

BEFORE THE PUBLIC SERVICE COMMISSION OF WYOMING
Minutes of Regular Open Meeting

Tuesday, February 3, 2009
1:30 p.m.

Commissioners: Chairman Kathleen A. "Cindy" Lewis, presiding
Deputy Chairman Steve Oxley
Commissioner Alan B. Minier

Rich Brewer, SourceGas Distribution (by telephone)
Dale Cottam, local counsel for Accenture
William Meckling, SourceGas Distribution (by telephone)
Eric Nelsen, SourceGas Distribution (by telephone)
Kelley Pearson, local counsel for SourceGas Distribution
Jim Suttle, Cottonwood Creek, Inc. (by telephone)
Judy Vialpando, SourceGas Distribution (by telephone)
Helen Wells, SourceGas Distribution (by telephone)

Office of Consumer Advocate (OCA): David McMullian, Kimber
Wichmann

Commission Staff: Blair Bales, Marchia Johansen, Shirley McCown,
Steve Mink, Art Schmidt, Darrell Zlomke

CONSENT AGENDA ITEMS

1. **Docket No. 70210-1-TA-08 (Record No. 11881) Application of BLC Management LLC d/b/a Angles Communication Solutions (BLC) 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.** Chairman Lewis introduced the consent agenda item and asked if there were any requests to withdraw the item for further consideration. Blair Bales, Commission Counsel, said the company did contact the Commission asking about the status of this application and provided a telephone number to staff. However, Ms. Bales said a subsequent attempt to call BLC was unsuccessful. Art Schmidt, Commission Advisory Staff (CAS), said several attempts have been made by telephone and by letter to contact BLC for further information on the application, and these are documented in the Commission's docket file. Ms. Bales confirmed that BLC would be able to refile its request for a certificate if so desired and recommended the Commission dismiss the current application without prejudice for failure to prosecute. Deputy Chairman Oxley moved to dismiss the application as recommended. Commissioner Minier seconded the motion, and Chairman Lewis concurred.

REGULAR AGENDA ITEMS

- 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.** Jess Bottom, Commission Advisory Staff (CAS), provided a technical memo dated January 28, 2008. Jim Suttle of Cottonwood Creek, Inc., said that the company has been granted an interstate tariff by the Federal Energy Regulatory Commission (FERC), and he said there is no intrastate movement of oil on the pipeline at this time. Mr. Suttle explained that all crude oil received into the pipeline is destined for transportation into the Red Butte System with no storage capacity at any point in Wyoming. He said most of the oil is transported to refineries in Montana and Cottonwood Creek, Inc., does not own any of the barrels transported. As a result, Mr. Suttle said the company would like to withdraw this application and possibly its certificate of public convenience and necessity (CPCN) in Wyoming. Discussion followed on whether or not Cottonwood Creek, Inc., continues to fall under the Commission's jurisdiction as an intrastate transporter of crude oil. Blair Bales, Commission Counsel, asked that any action taken include a requirement that the company file its delinquent annual reports. There were no further comments or questions. Ms. Bales recommended the Commission deem the company transports as interstate and dismiss this filing, and she also recommended the company be requested to file an application to cancel its CPCN and to bring current its annual reports. Deputy Chairman Oxley moved for purposes of discussion to take action as recommended, and Chairman Lewis seconded the motion. The Commissioners decided that not enough information was available at this time to determine whether Cottonwood Creek, Inc., is acting as an intrastate transporter. Chairman Lewis moved to table this item and request the company provide additional information to clarify its status and requested Commission staff evaluate whether or not a hearing is required to make a determination. Deputy Chairman Oxley seconded the motion, and Commissioner Minier concurred.
- 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, (SourceGas) 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.** Rich Brewer, SourceGas, reviewed the information on budget billing customers in Wyoming and said approximately 1,750 have a balance due with the majority of these balances less than \$100. Mr. Brewer said several commercial customers also have balances due. He added that approximately 3,000 customers have a credit balance in their budget billing accounts. Helen Wells, SourceGas, explained a proposed plan to resolve the budget billing issue by taking all budget billing customers in Wyoming off the plan, reviewing each account for a true-up amount and then spreading any balance due or credit over a 12-month period as part of a new budget billing plan. Ms. Wells also verified that a collections hold has been placed on any of these customers

who currently have balances due. Chris Petrie, Commission Chief Counsel, agreed it might be difficult to calculate interest on any credit balances or provide a lump-sum credit to customer bills without disrupting the budget billing plans. Ms. Wells said all adjustments would be calculated and implemented from the SourceGas office in Lakewood, Colorado, and would not be done by the third-party billing provider. Eric Nelsen, counsel for SourceGas, then reviewed the law enforcement incident report requested at the last open meeting covering the theft of service by customer "AL" suspected by SourceGas. Mr. Petrie said he had reviewed the information provided and had no further questions. There were no further comments or questions. Chairman Lewis reminded SourceGas of the continuing requirement to notify the Commission of any further billing issues, and she said a Letter Order would be issued confirming agreements and understandings reached at this meeting.

A full audio transcript of the meeting is available upon request.

Next Regular Open Meeting: Tuesday, February 10, 2009, at 1:30 p.m.

Prepared by: Deborah McFerrin

ACCEPTED and APPROVED by the Commission on the 18th day of June 2009.

Steve Oxley, Deputy Chairman

BEFORE THE PUBLIC SERVICE COMMISSION OF WYOMING
Minutes of Regular Open Meeting

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

Commissioners: Chairman Kathleen A. "Cindy" Lewis, presiding
Deputy Chairman Steve Oxley
Commissioner Alan B. Minier

Michael Fox, Advanced Communications Technology, Inc. (by telephone)
Andrew Karl, Sage Telecom, Inc. (by telephone)
Traci Ruskowski, Advanced Communications Technology, Inc. (by telephone)
Liz Zerga, local counsel for Advanced Communications Technology, Inc.

Office of Consumer Advocate (OCA): David McMullian, Denise Parrish, Kimber Wichmann

Commission Staff: Laura Arellano, Blair Bales, Don Biedermann, Vicky Hansen, Steve Mink, Chris Petrie, Dave Piroutek, Barbara Taylor-Iversen, Tom Wilson

CONSENT AGENDA ITEMS

- 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).**

- 2. Multiple Dockets. Commission to consider dismissal of Show Cause proceedings initiated against the following public utilities for non-compliance with Wyoming law.**

<u>Public Service Commission (PSC)-Annual Report</u>			
Docket No.	Company Name	Docket No.	Company Name
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

Department of Revenue (DOR)-Utility Assessment Report				
Docket No.	Company Name		Docket No.	Company Name
31002-12-TI-08	Overland Trails Transmission Co.		74570-2-TI-08	iLOKA, Inc.
70044-6-TI-08	Tel West Communications, Inc.			
<u>PSC--Annual Report (Missing Oath and Verification Page Only)</u>				
Docket No.	Company Name		Docket No.	Company Name
74578-2-TI-08	NobelTel, LLC			

Chairman Lewis introduced the consent agenda items and asked if there were any requests to withdraw an item for further consideration. There were no such requests and no comments or questions. Blair Bales, Commission Counsel, recommended approval of Item 1 by Letter Order, effective immediately and signed by Commission Counsel, granting the petition and placing the contract into the Commission's confidential files with no ratemaking implications. Vicky Hansen, Commission Counsel, recommended issuance of Letter Orders, effective immediately and signed by Commission Counsel, dismissing the Show Cause proceedings against the listed companies because of their compliance with the relevant laws. Deputy Chairman Oxley moved to take action as recommended on both items. Commissioner Minier seconded the motion, and Chairman Lewis concurred.

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.** Tom Wilson, Commission Advisory Staff (CAS), provided a technical memo dated February 3, 2009. Steve Mink, Commission Counsel, said the application is incomplete and attempts to contact the company by telephone and email have failed, and certified mail to it was returned as undeliverable. There were no further comments or questions. Mr. Mink recommended a Letter Order be issued, effective immediately, dismissing the docket. Deputy Chairman Oxley moved to take action as recommended, and Commissioner Minier seconded the motion. Chairman Lewis concurred.

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.** Vicky Hansen, Commission Counsel, provided a technical memo dated February 6, 2009. Andrew Karl of Sage Telecom, Inc., said the petition specifically addresses revenues and operating expenses of the total company. He said Sage Telecom is a privately held company and disclosure of the information would result in a competitive disadvantage. Dave McMullian of the OCA said he has talked with a company representative who said the information for which confidentiality is being requested is accurate in the report before the Commission. Mr. Karl confirmed the information by saying operations have just begun in Wyoming with no services currently

being provided. There was some discussion on whether total company or Wyoming-specific data should be provided and what should actually be treated as confidential. As a result, Ms. Hansen recommended the Commission table this item for 15 days to allow the company to file an amended petition and annual report pursuant to Rule 120. She said Commission staff would work with the company, and the petition would be brought back to open meeting at a later date. Deputy Chairman Oxley moved to take action as recommended. Commissioner Minier seconded the motion, and Chairman Lewis concurred.

3. **Docket No. 74505-7-TA-08 (Record No. 11931) Petition of Advanced Communications Technology, Inc., (ACT) for confidential treatment of its 2007 annual report. Commission to consider and act on Petition for Confidential Treatment.** Vicky Hansen, Commission Counsel, provided a technical memo dated February 6, 2009. Liz Zerga, local counsel for ACT, said the annual reports for this docket and for agenda Item 4 were filed in a timely manner but have not yet been processed. Ms. Zerga said that, after consultation with the company, it was agreed the request for confidential treatment was too general. Therefore, ACT has filed a request to withdraw the petition for confidential treatment in this docket and will refile the report. Ms. Hansen said the request was filed after the open meeting agenda was published and recommended a Letter Order be issued closing the docket. Deputy Chairman Oxley moved to issue a Letter Order as recommended. Commissioner Minier seconded the motion, and Chairman Lewis concurred.
4. **Docket No. 70096-21-TA-08 (Record No. 11932) Petition of Advanced Communications Technology, Inc., (ACT) for confidential treatment of its 2007 annual report. Commission to consider and act on Petition for Confidential Treatment.** Vicky Hansen, Commission Counsel, provided a technical memo dated February 6, 2009. Liz Zerga, local counsel for ACT, said the petition for confidential treatment has been significantly revised after consultation with the company. She said some financial data should remain confidential as the company's competitive status would be damaged if the information were published. Ms. Hansen said she had no disagreement with the revised petition which was filed prior to this meeting, and she added that work will continue with ACT to improve compliance with Rule 120 provisions in the future. There were no further comments or questions. Ms. Hansen recommended approval of the revised petition for confidential treatment by Letter Order, effective immediately and signed by Commission Counsel. Deputy Chairman Oxley moved to take action as recommended. Chairman Lewis seconded the motion, and Commissioner Minier concurred.
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.**

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

Vicky Hansen, Commission Counsel, said Orders to Show Cause were sent by certified mail to all listed companies, and attempts were made to contact them by email and telephone with no success. There were no further comments or questions. Ms. Hansen recommended the Commission issue Orders, effective immediately, to cancel the registrations and/or revoke the authorities of the listed companies to provide service in Wyoming. She said copies of these orders would be provided to the Department of Revenue and to the Secretary of State. Deputy Chairman Oxley moved to take action as recommended, and Commissioner Minier seconded the motion. Chairman Lewis concurred.

A full audio transcript of the meeting is available upon request.

Next Regular Open Meeting: Thursday, February 19, 2009, at 2:30 p.m.

Prepared by: Deborah McFerrin

ACCEPTED and APPROVED by the Commission on the 18th day of June 2009.

Steve Oxley, Deputy Chairman

BEFORE THE PUBLIC SERVICE COMMISSION OF WYOMING
Minutes of Regular Open Meeting

Thursday, February 19, 2009
2:30 p.m.

Commissioners: Chairman Kathleen A. "Cindy" Lewis, presiding
Deputy Chairman Steve Oxley
Commissioner Alan B. Minier

Barbara Brohl, counsel for Qwest Corporation (by telephone)
Mike Ceballos, Qwest Corporation
Deanna Klawson, Ernst & Young (by telephone)
Betty Knapp, Qwest Corporation (by telephone)
Jody Levin, Qwest Corporation
Susan Mohr, Qwest Corporation (by telephone)
Chris Munter, Big Horn County Electric Cooperative (by telephone)
Mary Ann Neill, Qwest Corporation (by telephone)
Lynn Norsworthy, Qwest Corporation (by telephone)
Elise Payne, Big Horn County Electric Cooperative (by telephone)
David Ponder, Ernst & Young (by telephone)
Adriana Saldivar, Ernst & Young (by telephone)
Tyler Young, Ernst & Young (by telephone)

Office of Consumer Advocate (OCA): David McMullian, Denise Parrish

Commission Staff: Laura Arellano, Blair Bales, Jess Bottom, Vicky Hansen, Dave Lucero, Luy Luong, Steve Mink, Chris Petrie, Art Schmidt, Tom Wilson

CONSENT AGENDA ITEMS

- 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.**
- 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.**
- 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.**

4. Undocketed. Open Meeting Minutes for review by the Commission for the Regular Open Meetings of:

October 31, 2008	December 5, 2008
November 7, 2008	December 10, 2008
November 21, 2008	December 11, 2008
November 26, 2008	December 19, 2008
December 4, 2008	

Chairman Lewis introduced the consent agenda and asked if there were any requests to withdraw an item for further consideration. There were no such requests nor any comments or questions. Luy Luong, Commission Advisory Staff (CAS), recommended approval of Items 1 and 2 by Order only, effective immediately, and granting of the motions to intervene in Item 3 by Order only, effective immediately. He said the request for a hearing in Casper would be discussed at another time. Commissioner Minier moved to take action as recommended. Deputy Chairman Oxley seconded the motion, and Chairman Lewis concurred. Deputy Chairman Oxley then moved to accept the listed minutes as submitted, and Chairman Lewis seconded the motion. Commissioner Minier concurred.

REGULAR AGENDA ITEMS

- 1. **Docket No. 70000-1405-TA-08 (Record No. 11961) Application of Qwest Corporation (Qwest) for authority to request access to 911 information on behalf of potential customers. Commission to consider and act on application.** Art Schmidt, CAS, provided a technical memo dated February 11, 2009. Barbara Brohl, counsel for Qwest, said approval of the application would allow Qwest to receive real-time access to 911 call information. Ms. Brohl said the optional product, for which Qwest would charge a fee, would allow customers to designate a contact to be called if a 911 emergency call were initiated. She added that it is Qwest’s belief the Commission has the authority under W.S. § 16-9-107 to allow release of the 911 information on a real-time basis. Discussion followed on the interpretation of statutes regarding public records and the identity and responsibilities of the custodian of the information in the 911 calls. Deputy Chairman Oxley then moved to deny the application by Order only, effective immediately. Commissioner Minier seconded the motion, and Chairman Lewis concurred.

- 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.** Tom Wilson, CAS, provided a technical memo dated February 17, 2009. Mr. Wilson said there were a few questions and concerns in the procedures including the parameters of a random sample. Deanna Klawson of Ernst & Young and Barbara Brohl of Qwest both said the sample would be whatever is agreed

upon among the parties, including the Commission. Mr. Wilson also requested corrections to language in sections where the audit procedure differed from the original statement of work. There were no further comments or questions. Deputy Chairman Oxley moved to approve the agreed-upon audit procedures subject to review by staff to confirm the requested changes have been made to its satisfaction. Commissioner Minier seconded the motion, and Chairman Lewis confirmed.

3. **Docket No. 10018-16-CP-09 (Record No. 12040) Application of Big Horn County Electric Cooperative, Inc., (Big Horn) 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.** Jess Bottom, CAS, provided a technical memo dated February 17, 2009. Chris Munter of Big Horn said the company is seeking to pass on an increase of approximately 2.3% from the Western Area Power Administration (WAPA). Mr. Munter said Big Horn purchases only wholesale power from WAPA and not transmission services. Mr. Bottom added that Big Horn is based in Montana and is not eligible to opt out of rate regulation at this time. He said Wyoming customers use approximately 6.92% of Big Horn's services and the increase would be passed on to all classes of service. There were no further comments or questions. Mr. Bottom recommended approval of the application by Notice and Order, effective immediately, for usage on and after February 22, 2009, a date which reflects the beginning of the next billing cycle. Deputy Chairman Oxley moved to take action as recommended, and Commissioner Minier seconded the motion. Chairman Lewis concurred.

A full audio transcript of the meeting is available upon request.

Next Regular Open Meeting: Tuesday, February 24, 2009, at 9:00 a.m.

Prepared by: Deborah McFerrin

ACCEPTED and APPROVED by the Commission on the 18th day of June 2009.

Steve Oxley, Deputy Chairman

BEFORE THE PUBLIC SERVICE COMMISSION OF WYOMING
Minutes of Regular Open Meeting

Tuesday, February 24, 2009
9:00 a.m.

Commissioners: Chairman Kathleen A. "Cindy" Lewis, presiding
Deputy Chairman Steve Oxley
Commissioner Alan B. Minier

Steve Bateson, Questar Gas Company (by telephone)
Jennifer Byde, counsel for Questar Gas Company (by telephone)
Judd Cook, Questar Gas Company (by telephone)
John Kennedy, Questar Gas Company (by telephone)
Barrie McKay, Questar Gas Company (by telephone)
Kelly Mendenhall, Questar Gas Company (by telephone)
Ted Peterson, Questar Gas Company (by telephone)

Commission Staff: Blair Bales, Marci Norby, Barbara Taylor-Iversen

CONSENT AGENDA ITEMS

- 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.**
- 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.**
- 3. Undocketed. Open Meeting Minutes for review by the Commission for the Regular Open Meetings of October 24 and December 16, 2008.**

Chairman Lewis introduced the consent agenda items and asked if there were any requests to withdraw an item for further discussion. There were no such requests and no questions or comments. Marci Norby, CAS, recommended the Commission issue the Special Order in Item 1, effective immediately; and approve Item 2 by Order only, effective immediately. Deputy Chairman Oxley moved to take action as recommended. Commissioner Minier seconded the motion, and Chairman Lewis concurred. Deputy Chairman Oxley then moved to accept the listed open meeting minutes as submitted. Chairman Lewis seconded the motion, and Commissioner Minier concurred.

REGULAR AGENDA ITEMS

- 1. Docket No. 30010-96-GP-09 (Record No. 12054) Application of Questar Gas Company (Questar) 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.** Marci Norby, Commission Advisory Staff (CAS), provided a technical memo dated February 19, 2009. John Kennedy of Questar said the application reflects a continued decrease in the commodity portion of gas costs and a change in the company's 191 account. Mr. Kennedy said the costs are based on average cost estimates from three organizations. He also requested a waiver of the 30-day requirement to allow implementation of the decrease on March 1, 2009. There were no further comments or questions. Ms. Norby recommended approval of the application by Notice and Order, effective immediately, for usage on and after March 1, 2009, and further recommended approval of the requested waiver. Deputy Chairman Oxley moved to take action as recommended, and Commissioner Minier seconded the motion. Chairman Lewis concurred.

A full audio transcript of the meeting is available upon request.

Next Regular Open Meeting: Wednesday, February 25, 2009, at 9:00 a.m.

Prepared by: Deborah McFerrin

ACCEPTED and APPROVED by the Commission on the 18th day of June 2009.

Steve Oxley, Deputy Chairman

BEFORE THE PUBLIC SERVICE COMMISSION OF WYOMING
Minutes of Regular Open Meeting

Wednesday, February 25, 2009
9:00 a.m.

Commissioners: Chairman Kathleen A. “Cindy” Lewis, presiding
Deputy Chairman Steve Oxley
Commissioner Alan B. Minier

Rich Brewer, SourceGas Distribution, LLC
Bill Meckling, SourceGas Distribution, LLC
Eric Nelsen, counsel for SourceGas Distribution, LLC
Kelley Pearson, local counsel for SourceGas Distribution, LLC
Judy Vialpando, SourceGas Distribution, LLC
Helen Wells, SourceGas Distribution, LLC

Office of Consumer Advocate (OCA): Bryce Freeman, Denise Parrish,
Kimber Wichmann

Commission Staff: Laura Arellano, Blair Bales, Jess Bottom, Vicky
Hansen, Dave Lucero, Marchia Johansen, Mary Kiser, Shirley McCown,
Steve Mink, Chris Petrie

REGULAR AGENDA ITEMS

1. **Docket No. 30022-127-GP-09 (Record No. 12048) Application of SourceGas Distribution LLC (Casper Division) (SourceGas) 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.** Michelle Bohanan, Commission Advisory Staff (CAS), provided a technical memo dated February 19, 2009. Gary Abbate of SourceGas said the request is for the regular quarterly adjustment and consists of three components—the commodity rate, surcharge and working gas storage adjustment—all of which reflect decreases. Mr. Abbate said the average residential customer would see a decrease of approximately 16.3% over the current rate and 10.2% from March 2008. He also requested approval of the petition for confidential treatment as the exhibit contains summaries of gas supply contracts and terms and gas purchase contracts. Mr. Abbate also said the company’s goal is to reduce the commodity balancing account to zero by the end of May. There were no further comments or questions. Ms. Bohanan recommended approval of the application by Notice and Order, effective immediately, for usage on and after March 1, 2009, and also recommended approval of the petition for confidential treatment. Deputy Chairman Oxley moved to take action as recommended. Commissioner Minier seconded the motion, and Chairman Lewis concurred.

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.** Jess Bottom, CAS, provided a technical memo dated February 18, 2009. Gary Abbate of SourceGas said the application is for a quarterly adjustment and includes a request for confidential treatment of Exhibit E. Mr. Abbate said the adjustment for the Gillette Division consists of two components, the commodity and surcharge rates, with no working gas storage adjustment for this division. He said both components reflect decreases, and the average residential customer would see a decrease of approximately 36% over the currently-approved rate and 35% from the same period last year. There were no further comments or questions. Mr. Bottom recommended approval of the application by Notice and Order, effective immediately, for usage on and after March 1, 2009, and that the petition for confidential treatment be approved. Deputy Chairman Oxley moved to take action as recommended. Commissioner Minier seconded the motion, and Chairman Lewis concurred.
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.** Marci Norby, CAS, provided a technical memo dated February 23, 2009. Gary Abbate of SourceGas said the requested quarterly adjustment for the Torrington Division consists of three components: the commodity and surcharge rates and the working gas storage adjustment. He said the working gas storage adjustment reflects an increase while the other two components have decreased. Mr. Abbate said the average bill for a residential customer would reflect a 29.5% decrease from the currently-approved rate and a decrease of approximately 34.6% from the previous year. There were no further comments or questions. Ms. Norby recommended approval of the application by Notice and Order, effective immediately, for usage on and after March 1, 2009, and approval of the petition for confidential treatment. Deputy Chairman Oxley moved to take action as recommended. Commissioner Minier seconded the motion, and Chairman Lewis concurred.
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.** Rich Brewer of SourceGas provided a handout with information on the Budget Billing program. Helen Wells, SourceGas, said the current problem resulted from a failure of the third-party billing provider to conduct periodic reviews quarterly as has been company policy in the past. Mr. Brewer added that when the reviews were conducted in November and December, an incorrect formula was used. As a result, the Customer Care office of SourceGas is currently overseeing and reviewing all true-up adjustments prior to implementation. In spite of the problems, Mr. Brewer said, most customers are still within original plan projections and do not need significant

adjustment to their bills. SourceGas staff responded to Commission questions regarding customer contacts during the Budget Billing program process, the possibility of implementing a monthly rolling-average plan, and progress on bringing its billing operations in-house. There were no further comments or questions, and no further action was taken. Chairman Lewis asked that a copy of the SourceGas presentation be included in these minutes.

A full audio transcript of the meeting is available upon request.

Next Regular Open Meeting: Wednesday, February 25, 2009, at 9:00 a.m.

Prepared by: Deborah McFerrin

ACCEPTED and APPROVED by the Commission on the 28th day of July 2009.

Alan B. Minier, Chairman¹

¹Participated at open meeting as Commissioner; elected Chairman on March 5, 2009.