 420. Gas Utility Service Interruption Reporting; Rule 616. Water Utility Service Interruption Reporting; Rule 252. Reporting of Damage by Third Parties; and Rule 901. Forms., subsections (k), (l), (m), (n) and (o). These rules are proposed in order to provide guidance to public utilities as to their duty to report service interruptions and to report damage to facilities by third parties.

While the Commission has a rule governing the reporting of service interruptions (Rule 238), it has become necessary to amend that rule and add rules to specify exactly how each type of public utility is to report service interruptions. The Commission has not previously enacted a rule or rules governing the reporting of damage to utility facilities by third parties (Rule 252). All forms associated with the proposed rules are created and have not previously been in effect.

The Commission welcomes all comments and suggestions on these revised and created rules and regulations. Written comments must be received by the Commission no later than the close of business on **March 5, 2009**. Copies of the proposed rules and regulations are available at the Commission's offices in Cheyenne, upon written request, or by accessing the Commission's web site at <http://psc.state.wy.us>.

A public hearing has been scheduled to commence at 9:00 a.m. on March 13, 2009, in the Commission's hearing room located at 2515 Warren Avenue, Suite 300, Cheyenne, Wyoming, for the purposes of receiving comments on the proposed rules.

Any person may advocate the Commission to not adopt the proposed revised rule and created rules and may also request the Commission to state its reasons for overruling the consideration asserted against the adoption of these revised and created rules. Requests for a Commission response must be made prior to, or within thirty (30) days after adoption of the proposed revised and created rules, and be addressed to Blair Bales, Assistant Secretary, 2515 Warren Avenue, Suite 300, Cheyenne, Wyoming 82002.

If you wish to provide comments or suggestions and you require reasonable accommodation for a disability, please contact the Commission at (307) 777-7427 (Voice or TTY) in Cheyenne during regular business hours or write to them at 2515 Warren Avenue, Suite 300, Cheyenne, Wyoming 82002, to make arrangements. Communications impaired persons may contact the Commission by accessing Wyoming Relay (TTY) by dialing 711. Please mention Docket Number 90000-105-XO-08 in your communications.

The proposed rule changes meet minimum substantive statutory requirements.

### ***Notice of Intent to Adopt Rules and Regulations***

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Docket No. 90000-107-XO-09 (Record No. 12032) Proposed adoption of Chapter 2, Section 253 of the Commission Procedural Rules and Special Regulations Regarding Integrated Resource Planning.

**For additional information contact Blair Bales at (307) 777-5721**

The Wyoming Public Service Commission (Commission) hereby gives public notice in accordance with WYO. STAT. §§ 16-3-103 and 37-2-204 (1977 as amended) of its intent to adopt one (1) created rule. The proposed created rule will be adopted pursuant to the rulemaking authority of the Commission.

The following rule is created: Rule 253. Integrated Resource Planning. This rule is proposed in order to give the Commission a more formalized process for requiring the filing of integrated resource plans, in some cases, and reviewing such plans. The Commission has also proposed guidelines for the review of the integrated resource plan which will not be part of Section 253.

The Commission welcomes all comments and suggestions on this created rule and regulation. Written comments must be received by the Commission no later than the close of business on **April 27, 2009**. Copies of the proposed rule and regulation are available at the Commission's offices in Cheyenne, upon written request, or by accessing the Commission's web site at <http://psc.state.wy.us>, under the "Hot Topics" link.

A public hearing has been scheduled to commence at 9:00 a.m. on May 12, 2009, in the Commission's hearing room located at 2515 Warren, Suite 300, Cheyenne, Wyoming, for the purposes of receiving comments on the proposed rule.

Any person may advocate that the Commission not adopt the created rule and also request the Commission to state its reasons for overruling the considerations asserted against the adoption of this created rule. Requests for a Commission response must be made prior to, or within thirty (30) days after, adoption of the proposed created rule and be addressed to Blair Bales, Assistant Secretary, Public Service Commission, 2515 Warren Avenue, Suite 300, Cheyenne, Wyoming, 82002.

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The proposed rule changes meet minimum substantive statutory requirements.

# **WYOMING PUBLIC SERVICE COMMISSION**

## ***Regular Open Meeting Agenda***

Items for Commission Attention

**Thursday, February 19, 2009**

**2:30 p.m.**

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### **CONSENT AGENDA ITEMS**

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1. Docket Nos. 70009-329-TK-09 and 70123-4-TK-09 (Record No. 12023) Contract filing of United Telephone Company of the West, d/b/a Embarq, for authority to enter into a Master Resale Agreement with American Fiber Network, Inc. Commission to consider and act on contract filing. Commission advisory staff: Luy Luong and Blair Bales. (See memo dated February 12, 2009.)
2. Docket Nos. 70009-330-TK-09 and 70048-11-TK-09 (Record No. 12027) Contract filing of United Telephone Company of the West, d/b/a Embarq, for authority to enter into a Master Resale Agreement with DSLnet Communications, L.L.C. Commission to consider and act on contract filing. Commission advisory staff: Luy Luong and Dave Lucero. (See memo dated February 17, 2009.)
3. Docket No. 80007-29-WR-08 (Record No. 12012) Application of Vista West Water Company for a general rate increase of \$100,076 per annum. Commission to consider and act on:
  - a. Motion to Intervene filed by Ann Robinson. and
  - b. Motion to Intervene filed by Don Wolcott.Commission advisory staff: Luy Luong and Dave Lucero. (No memo; see attached pleadings.)
4. Undocketed. Open Meeting Minutes for review by the Commission for the Regular Open Meetings of:

October 31, 2008  
November 7, 2008  
November 21, 2008  
November 26, 2008  
December 4, 2008

December 5, 2008  
December 10, 2008  
December 11, 2008  
December 19, 2008

Prepared by: Deborah McFerrin and Angie Elliott. (No memo; see attached copies of the listed Minutes.)

## **REGULAR AGENDA ITEMS**

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1. Docket No. 70000-1405-TA-08 (Record No. 11961) Application of Qwest Corporation for authority to request access to 911 information on behalf of potential customers. Commission to consider and act on application. Paul Hickey, local counsel for Qwest, will appear. Commission advisory staff: Art Schmidt and Vicky Hansen. (See memo dated February 11, 2009.)
2. Docket No. 70000-1387-TA-08 (Record No. 11843) Qwest Corporation's 2008 annual ETC certification filing pursuant to PSC Rule Section 514. Commission to discuss and consider possible action on the agreed-upon audit procedures filed by the company on February 11, 2009. Qwest representatives will appear by telephone. Commission advisory staff: Tom Wilson and Steve Mink. (See memo dated February 17, 2009.)
3. Docket No. 10018-16-CP-09 (Record No. 12040) Application of Big Horn County Electric Cooperative, Inc., for authority to pass on a wholesale electric power cost increase of \$6,847.75 to its Wyoming customers. Commission to consider and act on application. Company representatives will appear by telephone. Commission advisory staff: Jess Bottom and Steve Mink. (See memo dated February 17, 2009.)

Set date and time for next Open Meeting.

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  - Thursday, February 26, 2009, at 1:30 p.m.

## ***Notice of Intent to Adopt Rules and Regulations***

---

Docket No. 90000-105-XO-08 (Record No. 11930) Proposed adoption of Chapter 2, Sections 238 and 252; Chapter 3, Section 325; Chapter 4, Section 420; Chapter 6, Section 616; and Chapter 9, Section 901(k), (l), (m), (n) and (o) of the Commission Procedural Rules and Special Regulations Regarding Service Interruption, Third-Party Damage Reporting and the Associated Forms.

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A public hearing has been scheduled to commence at 9:00 a.m. on March 13, 2009, in the Commission's hearing room located at 2515 Warren Avenue, Suite 300, Cheyenne, Wyoming, for the purposes of receiving comments on the proposed rules.

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The following rule is created: Rule 253. Integrated Resource Planning. This rule is proposed in order to give the Commission a more formalized process for requiring the filing of integrated resource plans, in some cases, and reviewing such plans. The Commission has also proposed guidelines for the review of the integrated resource plan which will not be part of Section 253.

The Commission welcomes all comments and suggestions on this created rule and regulation. Written comments must be received by the Commission no later than the close of business on **April 27, 2009**. Copies of the proposed rule and regulation are available at the Commission's offices in Cheyenne, upon written request, or by accessing the Commission's web site at <http://psc.state.wy.us>, under the "Hot Topics" link.

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# **WYOMING PUBLIC SERVICE COMMISSION**

## ***Regular Open Meeting Agenda***

Items for Commission Attention

**Tuesday, February 24, 2009**

**9:00 a.m.**

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1. Docket No. 30010-94-GR-08 (Record No. 11846) Application of Questar Gas Company for approval to implement an increase in the non-gas rates and charges for a general rate increase of \$482,980 and for approval of a Conservation Enabling Tariff. Commission to consider issuing a Special Order Authorizing One Commissioner and/or Hearing Examiner to conduct public hearing. Commission advisory staff: Marci Norby, Don Biedermann, David Piroutek, Steve Mink and Blair Bales. (No memo.)
2. Docket No. 70000-1408-TK-09 Record No. 12035 Contract filing of Qwest Corporation for authority to enter into an unbundled network elements, ancillary services and resale interconnection agreement with BLC Management, LLC, d/b/a Angles Communication Solutions. Commission to consider and act on contract filing. Commission advisory staff: Barbara Iversen and Dave Lucero. (See memo dated February 20, 2009.)
3. Undocketed. Open Meeting Minutes for review by the Commission for the Regular Open Meetings of October 24 and December 16, 2008. Prepared by: Deborah McFerrin and Angie Elliott. (No memo; see attached copies of the listed Minutes.)

### **REGULAR AGENDA ITEMS**

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1. Docket No. 30010-96-GP-09 (Record No. 12054) Application of Questar Gas Company for authority to pass on a wholesale gas costs decrease of \$4,397,000 through its purchased gas adjustment. Commission to consider and potentially act on the

application. Questar representatives will participate by telephone. Commission advisory staff: Marci Norby and Blair Bales. (Please see memo dated February 19, 2009.)

Set date and time for next Open Meeting.

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The following rules are proposed or are proposed to be amended: Rule 238. Interruption of Service; Rule 325. Electric Utility Service Interruption Reporting; Rule 420. Gas Utility Service Interruption Reporting; Rule 616. Water Utility Service Interruption Reporting; Rule 252. Reporting of Damage by Third Parties; and Rule 901. Forms., subsections (k), (l), (m), (n) and (o). These rules are proposed in order to provide guidance to public utilities as to their duty to report service interruptions and to report damage to facilities by third parties.

While the Commission has a rule governing the reporting of service interruptions (Rule 238), it has become necessary to amend that rule and add rules to specify exactly how each type of public utility is to report service interruptions. The Commission has not previously enacted a rule or rules governing the reporting of damage to utility facilities by third parties (Rule 252). All forms associated with the proposed rules are created and have not previously been in effect.

The Commission welcomes all comments and suggestions on these revised and created rules and regulations. Written comments must be received by the Commission no later than the

close of business on **March 5, 2009**. Copies of the proposed rules and regulations are available at the Commission's offices in Cheyenne, upon written request, or by accessing the Commission's web site at <http://psc.state.wy.us>.

A public hearing has been scheduled to commence at 9:00 a.m. on March 13, 2009, in the Commission's hearing room located at 2515 Warren Avenue, Suite 300, Cheyenne, Wyoming, for the purposes of receiving comments on the proposed rules.

Any person may advocate the Commission to not adopt the proposed revised rule and created rules and may also request the Commission to state its reasons for overruling the consideration asserted against the adoption of these revised and created rules. Requests for a Commission response must be made prior to, or within thirty (30) days after adoption of the proposed revised and created rules, and be addressed to Blair Bales, Assistant Secretary, 2515 Warren Avenue, Suite 300, Cheyenne, Wyoming 82002.

If you wish to provide comments or suggestions and you require reasonable accommodation for a disability, please contact the Commission at (307) 777-7427 (Voice or TTY) in Cheyenne during regular business hours or write to them at 2515 Warren Avenue, Suite 300, Cheyenne, Wyoming 82002, to make arrangements. Communications impaired persons may contact the Commission by accessing Wyoming Relay (TTY) by dialing 711. Please mention Docket Number 90000-105-XO-08 in your communications.

The proposed rule changes meet minimum substantive statutory requirements.

### ***Notice of Intent to Adopt Rules and Regulations***

---

Docket No. 90000-107-XO-09 (Record No. 12032) Proposed adoption of Chapter 2, Section 253 of the Commission Procedural Rules and Special Regulations Regarding Integrated Resource Planning.

**For additional information contact Blair Bales at (307) 777-5721**

The Wyoming Public Service Commission (Commission) hereby gives public notice in accordance with WYO. STAT. §§ 16-3-103 and 37-2-204 (1977 as amended) of its intent to adopt one (1) created rule. The proposed created rule will be adopted pursuant to the rulemaking authority of the Commission.

The following rule is created: Rule 253. Integrated Resource Planning. This rule is proposed in order to give the Commission a more formalized process for requiring the filing of integrated resource plans, in some cases, and reviewing such plans. The Commission has also proposed guidelines for the review of the integrated resource plan which will not be part of Section 253.

The Commission welcomes all comments and suggestions on this created rule and regulation. Written comments must be received by the Commission no later than the close of business on **April 27, 2009**. Copies of the proposed rule and regulation are available at the

Commission's offices in Cheyenne, upon written request, or by accessing the Commission's web site at <http://psc.state.wy.us>, under the "Hot Topics" link.

A public hearing has been scheduled to commence at 9:00 a.m. on May 12, 2009, in the Commission's hearing room located at 2515 Warren, Suite 300, Cheyenne, Wyoming, for the purposes of receiving comments on the proposed rule.

Any person may advocate that the Commission not adopt the created rule and also request the Commission to state its reasons for overruling the considerations asserted against the adoption of this created rule. Requests for a Commission response must be made prior to, or within thirty (30) days after, adoption of the proposed created rule and be addressed to Blair Bales, Assistant Secretary, Public Service Commission, 2515 Warren Avenue, Suite 300, Cheyenne, Wyoming, 82002.

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The proposed rule changes meet minimum substantive statutory requirements.

# **WYOMING PUBLIC SERVICE COMMISSION**

## ***Regular Open Meeting Agenda***

Items for Commission Attention

**Wednesday, February 25, 2009**

**9:00 a.m.**

### **REGULAR AGENDA ITEMS**

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1. Docket No. 30022-127-GP-08 (Record No. 12048) Application of SourceGas Distribution, LLC, (Casper Division) for authority to pass on through its commodity balancing account a decrease of \$1.6830 per Dth to its pass-on rate [regulated rate] customers. Commission to consider and act on the application and petition for confidential treatment of Exhibit E. Company representatives will appear by telephone. Commission advisory staff: Michelle Bohanan and Dave Lucero. (See memo dated February 19, 2009.)
2. Docket No. 30022-128-GP-09 (Record No. 12049) Application of SourceGas Distribution, LLC, (Gillette Division) for authority to pass on through its commodity balancing account a decrease of \$3.6253 per Dth to its pass-on rate [regulated rate] customers. Commission to consider and act on the application and petition for confidential treatment of Exhibit E attached to its application. Company representatives will appear by telephone. Commission advisory staff: Jess Bottom and Blair Bales. (See memo dated February 18, 2009.)
3. Docket No. 30022-129-GP-09 (Record No. 12050) Application of SourceGas Distribution, LLC, (Torrington Division) for authority to pass on through its commodity balancing account a decrease of \$3.2475 per Dth to its pass-on rate [regulated rate] customers. Commission to consider and act on application and petition for confidential treatment of Exhibit E. Company representatives will appear by telephone. Commission advisory staff: Marci Norby and Vicky Hansen. (See memo dated February 23, 2009.)
4. Docket No. 30022-107-GI-08 (Record No. 11610) Investigation, upon the Commission's own motion, of the billing practices and procedures of SourceGas Distribution, LLC, and the impact on its customers. Commission to receive information on the operation of the Budget Billing program, and take such action as the public interest requires. Company representatives will appear in person. Commission advisory staff: Marchia Johansen, Shirley McCown, Steve Mink and Chris Petrie. (No memo.)

Set date and time for next Open Meeting.

To find more information about the Commission's schedule, please visit <http://psc.state.wy.us>:

- for the latest open meeting agenda, see *Calendar, Minutes and Agendas*;

- for upcoming meetings, hearings and other activities, see *Calendar*. A tentative list of dates follows:
  - Wednesday, February 25, 2009, at 9:00 a.m.
  - Friday, February 27, 2009, at 9:00 a.m.
  - Tuesday, March 3, 2009, at 9:00 a.m.
  - Wednesday, March 4, 2009, at 9:00 a.m.
  - Thursday, March 5, 2009, at 1:30 p.m.

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## *Notice of Intent to Adopt Rules and Regulations*

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Docket No. 90000-105-XO-08 (Record No. 11930) Proposed adoption of Chapter 2, Sections 238 and 252; Chapter 3, Section 325; Chapter 4, Section 420; Chapter 6, Section 616; and Chapter 9, Section 901(k), (l), (m), (n) and (o) of the Commission Procedural Rules and Special Regulations Regarding Service Interruption, Third-Party Damage Reporting and the Associated Forms.

**For additional information contact Blair Bales at (307) 777-5721.**

The Wyoming Public Service Commission (Commission) hereby gives public notice in accordance with WYO. STAT. § 16-3-103, 37-2-204, 37-3-114, 37-15-401(a)(iii) and 37-15-408 (1977 as amended) of its intent to adopt one (1) revised rule, four (4) created rules, and five (5) created forms associated with the four (4) proposed created rules. The proposed revised and created rules will be adopted pursuant to the rulemaking authority of the Commission.

The following rules are proposed or are proposed to be amended: Rule 238. Interruption of Service; Rule 325. Electric Utility Service Interruption Reporting; Rule 420. Gas Utility Service Interruption Reporting; Rule 616. Water Utility Service Interruption Reporting; Rule 252. Reporting of Damage by Third Parties; and Rule 901. Forms., subsections (k), (l), (m), (n) and (o). These rules are proposed in order to provide guidance to public utilities as to their duty to report service interruptions and to report damage to facilities by third parties.

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The Commission welcomes all comments and suggestions on these revised and created rules and regulations. Written comments must be received by the Commission no later than the close of business on **March 5, 2009**. Copies of the proposed rules and regulations are available at the Commission's offices in Cheyenne, upon written request, or by accessing the Commission's web site at <http://psc.state.wy.us>.

A public hearing has been scheduled to commence at 9:00 a.m. on March 13, 2009, in the Commission's hearing room located at 2515 Warren Avenue, Suite 300, Cheyenne, Wyoming, for the purposes of receiving comments on the proposed rules.

Any person may advocate the Commission to not adopt the proposed revised rule and created rules and may also request the Commission to state its reasons for overruling the consideration asserted against the adoption of these revised and created rules. Requests for a Commission response must be made prior to, or within thirty (30) days after adoption of the proposed revised and created rules, and be addressed to Blair Bales, Assistant Secretary, 2515 Warren Avenue, Suite 300, Cheyenne, Wyoming 82002.

If you wish to provide comments or suggestions and you require reasonable accommodation for a disability, please contact the Commission at (307) 777-7427 (Voice or TTY) in Cheyenne during regular business hours or write to them at 2515 Warren Avenue, Suite 300, Cheyenne, Wyoming 82002, to make arrangements. Communications impaired persons may contact the Commission by accessing Wyoming Relay (TTY) by dialing 711. Please mention Docket Number 90000-105-XO-08 in your communications.

The proposed rule changes meet minimum substantive statutory requirements.

### ***Notice of Intent to Adopt Rules and Regulations***

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Docket No. 90000-107-XO-09 (Record No. 12032) Proposed adoption of Chapter 2, Section 253 of the Commission Procedural Rules and Special Regulations Regarding Integrated Resource Planning.

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The following rule is created: Rule 253. Integrated Resource Planning. This rule is proposed in order to give the Commission a more formalized process for requiring the filing of integrated resource plans, in some cases, and reviewing such plans. The Commission has also proposed guidelines for the review of the integrated resource plan which will not be part of Section 253.

The Commission welcomes all comments and suggestions on this created rule and regulation. Written comments must be received by the Commission no later than the close of business on **April 27, 2009**. Copies of the proposed rule and regulation are available at the Commission's offices in Cheyenne, upon written request, or by accessing the Commission's web site at <http://psc.state.wy.us>, under the "Hot Topics" link.

A public hearing has been scheduled to commence at 9:00 a.m. on May 12, 2009, in the Commission's hearing room located at 2515 Warren, Suite 300, Cheyenne, Wyoming, for the purposes of receiving comments on the proposed rule.

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The proposed rule changes meet minimum substantive statutory requirements.

# **WYOMING PUBLIC SERVICE COMMISSION**

## ***Notice of Commission Activity***

**Wednesday, February 25, 2009  
1:30 p.m.**

Representatives from Rocky Mountain Power, the Office of Consumer Advocate, Wyoming Industrial Energy Consumers (WIEC), Cimarex and Questar Gas Management will make a presentation to the Commission and any other interested attendees regarding the Supplemental and Final Report of the Load Growth and Pricing Collaborative filed with the Commission on January 13, 2009, as directed in Docket No. 20007-277-ER-07 (Record No. 11249).

## ***Notice of Intent to Adopt Rules and Regulations***

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Docket No. 90000-105-XO-08 (Record No. 11930) Proposed adoption of Chapter 2, Sections 238 and 252; Chapter 3, Section 325; Chapter 4, Section 420; Chapter 6, Section 616; and Chapter 9, Section 901(k), (l), (m), (n) and (o) of the Commission Procedural Rules and Special Regulations Regarding Service Interruption, Third-Party Damage Reporting and the Associated Forms.

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The following rules are proposed or are proposed to be amended: Rule 238. Interruption of Service; Rule 325. Electric Utility Service Interruption Reporting; Rule 420. Gas Utility Service Interruption Reporting; Rule 616. Water Utility Service Interruption Reporting; Rule 252. Reporting of Damage by Third Parties; and Rule 901. Forms., subsections (k), (l), (m), (n) and (o). These rules are proposed in order to provide guidance to public utilities as to their duty to report service interruptions and to report damage to facilities by third parties.

While the Commission has a rule governing the reporting of service interruptions (Rule 238), it has become necessary to amend that rule and add rules to specify exactly how each type of public utility is to report service interruptions. The Commission has not previously enacted a rule or rules governing the reporting of damage to utility facilities by third parties (Rule 252). All forms associated with the proposed rules are created and have not previously been in effect.

The Commission welcomes all comments and suggestions on these revised and created rules and regulations. Written comments must be received by the Commission no later than the

close of business on **March 5, 2009**. Copies of the proposed rules and regulations are available at the Commission's offices in Cheyenne, upon written request, or by accessing the Commission's web site at <http://psc.state.wy.us>.

A public hearing has been scheduled to commence at 9:00 a.m. on March 13, 2009, in the Commission's hearing room located at 2515 Warren Avenue, Suite 300, Cheyenne, Wyoming, for the purposes of receiving comments on the proposed rules.

Any person may advocate the Commission to not adopt the proposed revised rule and created rules and may also request the Commission to state its reasons for overruling the consideration asserted against the adoption of these revised and created rules. Requests for a Commission response must be made prior to, or within thirty (30) days after adoption of the proposed revised and created rules, and be addressed to Blair Bales, Assistant Secretary, 2515 Warren Avenue, Suite 300, Cheyenne, Wyoming 82002.

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The proposed rule changes meet minimum substantive statutory requirements.

### ***Notice of Intent to Adopt Rules and Regulations***

---

Docket No. 90000-107-XO-09 (Record No. 12032) Proposed adoption of Chapter 2, Section 253 of the Commission Procedural Rules and Special Regulations Regarding Integrated Resource Planning.

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The Commission welcomes all comments and suggestions on this created rule and regulation. Written comments must be received by the Commission no later than the close of business on **April 27, 2009**. Copies of the proposed rule and regulation are available at the

Commission's offices in Cheyenne, upon written request, or by accessing the Commission's web site at <http://psc.state.wy.us>, under the "Hot Topics" link.

A public hearing has been scheduled to commence at 9:00 a.m. on May 12, 2009, in the Commission's hearing room located at 2515 Warren, Suite 300, Cheyenne, Wyoming, for the purposes of receiving comments on the proposed rule.

Any person may advocate that the Commission not adopt the created rule and also request the Commission to state its reasons for overruling the considerations asserted against the adoption of this created rule. Requests for a Commission response must be made prior to, or within thirty (30) days after, adoption of the proposed created rule and be addressed to Blair Bales, Assistant Secretary, Public Service Commission, 2515 Warren Avenue, Suite 300, Cheyenne, Wyoming, 82002.

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The proposed rule changes meet minimum substantive statutory requirements.

# **WYOMING PUBLIC SERVICE COMMISSION**

## ***Regular Open Meeting Agenda***

Items for Commission Attention

**Friday, February 27, 2009**

**9:00 a.m.**

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**Note: Although the Commission will consider all items on this agenda, they may not be considered in the exact order listed below.**

Copies of Commission advisory staff memos mentioned in this agenda may be obtained on request from Debbie McFerrin at 307-777-7426 or [dmcfer@state.wy.us](mailto:dmcfer@state.wy.us).

### **CONSENT AGENDA ITEMS**

Items on this list are deemed to be routine matters not requiring formal presentations and will be considered and voted on as a group by the Commission. Items may be removed from this list by a Commissioner or by the Commission at the request of another interested person. Any item removed from this list will be considered as a regular open meeting item and may be tabled if necessary to allow for full review at a later open meeting. Requests from interested parties for removal of an item from the consent agenda prior to the hearing are encouraged.

1. Docket No. 20000-333-ER-08 (Record No. 11824) Amended application of Rocky Mountain Power for approval of a general rate increase of approximately \$28.8 million per year (6.1% overall average increase). Commission to consider issuing a Special Order authorizing one Commissioner and/or Hearing Examiner to conduct public hearing. Commission advisory staff: Dave Lucero, Vicky Hansen, Marci Norby, Michelle Bohanan and Dave Piroutek. (No memo.)
2. Docket No. 80007-29-WR-08 (Record No. 12012) Application of Vista West Water Company for a general rate increase in the amount of \$100,076 per annum. Commission to consider issuing a Special Order authorizing one Commissioner and/or Hearing Examiner to conduct public hearing. Commission advisory staff: Luy Luong, Art Schmidt and Dave Lucero. (No memo.)
3. Docket No. 90000-105-XO-08 (Record No. 11930) Proposed adoption of Chapter 2, Sections 238 and 252; Chapter 3, Section 325; Chapter 4, Section 420; Chapter 6, Section 616; and Chapter 9, Section 901(k), (l), (m), (n) and (o); of the Commission Procedural Rules and Special Regulations. Commission to consider issuing a Special Order authorizing one Commissioner and/or Hearing Examiner to conduct public hearing. Commission advisory staff: Marci Norby, David Piroutek and Blair Bales. (No memo.)

## **REGULAR AGENDA ITEMS**

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1. Docket No. 12000-12-CR-08 (Record No. 11960) Application of the Town of Torrington for a general rate increase of \$42,997 for its customers outside the corporate limits in Goshen County, Wyoming. Commission to consider and act on application. City representatives and consultant will appear in person. Commission advisory staff: Barbara Taylor-Iversen, Marci Norby and Blair Bales. (See memo dated February 25, 2009.)
2. Docket No. 30011-60-GA-08 (Record No. 11950) Application of Energy West Wyoming for approval of the transfer of stock for Lightning Pipeline Company, Inc., Great Plains Natural Gas Company and Brainard Gas Corporation and confidential treatment of the Purchase Agreement. Commission to consider and act on application. Bruce Asay will appear for the company. Commission advisory staff: Barbara Iversen and Steve Mink.
3. Docket No. 70000-1269-TC-06 (Record No. 10744) Complaint filing of Karen King against Qwest Corporation requesting a formal hearing on the alleged problems with her telecommunications service. Commission to consider issuing an Order closing this docket. Commission advisory staff: Art Schmidt and Blair Bales. (No memo; please see attached letter from Jeff Hubbard, the non-confidential portion of Qwest's Fourth Quarter 2008 Report and a February 25, 2009, e-mail from Ms. King.)
4. Docket No. 70000-1411-TT-09 (Record No. 12046) Amended tariff filing of Qwest Corporation (Qwest) for authority to reduce the Telephone Assistance Program (TAP) surcharge from \$0.15 to \$0.00. Commission to consider and act on the application and petition for confidential treatment. Jeff Hubbard of Qwest will appear in person. Commission advisory staff: Barbara Taylor-Iversen and Blair Bales. (Please see memo dated February 20, 2009; and attached Petition.)
5. Docket No. 30005-125-GP-09 (Record No. 12042) Application of Cheyenne Light, Fuel and Power Company for authority to pass on a wholesale gas cost decrease of \$0.2982 for Firm and Interruptible rate classes beginning March 1, 2009, and petition for confidential treatment of natural gas acquisition strategy and financial forecasting information. Commission to consider and act on the company's application and petition for confidential treatment. Company representatives will appear by telephone. Commission advisory staff: Jess Bottom and Blair Bales. (Please see memo dated February 18, 2009; and attached Petition.)
6. Docket No. 30013-213-GP-09 (Record No. 12052) Application of Montana-Dakota Utilities Company for authority to pass on a wholesale gas cost decrease of \$1.219 per Dth for residential, firm general service and interruptible customers and a wholesale gas cost decrease of \$1.218 per Dth for optional seasonal customers. Commission to consider and act on the Company's application and petition for confidential treatment. Company representatives will appear by telephone. Commission advisory staff: Michelle Bohanan and Dave Lucero. (See memo dated February 23, 2009.)

Set date and time for next Open Meeting.

To find more information about the Commission's schedule, please visit <http://psc.state.wy.us>:

- for the latest open meeting agenda, see *Calendar, Minutes and Agendas*;
- for upcoming meetings, hearings and other activities, see *Calendar*. A tentative list of dates follows:
  - Tuesday, March 3, 2009, at 9:00 a.m.
  - Wednesday, March 4, 2009, at 9:00 a.m.
  - Thursday, March 5, 2009, at 1:30 p.m.

---

## ***Notice of Intent to Adopt Rules and Regulations***

---

Docket No. 90000-105-XO-08 (Record No. 11930) Proposed adoption of Chapter 2, Sections 238 and 252; Chapter 3, Section 325; Chapter 4, Section 420; Chapter 6, Section 616; and Chapter 9, Section 901(k), (l), (m), (n) and (o) of the Commission Procedural Rules and Special Regulations Regarding Service Interruption, Third-Party Damage Reporting and the Associated Forms.

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The proposed rule changes meet minimum substantive statutory requirements.

### ***Notice of Intent to Adopt Rules and Regulations***

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Docket No. 90000-107-XO-09 (Record No. 12032) Proposed adoption of Chapter 2, Section 253 of the Commission Procedural Rules and Special Regulations Regarding Integrated Resource Planning.

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