

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

Tuesday, January 20, 2009
1:30 p.m.

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

Dale Cottam, counsel for Wyoming Gas Company
Chris Kilpatrick, Cheyenne Light, Fuel and Power
Dave Mosier, Rocky Mountain Power
John Sundahl, local counsel for Cheyenne Light, Fuel and Power

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

Commission Staff: Blair Bales, Don Biedermann, Michelle Bohanan, Jess
Bottom, Vicky Hansen, Dave Lucero, Steve Mink, Marci Norby, Dave
Walker, Tom Wilson

CONSENT AGENDA ITEMS

- 1. Docket No. 20003-99-EK-08 (Record No. 11959) Contract filing of the Renewable Energy Purchase Agreement and Amendment between Cheyenne Light, Fuel and Power Company and Happy Jack Windpower, LLC, and TE Happy Jack, LLC. Commission to consider and potentially act on the contract filing.**
- 2. Undocketed. Open Meeting Minutes for review by the Commission for the Regular Open Meeting of October 7, 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 further comments or questions. Blair Bales, Commission Counsel, recommended issuing a Letter Order and placing the contract in the Commission’s contract files. Deputy Chairman Oxley moved to take action as recommended and to approve the open meeting minutes as submitted. Commissioner Minier seconded the motion and Chairman Lewis concurred.

REGULAR AGENDA ITEMS

- 1. Docket Nos. 20000-338-EA-08 and 10013-41-EA-08 (Record No. 10995) Application of Rocky Mountain Power for approval of its agreement with Bridger Valley Electric Association and Broadbent Land and Resources, LLC. Commission to consider and act on agreement allowing Bridger Valley Electric Association to serve the electric load of Broadbent Land and Resources, LLC, which is located in Rocky**

Mountain Power's certificated territory. Jess Bottom, Commission Advisory Staff (CAS), provided a technical memo dated January 8, 2009. Dave Mosier, RMP's Wyoming Regulatory Affairs Manager, summarized the application stating Broadbent Land and Resources, LLC is a customer wishing to build a lodge in Rocky Mountain Power's certificated territory. Mr. Mosier stated the cost to extend service from their distribution line, four miles away, would be approximately \$293,000. Bridger Valley Electric Association has a distribution line two miles away and has agreed to provide the service for approximately \$62,500. A standard three-way agreement has been reached to relinquish the load to Bridger Valley Electric. There were no further comments or questions. Dave Lucero, Commission Counsel, recommended approval of the agreement by Order only, effective immediately. Commissioner Minier moved to take action as recommended, Deputy Chairman Oxley seconded the Motion and Chairman Lewis concurred.

2. **Docket Nos. 20000-340-EK-09 and 10002-74-EK-09 (Record No. 12021) Contract filing between Rocky Mountain Power and Carbon Power and Light, Inc., for the delivery of electric power from Carbon Power and Light, Inc., to Rocky Mountain Power's Seven Mile Hill wind project. Commission to consider and act on the company's application.** Michelle Bohanan, Commission Advisory Staff, provided a technical memo dated January 6, 2009. Dave Mosier, RMP's Wyoming Regulatory Affairs Manager, summarized the application stating this is a contract agreement between Carbon Power and Rocky Mountain Power for Carbon Power to provide station service to the operations and maintenance building located at Rocky Mountain Power's Seven Mile Hill wind project. Mr. Mosier stated it will be less expensive to extend power to the building using Carbon Power's facility than from using its own. There were no further comments or questions. Steve Mink, Commission Counsel, recommended approval of the contract filing by Order only, effective immediately. Commissioner Minier moved to take action as recommended, Deputy Chairman Oxley seconded the motion and Chairman Lewis concurred.
3. **Docket No. 30005-124-GP-08 (Record No. 12018) Amended Application of Cheyenne Light, Fuel and Power Company for authority to pass on a wholesale gas cost decrease of \$1.3172 per Dth for firm and interruptible rate classes 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.** Michelle Bohanan provided a technical memo dated January 7, 2009. Representing Cheyenne Light, Fuel and Power Company, Chris Kilpatrick, Director of Rates, summarized the application, stating the projected gas cost is \$1.32 per Dth lower than the current rate. He added that the application was amended pursuant to staff's request to correct the Company's comparison of costs. John Sundahl, local counsel, requested confidential treatment of Schedules E, F, G, H, I, J and K because they contain gas purchasing information and volumetric projections. There were no further comments or questions. Ms. Bohanan recommended approval of the amended application by Notice and Order, effective immediately, for usage on and after February 1, 2009. She also recommended approval of the Petition for Confidential Treatment.

Deputy Chairman Oxley moved to approve the application and petition as recommended, Commissioner Minier seconded and Chairman Lewis concurred.

4. **Docket Nos. 20003-101-ET-08 and 30005-123-GP-08 (Record No. 12011) Application of Cheyenne Light, Fuel and Power Company for authority to amend its electric and gas tariffs to clarify the customer service charge terms and conditions. Commission to consider and act on the Company's application.** Michelle Bohanan and Dave Walker provided a technical memo dated January 15, 2009. Representing Cheyenne Light, Fuel and Power Company, Chris Kilpatrick, Director of Rates, stated the purpose of this filing was to clarify the language in its tariff regarding customer service charges. After meeting with Commission Staff, the Company amended its filing to reflect Staff's suggestions. The change in the wording of the tariff specifically outlines the current practices and does not affect rates. After discussion with the Company, Staff and the OCA, Deputy Chairman Oxley moved to approve the amended application to change the wording in paragraph 1 of the tariff, from "for connection" to "per connection," by Order only, effective immediately for service rendered on and after March 1, 2009. Commissioner Minier seconded the motion and Chairman Lewis concurred.

5. **Docket No. 30009-48-GR-08 (Record No. 11924) Application of Wyoming Gas Company for a general rate increase in the amount of \$1.607 million per year. Commission to consider and potentially act on Wyoming Gas Company's and Wyoming Office of Consumer Advocate's Proposed Procedural Schedule.** Dale Cottam, counsel for Wyoming Gas, stated their entire case has already been filed and their only concern relates to adequate response time to any pre-filed testimony of intervenors or the OCA. David McMullian, counsel for the OCA, voiced concerns regarding their burdensome schedule during the months of March and April. Commissioner Minier stated he wanted to avoid any discovery dispute on the day of the hearing and motioned to have written discovery filed on April 27, 2009, with summary rebuttal testimony due May 8, 2009. All parties were in agreement with those recommendations. Deputy Chairman Oxley seconded the motion and Chairman Lewis concurred. Vicky Hansen, Commission Counsel, was directed to file a Procedural Schedule.

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

Next Open Meeting: Thursday, January 22, 2009, at 1:30 p.m.

Prepared by: Angie Elliott

ACCEPTED and APPROVED by the Commission on the 29th day of May 2009.

Alan B. Minier, Chairman

*Participated at Open meeting as Commissioner, appointed as Chairman on March 5, 2009.

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

Tuesday, January 27, 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
Terri Dobrinski, SourceGas Distribution (by telephone)
Jason Hendricks, Range Telephone companies
Jeff Hubbard, Qwest Corporation
Don Jackson, TCT West
William Meckling, SourceGas Distribution (by telephone)
Eric Nelsen, SourceGas Distribution (by telephone)
Edie Ortega, CenturyTel (by telephone)
Mitch Tebley, SourceGas Distribution (by telephone)
Judy Vialpando, SourceGas Distribution (by telephone)
Helen Wells, SourceGas Distribution (by telephone)
Liz Zerga, local counsel for Range Telephone companies, including
Dubois Telephone Exchange

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

Commission Staff: Blair Bales, Victoria Hansen, Marchia Johansen,
David Lucero, Shirley McCown, Chris Petrie, Art Schmidt, Tom Wilson

CONSENT AGENDA ITEMS

- 1. Docket Nos. 70000-1407-TK-08 and 70096-22-TK-08 (Record No. 12013) Contract filing of Qwest Corporation for authority to enter into a sub-loop field connection point (FCP) rate update amendment to the interconnection agreement with Advanced Communications Technology, Inc. Commission to consider and act on filing.**
- 2. Docket No. 30022-111-GA-08 (Record No. 11662) Application of SourceGas Distribution, LLC, for authority to abandon natural gas service to eight customers and eleven premises in the Shoshoni area in Fremont County, Wyoming. Commission to consider closing the docket.**
- 3. Undocketed. Open Meeting Minutes for review by the Commission for the Regular Open Meetings of October 9 and November 5, 2008.**

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. Victoria Hansen, Commission Counsel, recommended approval of Item 1 by Order only, effective immediately, and recommended approval of Item 2 by Letter Order, effective immediately, to be signed by Commission attorney. Deputy Chairman Oxley moved to take action as recommended. Commissioner Minier seconded the motion, and Chairman Lewis concurred. Chairman Lewis moved to accept the Open Meeting minutes as submitted. Deputy Chairman Oxley seconded the motion, and Commissioner Minier concurred.

REGULAR AGENDA ITEMS

- 1. Docket No. 90000-104-XI-08 (Record No. 11698) Commission's investigation on its own motion of the quality and reliability of telecommunications service provided by telecommunications companies providing service in the state of Wyoming. Commission to consider requesting written updates from Qwest Corporation, Range Telephone Cooperative, and CenturyTel of Wyoming, Inc., on action taken in their respective service areas in response to issues raised at public hearing, and to consider issuance of additional bench requests applicable to select telecommunications companies or all telecommunications companies providing service in Wyoming.** Blair Bales, Commission Counsel, provided a list of potential questions resulting from an examination of the transcripts of the public comment hearings held around the state. All those present, as well as the Commissioners, were provided draft copies for review and comment. Ms. Bales said the intent would be to issue the final questions as bench requests to the companies involved. Representatives of the telecommunications providers present at the meeting then provided verbal responses where possible. It was pointed out that items for Union Telephone were included in the draft questions, but Union Telephone was not included in the notice for this open meeting. Chairman Lewis suggested sending a letter to Union Telephone notifying them of the intent to issue the questions as bench requests, thus providing an opportunity for the company to respond. Ms. Bales said her recommendation would be to issue the bench requests and, in addition, provide a letter to Union Telephone as the Chairman suggested. Deputy Chairman Oxley moved to take action as recommended. Commissioner Minier seconded the motion, and Chairman Lewis 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, and potentially act on a proposed solution to the Budget Billing issue.** Eric Nelsen, counsel for SourceGas, said the company is still awaiting information from the third party billing provider to give the Commission a report on the budget billing program problems. Rich Brewer of SourceGas did, however, provide a verbal update on the number of customers disconnected and reconnected during November and December 2009. He said there were six accounts where the customer applied for LIEAP assistance after they were reconnected, but he said

none of these customers had applied prior to disconnection for non-payment of their bills. Mitch Tebley of SourceGas also provided the Commission an update on customer "AL," saying AL has been reconnected and the faucet which froze and broke as a result of the disconnection has been replaced by SourceGas. Mr. Tebley added that extensive training is now being provided in Wyoming to make sure technicians are aware of the policies regarding disconnections and reconnections. He also provided an overview of the process when field personnel have questions regarding the legality of a connection. In the case of customer AL, Mr. Tebley said there was some question regarding the connection, and he said local law enforcement was contacted in the event there was theft of gas involved. Chris Petrie, Commission Chief Counsel, requested copies of any resulting pictures or law enforcement reports be provided to the Commission. An update was also provided by Helen Wells of SourceGas on questions about payments to Seminole Energy, a Choice Gas Program provider. She said Seminole has been paid for the amounts billed to end-user customers with adjustments currently in process to those customers who were not properly billed. Ms. Wells said payment arrangements will be offered to those customers with large balances. In closing, Mr. Nelsen said he hoped to have final information on the budget billing for the Commission by the time of the next open meeting on February 3, 2009. No further action was taken at this time.

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

Next Regular Open Meeting: Tuesday, February 3, 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