

WYOMING PUBLIC SERVICE COMMISSION

Revised Regular Open Meeting Agenda

Items for Commission Attention

Tuesday, February 2, 2010

1:30 p.m.

Although the Commission will consider all items on this agenda, they may not be considered in the exact order listed below. Real-time audio broadcast of the open meeting may be accessed through the Commission's website at <http://psc.state.wy.us>.

Copies of Commission advisory staff memos mentioned in this agenda may be obtained on request from Debbie McFerrin at (307)777-7427 or dmcfer@state.wy.us.

REGULAR AGENDA ITEMS

1. Docket No. 30007-93-GP-10 (Record No. 12423) Application of Frannie-Deaver Utilities Co. to adjust its commodity balancing account tariff to pass on to its consumers a decrease for the delivered cost of natural gas in the amount of \$0.0190 per MCF. Commission to consider and act on application and on petition to implement rates on less than 30 days notice. Bryan Lee of Frannie-Deaver Utilities will appear by telephone. Commission advisory staff: Jess Bottom and Dave Lucero. (See memo dated January 28, 2010.)

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 4, 2010, at 3:30 p.m.
 - Tuesday, February 9, 2010, at 1:30 p.m.
 - Thursday, February 11, 2010, at 1:30 p.m.
 - Friday, February 19, 2010, at 1:30 p.m.
 - Tuesday, March 2, 2010, at 1:30 p.m.
 - Thursday, March 4, 2010, at 1:30 p.m.

Notice of Adoption of Rules and Regulations

Docket Number 90000-108-XO-09 (Record No. 12111) 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) that it has adopted Rules and Regulations (Rules). The Rules were adopted pursuant to the rulemaking authority of the Commission and were formally

signed by Governor Dave Freudenthal on January 8, 2010. The Rules were filed with the Secretary of State on January 11, 2010.

The primary reasons for the Rules revisions to Chapters 1, 2, 3, 5, 6, 7, 8 and 9 (Forms) were to delete references to obsolete rules, regulations and statutes, correct grammar, punctuation and other typographical errors, and for general housekeeping purposes. The changes to the Rules were not substantive in nature.

Copies of the adopted Rules are available at the Secretary of State's website at http://soswy.state.wy.us/Rules/Rule_Search_Main.asp, the Commission's website at <http://psc.state.wy.us> or at the Commission's offices in Cheyenne upon request and at a fee of \$0.10 per page.

WYOMING PUBLIC SERVICE COMMISSION

Regular Open Meeting Agenda

Items for Commission Attention

Thursday, February 4, 2010

3:30 p.m.

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REGULAR AGENDA ITEMS

1. Docket No. 70006-78-TA-09 (Record No. 12403) Application of Silver Star Communications with plan for compliance with Wyoming Statute 37-15-203(j). Commission to consider and act on the application. Representatives of Silver Star will appear. Commission advisory staff: Art Schmidt and Blair Bales. (Please see memo dated January 28, 2010.)

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WYOMING PUBLIC SERVICE COMMISSION

Notice of Activity

Wednesday, February 10, 2010

4:00 p.m. – 8:00 p.m.

Sheridan, Wyoming

Docket No. 20004-81-ER-09 (Record No. 12259) Amended application of Montana-Dakota Utilities Co., a division of MDU Resources Group, Inc., for a general rate increase in its Wyoming electric utility service rates of \$5,053,756 per annum. Commission to accept public comment in this matter. The public comment hearing will be held in at Sheridan Community College in Sheridan, Wyoming, in the Whitney Building Presentation Hall, CTEL Room 136,

Commission advisory staff: Dave Lucero, Steve Mink, Marci Norby and David Piroutek.

WYOMING PUBLIC SERVICE COMMISSION

Regular Open Meeting Agenda

Items for Commission Attention

Thursday, February 11, 2010

1:30 p.m.

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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. 20002-75-ER-09 (Record No. 12336) Application of Black Hills Power, Inc., for a general rate increase totaling \$3,919,393 per annum. Commission to consider and act on the company's Petition for Confidential Treatment of Information Produced in Data Requests and a Protective Order Concerning Any Confidential and Proprietary Documents. Commission advisory staff: Steve Mink, Dave Lucero, Marcy Norby, Luy Luong. (No memo; see attached Petition and Proposed Protective Order.)
2. Undocketed. Open meeting minutes for review by the Commission for the regular open meetings of October 27, October 30, November 5 and November 10, 2009. Prepared by Deborah McFerrin. (No memo; see attached copy of listed minutes.)

REGULAR AGENDA ITEMS

1. Docket No. 20000-357-EA-09 (Record No. 12379) Application of Rocky Mountain Power for a certificate of public convenience and necessity to construct approximately 12 miles of new 230 kV transmission line and to remove approximately nine miles of existing 230 kV transmission line between the Dave Johnston power plant and the Casper substation. Commission to consider and act on:
 - a. Statement of Protest and Request for Public Hearing filed by Waylon and Christi Geuke;

- b. Rocky Mountain Power's Opposition to Waylon and Christi Geukes' Statement of Protest and Request for Hearing;
- c. Geuke Petition to Intervene Filed Out of Time (Petition); and
- d. Geuke Response to RMP Opposition (Geuke Response).

Steve Freudenthal, counsel for the Geukes, and representatives of Rocky Mountain Power will appear. Commission advisory staff: Michelle Bohanan, Dave Walker and Blair Bales. (No memo; see attached Statement of Protest, Opposition, Petition and Geuke Response.)

2. Docket No. 30022-135-GC-09 (Record No. 12222) Formal complaint filing of Gateway Construction, LLC, against SourceGas Distribution, LLC. Commission to consider taking judicial notice of:
 - a. Application of Kinder Morgan, Inc., filed in Docket No. 30022-GT-04-31;
 - b. Transcript testimony of Kinder Morgan, Inc., witness Bradley Van Dyke in Kinder Morgan's general rate application in Docket No. 30022-73-GR-06;
 - c. Commission Order dated October 19, 2004, issued in Docket Nos. 30022-GT-04-31, 30022-GT-04-32 and 30022-GT-04-33;
 - d. Commission Order dated December 4, 2006, in Docket No. 30022-73-GR-06; and
 - e. Letter Order dated May 21, 2008, in Docket No. 30022-106-GT-07.

SourceGas, LLC, counsel to appear by telephone or in person. Jim Stephen of Gateway Construction, LLC, will appear. Commission advisory staff: Dave Lucero, Don Biedermann and Laura Arellano. (No memo; documents for which judicial notice being considered attached.)

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WYOMING PUBLIC SERVICE COMMISSION

Notice of Activity

**Friday, February 19, 2010
10:00 am**

Docket No. 80022-1-WI-08 (Record No. 11993) Investigation, upon the Commission's own motion, of Gosar's Unlimited, Inc., for the purposes of determining whether the Company is a public utility subject to the Commission's jurisdiction under W.S. § 37-2-112. Commission to conduct public deliberations and possibly render a decision.

Commission Advisory Staff: Dave Lucero and Luy Luong,

WYOMING PUBLIC SERVICE COMMISSION

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CONSENT AGENDA ITEMS

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1. Docket No. 30022-144-GT-09 (Record No. 12390) Application of SourceGas Distribution, LLC, for authority in the Casper, Gillette and Torrington Divisions to make revisions to its service line and main extension policy as stated in Section 31.2 of the terms and conditions of its Wyoming tariff. Commission to consider Statement of Protest and Request for Intervention filed by Gateway Construction, LLC. Commission Advisory Staff: Victoria Hansen and Michelle Bohanan. (No memo; see attached Statement and Request dated February 8, 2010.)
2. Docket No. 90072-31-XO-09 (Record No. 12302) Application of Union Telephone Company for an adjustment to its Wyoming Universal Service Fund Support. Commission to consider and act on Petition for Confidential Treatment of Documents (Petition). Commission advisory staff: Art Schmidt and Blair Bales. (No memo; please see attached Petition.)

REGULAR AGENDA ITEMS

1. Docket No. 30011-64-GA-10 (Record No. 12438) Application of Energy West Wyoming, a division of Energy West Inc., for consideration by the Commission of a proposal by Energy West Wyoming to resolve excess charges on certain volumes to certain customers. Commission to consider and act on the application. Mr. Brad Samuels will appear by telephone for the company. Commission advisory staff: Victoria Hansen and Michelle Bohanan. (See memo dated February 8, 2010.)

2. Docket No. 90072-31-XO-09 (Record No. 12302) Application of Union Telephone Company for an adjustment to its Wyoming Universal Service Fund Support. Commission to consider and act on application. Union representatives will appear. Commission advisory staff: Art Schmidt and Blair Bales. (See memo dated February 3, 2010.)

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 - Tuesday, March 2, 2010, at 1:30 p.m.
 - Thursday, March 4, 2010, at 1:30 p.m.

WYOMING PUBLIC SERVICE COMMISSION

Regular Open Meeting Agenda

Items for Commission Attention

Friday, February 26, 2010

1:30 p.m.

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1. Docket Nos. 70000-1451-TK-09 and 62032-2-RK-09 (Record No. 12399) Contract filing of Qwest Corporation for authority to enter into a Wireless Originated 8XX Jointly Provided Switched Access (JPSA) Amendment to the interconnection agreement with Sprint Spectrum, L.P. Commission to consider and act on contract filing. Commission advisory staff: Art Schmidt and Blair Bales. (See memo dated February 23, 2010.)
2. Docket Nos. 70000-1452-TK-09 and 70021-35-TK-09 (Record No. 12400) Contract filing of Qwest Corporation for authority to enter into a Originated Toll Free Service Jointly Provided Switched Access (JPSA) Amendment to the interconnection agreement with Sprint Communications Company, L.P. Commission to consider and act on contract filing. Commission advisory staff: Art Schmidt and Blair Bales. (See memo dated February 23, 2010.)

REGULAR AGENDA ITEMS

1. Docket No. 30005-136-GP-09 (Record No. 12305) Application of Cheyenne Light, Fuel and Power Company for authority to pass on a wholesale gas cost increase of \$1.5490 per Dth for firm and interruptible rate classes beginning November 1, 2009. Commission to consider final approval of rates currently in effect on an interim basis. Commission advisory staff: Jess Bottom and Steve Mink. (See memo dated February 19, 2010.)

2. Docket No. 30022-145-GP-10 (Record No. 12435) Application of SourceGas Distribution, LLC, (Casper Division) for authority to pass on through its commodity balancing account an increase of \$0.1091 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. A company representative will appear by telephone. Commission advisory staff: Luy Luong and Dave Lucero. (See memo dated February 22, 2010.)
3. Docket No. 30222-146-GP-10 (Record No. 12436) Application of SourceGas Distribution, LLC, (Torrington Division) for authority to pass on through its commodity balancing account an increase of \$0.9107 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. A company representative will appear by telephone. Commission advisory staff: Brittney Brinkmeier and Vicky Hansen. (See memo dated February 24, 2010.)
4. Docket No. 30022-147-GP-10 (Record No. 12437) Amended application of SourceGas Distribution, LLC, (Gillette Division) for authority to pass on through its commodity balancing account an increase of \$0.7283 per Dth to its pass-on rate [regulated rate] customers. Commission to consider and act on amended application and petition for confidential treatment of Exhibit E. A company representative will appear by telephone. Commission advisory staff: Jess Bottom and Steve Mink. (See memo dated February 18, 2010.)

Set date and time for next Open Meeting.

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 - Thursday, March 4, 2010, at 1:30 p.m.