

WYOMING PUBLIC SERVICE COMMISSION

Minutes of Regular Open Meeting
Thursday, June 14, 2018
1:30 p.m.

Commissioners: Deputy Chair Kara Brighton Fornstrom
Commissioner Robin Sessions Cooley

Kevin Owens, General Manager, Beartooth Electric Cooperative (Beartooth or the Cooperative) (by telephone)

Commission Staff (CS): John Burbridge, Luy Luong, Kara Seveland, Steve Mink, Michelle Bohanan, Morgan Fish, James Branscomb, Nathan Brennan, Lori Brand, Chris Petrie, Rachel Meeker, Katie Koski

CONSENT AGENDA

1. **Undocketed. *Minutes* for review from the Open Meetings on March 15, 27, 29, April 26, May 3 and May 22, 2018, as prepared by Barbara Tomlinson and Sylvia Sanchez.**
2. **Docket No. 30010-173-GP-18 (Record No. 14991). Application of Questar Gas Company d/b/a Dominion Energy Wyoming for authority to pass on a wholesale gas cost decrease of \$0.75267 per dekatherm for all firm retail rate classes. Commission to consider and act on *Petition for Confidential Treatment of Information Provided to Commission Staff (Petition)*.**
3. **Docket No. 30009-64-GK-18 (Record No. 14978). Confidential Contract filing of Wyoming Gas Company. Commission to consider and act on Contract and Wyoming Gas Company's *Petition for Confidential Treatment (Petition)*. Kara Seveland, CS, provided a technical *Memo* dated May 22, 2018.**
4. **Docket No. 20000-535-EA-18 (Record No. 14975). Application of Rocky Mountain Power for authority to increase current rates by \$2.72 million to recover deferred net power costs under Tariff Schedule 95, Energy Cost Adjustment Mechanism and to increase current rates by \$889 thousand under Tariff Schedule 93, REC and SO₂ Revenue Adjustment Mechanism. Commission to consider and act on *Petition for Confidential Treatment and Protective Order (Petition)*.**
5. **Docket No: 20000-536-ER-18 (Record No. 14999). Application of Rocky Mountain Power to decrease rates by \$26.1 million to account for the effect of the Tax Cuts and Jobs Act of 2017. Commission to consider issuance of a *Special Order Authorizing One Commissioner and/or Presiding Officer to Conduct Public Hearing*.**
6. **Docket No. 20003-170-EP-18 (Record No. 14992). Application of Cheyenne Light, Fuel and Power Company d/b/a Black Hills Energy for authority to pass on a Power Cost Adjustment of \$0.00227 per kilowatt hour. Commission to consider and act on:**

- a. **Black Hills Energy's *Petition for Confidential Treatment of Customer Usage, Cost and Revenue Data in PCA Model, and Workpapers and Exhibit 4 (Normalized Earnings Report)* filed on May 1, 2018 (*Petition*) and Request for a Protective Order (*Request*);**
 - b. **Dyno Nobel, Inc.'s *Petition to Intervene (Petition)* filed on May 23, 2018;**
 - c. **HollyFrontier Cheyenne Refining LLC's *Petition to Intervene (Petition)* filed on June 5, 2018;**
 - d. **Microsoft Corporation's *Petition to Intervene (Petition)* filed on June 6, 2018; and**
 - e. **Microsoft Corporation's *Motion for Admission Pro Hac Vice of Cameron L. Sabin (Motion)* filed on June 6, 2018.**
7. **Docket No. 20003-169-EA-18 (Record No. 14972). Application of Cheyenne Light, Fuel and Power Company d/b/a Black Hills Energy for an order approving governmental impositions. Commission to consider and act on:**
- a. **Dyno Nobel, Inc.'s *Petition to Intervene (Petition)* filed on May 23, 2018; and,**
 - b. **HollyFrontier Cheyenne Refining LLC's *Petition to Intervene (Petition)* filed on June 5, 2018.**
8. **Docket No. 20003-163-ET-18 (Record No. 14926). Application of Cheyenne Light, Fuel and Power Company d/b/a Black Hills Energy for authority to amend its electric rates Power Cost Adjustment tariff. Commission to consider the issuance of:**
- a. ***Special Order Authorizing One Commissioner and/or Presiding Officer to Conduct Public Hearing*; and, consider and act on:**
 - b. **Dyno Nobel, Inc.'s *Petition to Intervene (Petition)* filed on May 23, 2018; and**
 - c. **HollyFrontier Cheyenne Refining LLC's *Petition to Intervene (Petition)* filed on June 5, 2018.**
9. **Docket No: 20000-528-EC-17 (Record No. 14898). Complaint of Dinosolar, LLC, against Rocky Mountain Power. Commission to consider and act on Dinosolar, LLC's *Unopposed Motion to Amend Scheduling Order (Motion)*.**

Deputy Chair Fornstrom introduced the consent items. For Item #1, Commissioner Cooley moved to approve the minutes as prepared. Deputy Chair Fornstrom seconded the motion. For Items #2, #4, and #7a and 7b, Lori Brand, Commission Counsel, recommended granting the *Petitions*. For Item #3, she recommended approval of contract and granting the *Petition*. For Item #5, she recommended authorizing issuance of a *Special Order*. For Item #6 a-e, Ms. Brand recommended granting the *Petitions* and *Motion*. For Item #8 a-c, she recommended authorizing issuance of a *Special Order* and granting the *Petitions*. Finally, for Item #9, she recommended granting the *Motion*; all by *Order* only, effective

immediately. Commissioner Cooley moved to act as recommended and Deputy Chair Fornstrom seconded the motion.

REGULAR AGENDA

1. **Docket No. 10017-33-CS-18 (Record No. 14996). Application of Beartooth Electric Cooperative, Inc. for authority to borrow \$1,575,000 from CoBank. Commission to consider and act on Application.** Michelle Bohanan, CS, provided a technical *Memo* dated June 8, 2018. Kevin Owens, Beartooth's General Manager, explained the Application was submitted for approval to support a complete upgrade of Beartooth's metering system. Mr. Owens stated the project will replace Beartooth's existing system providing benefits to the Cooperative, such as operational efficiencies and useful customer information. Commissioner Cooley asked Mr. Owens to clarify what is meant by "cushion of credit payments." Mr. Owens explained the payments are an offering to utilities from CoBank, which allows a loan at lower rate (by ~2%) that earns money that can be used for debt repayment. Steve Mink, Commission Counsel, recommended approval of the Application by *Order* only, effective immediately. Commissioner Cooley moved to act as recommended and Deputy Chair Fornstrom seconded the motion.

Prepared by: Barbara Tomlinson

Date of Next Open Meeting: Thursday, June 21, 2018

ACCEPTED and APPROVED by the Commission on July 19, 2018.

Chairman William F. Russell

WYOMING PUBLIC SERVICE COMMISSION

Minutes of Regular Open Meeting
Thursday, June 21, 2018
1:30 p.m.

Commissioners: Deputy Chair Kara Brighton Fornstrom
Commissioner Robin Sessions Cooley

Marlene Morss, CEO, High Plains Power, Inc. (High Plains) (by telephone)
Mark J. White, Counsel, High Plains (by telephone)
Jon Mayes, Chief Financial Officer, High Plains (by telephone)
Don Smith, General Manager, Wheatland Rural Electric Association
(WREA)
Rhonda Apodaca, Office and Financial Manager, WREA
Bruce Asay, Associated Legal Group, LLC, Counsel for Montana-Dakota
Utilities Co. (MDU)
Tamie Aberle, Director of Regulatory Affairs, MDU (by telephone)
Stephanie Bosch, Regulatory Manager, MDU (by telephone)
Kristin Lee, Regulatory-Legislative Affairs Director, CenturyTel of
Wyoming, Inc., d/b/a CenturyLink (CenturyLink)
Jim Warren, Miller Chevalier, Consultant for Rocky Mountain Power
(RMP) (by telephone)
Yvonne Hogle, Counsel, RMP (by telephone)
Abby Briggerman, Holland and Hart, LLP, Counsel for Wyoming Industrial
Energy Consumers (WIEC) (by telephone)
Sarah Haradon, Holland and Hart, LLP, Counsel for WIEC (by telephone)

Commission Staff (CS): Lori Brand, Morgan Fish, Steve Mink, Kara
Seveland, Brad Boyles, Rachel Meeker and Pam Temte

CONSENT AGENDA

1. **Undocketed. *Minutes* for review from the Open Meetings on April 19, 2018, as prepared by Sylvia Sanchez.**
2. **Docket No: 20000-534-EC-18 (Record No. 14960). Complaint filing of Two Rivers Wind, LLC against Rocky Mountain Power. Commission to consider and act on Rocky Mountain Power's *Petition for Confidential Treatment and Protective Order (Petition)*.**

Deputy Chair Fornstrom introduced the consent items. For Item #1, Commissioner Cooley moved to approve the Minutes as written. Deputy Chair Fornstrom seconded the motion. For Item #2, Steve Mink, Commission Counsel, recommended granting the *Petition by Order* only, effective immediately. Commissioner Cooley moved to act as recommended and Deputy Chair Fornstrom seconded the motion.

REGULAR AGENDA

1. **Docket No. 10020-62-CS-18 (Record No. 15008). Application of High Plains Power, Inc., for authority to borrow approximately \$30,000,000 from the National Rural Cooperative Finance Corporation (CFC) to refinance its Rural Utilities Services long term debt. Commission to consider and act on Application.** Kara Seveland and Brad Boyles, CS, provided a technical *Memo* dated June 15, 2018. Marlene Morss, High Plains' CEO, summarized the Application, stating it is not for new borrowing. She said the Application is in compliance with CFC's minimum ratio requirement. There were no questions. Steve Mink, Commission Counsel, recommended approval of the Application by *Order* only, effective immediately. Commissioner Cooley moved to act as recommended and Deputy Chair Fornstrom seconded the motion.

2. **Docket No. 10005-48-CS-18 (Record No. 15007). Application of Wheatland Rural Electric Association (WREA) for authority to borrow up to \$6,100,000.00 from the National Rural Utilities Cooperative Finance Corporation (CFC). Commission to consider and act on Application.** Nathan Brennan, CS, provided a technical *Memo* dated June 15, 2018. Rhonda Apodaca, WREA's Office and Financial Manager, explained the request for approval is for financing from CFC to buyout current Rural Utilities Services (RUS) financing saving WREA members \$700,000. There were no questions. Katie Koski, Commission Counsel, recommended approval of the Application and requiring WREA to submit details of the final terms and conditions, as well as final executed documents in a compliance filing, by *Order* only, effective immediately. Commissioner Cooley moved to act as recommended and Deputy Chair Fornstrom seconded the motion.

3. **Docket No. 20004-131-ET-18 (Record No. 14950). Application of Montana-Dakota Utilities Company to revise avoided costs applicable under its Parallel Generation Rate 57. Commission to consider and act on Application.** Morgan Fish, CS, provided a technical *Memo* dated June 14, 2018. Stephanie Bosch, MDU's Regulatory Manager, stated this Application is an update to MDU's Parallel Generation Rate 57 tariff to reflect the avoided costs for 2018, using the same methodology used for the current authorized rate. She said no customers are taking service under this rate. There were no questions. Lori Brand, Commission Counsel, recommended approval of the Application for use on and after June 25, 2018, by *Notice and Order*, effective immediately. Commissioner Cooley moved to act as recommended and Deputy Chair Fornstrom seconded the motion.

4. **Docket No. 70003-180-TT-16 (Record No. 14542). Tariff filing of CenturyTel of Wyoming, Inc., d/b/a CenturyLink pursuant to Commissioner Rules and Regulations effective March 21, 2016. Commission to consider and act on tariff filing.** Rachel Meeker and Pam Temte, CS, provided a technical *Memo* dated June 15, 2018. Kristin Lee, CenturyLink's Regulatory-Legislative Affairs Director, commented that housekeeping compliance tariffs were filed yesterday, resolving outstanding issues. There were no questions. Lori Brand, Commission Counsel, recommended approval of the tariff filing and requested that CenturyLink work with Commission Staff to ensure the numbering is accurate on the price schedules, by *Order* only, effective immediately. Commissioner Cooley moved to act as recommended and Deputy Chair Fornstrom seconded the motion.

5. **Docket No. 20000-506-EA-16 (Record No. 14610). Amended Application of Rocky Mountain Power for authority to adjust rates for Electric Service Schedule 92, Bonus Tax Depreciation. Commission to consider and act on RMP's revised Private Letter Ruling request proposed for submission to the Internal Revenue Service (*Request*) and attachments.** Jim Warren, RMP's Consultant, stated Commission Staff provided a list of six issues and suggestions to consider when revising the *Request*:

1. Incorporate in the *Request* that the Commission has adopted WIEC's position;
2. Modify Page 9 of the *Request* using Commission Staff's suggested language;
3. Attach the Commission *Order* issued on October 20, 2017, as an exhibit (Page 8, Footnote 9) to the *Request*;
4. Insert a reference to the Commission finding in the 2013 and 2015 general rate cases where a 13 month average rate base in the historical test period was utilized (Page 18, Footnote 21);
5. Include exhibits that contain calculations regarding the effect of the difference in the deferred tax calculation attributable to the retroactive changes in depreciation (Page 8, Footnotes 7 and 8); and
6. Shorten the *Request*.

Abby Briggerman, WIEC's Counsel, provided the following additional comments:

1. To further clarify WIEC position as accepted by the Commission, WIEC changed the language on Page 28 from "WIEC" to "WIEC and the PSC";
2. Corrected non-substantive typographical errors; and
3. Edited the second sentence on Page 38, Paragraph 11 to include WIEC with the PSC to participate in conferences. RMP disagreed with this comment.

Deputy Chair Fornstrom expressed appreciation for the changes made. With respect to WIEC's request to be included on Page 38, she emphasized it is the Commission's *Order* at issue with the Internal Revenue Service (IRS) and is confident in the Commission's ability to interact with the IRS. She committed to keeping WIEC in the loop during the Commission's interaction with the IRS. Commissioner Cooley preferred to include WIEC, but agreed it is a collateral issue. This was acceptable to both RMP and WIEC. Lori Brand, Commission Counsel, recommended approval of the *Request*, as filed on May 25, 2018, with permission to make any grammatical or typographical corrections, and authorizing the execution and issuance of the Acknowledgment Letter, by *Order* only, effective immediately. Commissioner Cooley moved to act as recommended and Deputy Chair Fornstrom seconded the motion.

Prepared by: Barbara Tomlinson

Date of Next Open Meeting: Tuesday, June 26, 2018

ACCEPTED and APPROVED by the Commission on July 24, 2018

Chairman William F. Russell

WYOMING PUBLIC SERVICE COMMISSION

Minutes of Regular Open Meeting
Tuesday, June 26, 2018
1:30 p.m.

Commissioners: Chairman William F. Russell
Deputy Chair Kara Brighton Fornstrom
Commissioner Robin Sessions Cooley

Stacy Splittstoesser, Wyoming Regulatory Affairs Manager, Rocky Mountain Power (RMP)

Yvonne Hogle, Associate General Counsel, RMP

Steve McDougal, Director of Revenue Requirement, RMP

Robert Meredith, Pricing/Cost of Service Manager, RMP (by telephone)

Amie Stevenson, Net Power Cost Specialist, RMP (by telephone)

Terrell Spackman, Revenue Requirement Manager, RMP (by telephone)

Abby Briggerman, Holland and Hart, LLP, Counsel for Wyoming Industrial Energy Consumers (WIEC)

Todd Brink Associate General Counsel, Black Hills Energy (BHE)

Marne Jones, Vice President Regulatory, BHE

Jason Keil, Manager - Regulatory, BHE

Shirley Welte, Vice President of Operations, BHE

Samantha Johnson, Analyst – Regulatory, BHE

Jana Smoot White, Associate General Counsel, BHE

Rick Thompson, Hathaway and Kunz, Counsel for Dyno Nobel, Inc.

Ron Lopez, Bailey Stock Harmon Cottam and Lopez, Counsel for HollyFrontier Cheyenne Refining LLC

Paul Hickey, Hickey and Evans, LLP, Counsel for Microsoft Corporation

Cameron Sabin, Stoel Rives, LLP, Counsel for Microsoft Corporation (by telephone)

Amie Stevenson, Net Power Cost Specialist, RMP (by telephone)

Terrell Spackman, Revenue Requirement Manager, RMP (by telephone)

Office of Consumer Advocate (OCA): Ivan Williams, Chris Leger, and Denise Parrish (by telephone)

Commission Staff (CS): Lori Brand, John Burbridge, Chris Petrie, Michelle Bohanan, Luy Luong, Rachel Meeker, Nathan Brennan and Steve Mink

CONSENT AGENDA

- Docket No: 20000-536-ER-18 (Record No. 14999). Application of Rocky Mountain Power to decrease rates by \$26.1 million to account for the effect of the Tax Cuts and Jobs Act of 2017. Commission to consider and act on Wyoming Industrial Energy Consumers' *Petition to Intervene (Petition)* and *Motion for Application for Admission Pro Hac Vice of Thorvald A. Nelson (Motion)*.**

Chairman Russell introduced the consent item. Lori Brand, Commission Counsel, recommended granting the *Petition* and *Motion*, by *Order* only, effective immediately. Deputy Chair Fornstrom moved to act as recommended. Commissioner Cooley seconded the motion and Chairman Russell concurred.

REGULAR AGENDA

1. **Docket No: 20000-536-ER-18 (Record No. 14999). Application of Rocky Mountain Power to decrease rates by \$26.1 million to account for the effect of the Tax Cuts and Jobs Act of 2017. Commission to consider and act on Rocky Mountain Power's request for interim approval of rates.** Michelle Bohanan, Luy Luong, Rachel Meeker and Nathan Brennan, CS, provided a technical *Memo* dated June 21, 2018. Stacy Splittstoesser, RMP's Wyoming Regulatory Affairs Manager, provided details of the Application, including the ongoing refund of \$22.5 million under new Tariff Schedule 197 until the next rate case is filed. She also explained an additional \$3.6 million refund to offset the 2018 Energy Cost Adjustment Mechanism (ECAM). She said there will be an adjustment each year as outlined in the Stipulation between RMP and WIEC. Ms. Splittstoesser confirmed the DSM surcharge is treated separately and will be applied before the credit. She confirmed to Deputy Chair Fornstrom that the reference on customer bills will include the full name of the Tax Cuts and Jobs Act. Ms. Bohanan asked the Company to provide a redacted sample customer bill showing this line item. Abby Briggerman, WIEC's Counsel, stated WIEC supports interim rates. Ivan Williams, OCA, said OCA does not oppose the interim rates. Lori Brand, Commission Counsel, recommended granting interim rates, as clarified, on an interim basis, by *Order* only, effective immediately. Deputy Chair Fornstrom moved to act as recommended. Commissioner Cooley seconded the motion and Chairman Russell concurred.

2. **Docket No. 20000-535-EA-18 (Record No. 14975). Application of Rocky Mountain Power for authority to increase current rates by \$2.72 million to recover deferred Net Power Costs under Tariff Schedule 95, Energy Cost Adjustment Mechanism (ECAM), and to increase current rates by \$889 thousand under Tariff Schedule 93, REC and SO₂, Revenue Adjustment Mechanism (RRA). Commission to consider and act on RMP's request for interim rates.** Michelle Bohanan, Morgan Fish, James Branscomb and Nathan Brennan, CS, provided a technical *Memo* dated June 21, 2018. Stacy Splittstoesser, RMP's Wyoming Regulatory Affairs Manager, provided details about RMP's request to recover deferred net power costs pursuant to ECAM Tariff Schedule 95 and true up its annual balancing account under RRA Tariff Schedule 93, resulting in an increase in rates. In accordance with the settlement agreement, RMP requested a concurrent effective date of July 1, 2018. There were no questions. Steve Mink, Commission Counsel, recommended approval of the interim rate request by *Notice* and *Order*, effective immediately. Deputy Chair Fornstrom moved to act as recommended. Commissioner Cooley seconded the motion and Chairman Russell concurred.

3. **Docket No. 20003-170-EP-18 (Record No. 14992). Application of Cheyenne Light, Fuel & Power Company d/b/a Black Hills Energy for authority to pass on a Power**

Cost Adjustment (PCA) of \$0.00227 per kilowatt hour. Commission to consider and act on:

- a. BHE's request for approval of interim rates;**
- b. Office of Consumer Advocate's *Motion to Allow Partial Interim Rate Request; Motion to Request Commission Provide Notice to Cheyenne Light, Fuel and Power that Base Rates Can be Adjusted and Order Interim Base Rate Credit; and Motion to Request Commission Order Cheyenne Light Fuel and Power File Supplemental Testimony (Motion)* filed on May 23, 2018;**
- c. BHE's *Response to the Motion to Allow Partial Interim Rate Request; Motion to Request Commission Provide Notice to Cheyenne, Light, Fuel and Power that Base Rates Can be Adjusted and Order Interim Base Rate Credit; and Motion to Request Commission Order Cheyenne Light, Fuel and Power File Supplemental Testimony (Response)* filed on June 19, 2018; and**
- d. HollyFrontier Cheyenne Refining LLC and Dyno Nobel, Inc.'s *Response to Motions of the Office of Consumer Advocate and Motion for Order Disallowing any 2019 Costs and Limiting Adjustment of the PCA Rate Refund Plan to a "True-Up" of Any Potential Over-Refund Due to the Reversion to the Previous PCA Rate of (\$0.00218) per KwH (Response)* filed on June 19, 2018.**

James Branscomb, Michelle Bohanan and Morgan Fish, CS, provided a technical *Memo* dated June 21, 2018. Todd Brink, BHE's Associate General Counsel, summarized the Company's proposal for interim rates, stating the request is to avoid and/or mitigate rate volatility. He also explained that interim rates were appropriate because the case was not yet ready for consideration on the merits because BHE needed to respond to the Intervenor's concerns. Mr. Brink stated BHE's Application addresses 2016 and 2017 PCA costs and a 50% credit regarding excess earnings in those years. He said the 2016 costs remain in the balancing account with the exception of governmental imposition costs, which were disallowed in the December 18, 2017, *Order*. BHE has filed an application requesting approval to recover its 2017 governmental imposition costs and anticipates a decision on that issue before its 2018 PCA filing is considered by the Commission. Mr. Brink suggested the Commission enter an interim rate of zero, subject to refund or adjustment. The Commission Staff *Memo* recommended issuance of a deferred accounting order to address earnings and the Company agrees with this approach.

Chris Leger, OCA, said that making the interim rate effective would not cause rate shock when final rates become effective. He also stated the OCA believes BHE should be ordered to submit testimony regarding over-earnings because it has the burden to prove its Application. Mr. Leger replied to Commissioner Cooley that with a deferred accounting order, it is important to know the details and his concern about a general rate case is the length of time before new rates are approved. Mr. Leger stated that the zero rate proposal is close to what the OCA recommended.

Rick Thompson, Dyno Nobel's Counsel, argued it is clear the Commission denied 2016 costs. He also said Dyno Nobel agrees with OCA regarding notice and testimony. Ronnie Lopez, Counsel for Holly Frontier, agreed with Dyno Nobel's positions. He also said the

Tax Cuts and Jobs Act boosted earnings. Deputy Chair Fornstrom clarified that the Tax Cuts and Jobs Act impact will be addressed in a separate docket.

Cameron Sabin, Counsel for Microsoft, said Microsoft did not address the *Motion*, but said it does not object to a zero rate.

Lori Brand, Commission Counsel, stated that the Commission's *Order* for a refund is still at issue and the Commission Staff position is that it should be made part of the interim rate and, at a minimum, be tracked making a deferred accounting order appropriate, subject to refund

Mr. Brink rebutted the argument for testimony as not necessary because discovery is ongoing and the most appropriate avenue for resolving issues and facilitating the exchange of information.

Deputy Chair Fornstrom indicated her preference that the Commission issue an Order requiring the Company to establish a deferred account to track earnings. Chairman Russell favored the Company's approach of a net zero interim rate. Commissioner Cooley thought that the Commission Staff recommendation could be tracked and different numbers evaluated if necessary. There were no further questions.

Deputy Chair Fornstrom moved to approve an interim rate of (.00097) and issuance of a deferred accounting Order in Item #3a, as proposed in the Commission Staff *Memo*. Commissioner Cooley seconded the motion. Chairman Russell asked if the credit is embedded instead of separate and Deputy Chair Fornstrom responded it is embedded, but could be separated. Chairman Russell dissented.

In Item #3b and c, Deputy Chair Fornstrom stated OCA's *Motion to Allow Partial Interim Rate Request* is moot. Chairman Russell moved to deny the motion. Deputy Chair Fornstrom seconded the motion and Commissioner Cooley concurred. Deputy Chair Fornstrom moved to deny OCA's *Motion to Request Commission Provide Notice to Cheyenne Light, Fuel and Power that Base Rates Can be Adjusted and Order Interim Base Rate Credit*. Chairman Russell seconded the motion and Commissioner Cooley dissented. Deputy Chair Fornstrom moved to deny OCA's *Motion to Request Commission Order Cheyenne Light Fuel and Power File Supplemental Testimony*. Chairman Russell seconded the motion and Commissioner Cooley concurred.

In Item #3d, Holly Frontier Refining, LLC and Dyno Nobel, Inc.'s *Motion for Order Disallowing any 2016 (corrected) Costs and Limiting Adjustment of the PCA Rate Refund Plan to a "True-Up" of Any Potential Over-Refund Due to the Reversion to the Previous PCA Rate of (\$0.00218) per KwH*, Chairman Russell stated this *Motion* is premature and moved to deny the motion. Deputy Chair Fornstrom seconded the motion and Commissioner Cooley concurred.

Docket No. 90000-136-XO-18 (Record No. 15032) Commission to receive Q-1 2018 Facility Engineering Section Inspection Report and take such action as the public interest may require, including action to impose civil penalties for violations of safety requirements pursuant to Wyo. Stat. §37-2-128 and §37-2-129. This item was tabled for the next available open meeting due to time constraints.

Prepared by: Barbara Tomlinson

Date of Next Open Meeting: Thursday, June 28, 2018

ACCEPTED and APPROVED by the Commission on August 2, 2018.

Chairman William F. Russell

WYOMING PUBLIC SERVICE COMMISSION

Minutes of Regular Open Meeting
Thursday, June 28, 2018
1:30 p.m.

Commissioners: Chairman William F. Russell
Deputy Chair Kara Brighton Fornstrom

Garret Frescoln, Vice President, Frannie Deaver Utilities, (via telephone)
Elizabeth Missel, Treasurer, Nordic Ranches Utilites (NRU)(via telephone)
Ronnie Lopez, Counsel, Nordic Ranches Water, LLC (NRW)
Travis Jacobson, Regulatory Affairs Manager for Montana-Dakota Utilities
Co. (MDU) (via telephone).

Commission Staff (CS): Steve Mink, Lori Brand, Jess Bottom, Kaeci
Daniels, Nathan Brennan, Katie Koski

CONSENT AGENDA

- 1. Docket No. 70010-17-TT-18 (Record No. 15012). Tariff filing of Golden West Telecommunications Cooperative, Inc., to revise Access Tariffs in compliance with FCC 11-161. Commission to consider and act on Application.**
- 2. Docket No. 70000-1654-TT-18 (Record No. 15016). Tariff filing of Qwest Corporation d/b/a CenturyLink QC to revise Access Tariffs in compliance with FCC 11-161. Commission to consider and act on Application.**
- 3. Docket No. 70003-196-TT-18 (Record No. 15017). Tariff filing of CenturyTel of Wyoming d/b/a CenturyLink to revise Access Tariffs in compliance with FCC 11-161. Commission to consider and act on Application.**
- 4. Docket No. 70009-486-TT-18 (Record No. 15018). Tariff filing United Telephone Company of the West d/b/a CenturyLink to revise Access Tariffs in compliance with FCC 11-161. Commission to consider and act on Application.**
- 5. Docket No. 70007-80-TT-18 (Record No. 15019). Tariff filing of Dubois Telephone Exchange, Inc., to revise Access Tariffs in compliance with FCC 11-161. Commission to consider and act on Application.**
- 6. Docket No. 70015-100-TT-18 (Record No. 15020). Tariff filing of RT Communications, Inc., to revise Access Tariffs in compliance with FCC 11-161. Commission to consider and act on Application.**
- 7. Docket No. 70001-100-TT-18 (Record No. 15021). Tariff filing of Range Telephone Cooperative, Inc., to revise Access Tariffs in compliance with FCC 11-161. Commission to consider and act on Application Commission to consider and act on Application.**

8. **Docket No. 70016-49-TT-18 (Record No. 15023). Tariff filing of Columbine Telephone Company, Inc., d/b/a Silver Star Communications to revise Access Tariffs in compliance with FCC 11-161. Commission to consider and act on Application and *Petition for Confidential Treatment (Petition)*.**
9. **Docket No. 70006-111-TT-18 (Record No. 15024). Tariff filing of Silver Star Communications to revise Access Tariffs in compliance with FCC 11-161. Commission to consider and act on Application and *Petition for Confidential Treatment (Petition)*.**

Lori Brand, Commission Counsel, recommended approving the tariff filings and petitions for items 1-9 all by *Letter Order* signed by Commission Counsel, effective immediately. Deputy Chair Fornstrom moved to act as recommended. Chairman Russell seconded the motion.

REGULAR AGENDA

1. **Docket No. 30007-131-GP-18 (Record No. 15009). Amended Application of Frannie Deaver Utilities for authority to pass on an increase of its natural gas cost of \$0.4247 per Mcf to its customers. Commission to consider and act on Application.**

Jess Bottom, CS, provided a technical *Memo* dated June 15, 2018. Garret Frescoln, Vice President of Frannie Deaver Utilities, gave a summary of the Application and asked for an effective date of July 1, 2018, if approved. Steve Mink, Commission Counsel, recommended approval of the Application by *Notice and Order*, effective immediately. Deputy Chair Fornstrom moved to act as recommended. Chairman Russell seconded the motion.

2. **Docket No. 80024-6-WR-18 (Record No. 14990). Application of Nordic Ranches Water, LLC, for approval of a general rate increase of \$200,197.00 per annum; revised Rules and Regulations; and a Certificate of Public Convenience and Necessity to serve Nordic Ranches Division 14 and surrounding area. Commission to consider and act on *Nordic Ranches Utilities Petition to Intervene and Request for Public Hearing (Petition)*.**

Nathan Brennan and Luy Luong, CS, provided a technical *Memo* dated June 15, 2018. Elizabeth Missel, Treasurer for NRU, stated as an Intervenor, NRU would provide an equal voice for members and represent the community. Ms. Missel expressed concern that some of the financial justifications do not necessarily apply in the docket. Ms. Missel, in response to a question from Chairman Russell, stated that NRU is aware of the duties required as an Intervenor. Ronnie Lopez, Counsel for NRW, stated there are no objections to the intervention. Steve Mink, Commission Counsel, recommended granting the *Petition* by *Order* only, effective immediately. Deputy Chair Fornstrom moved to act as recommend. Chairman Russell seconded the motion.

3. **Docket No. 30013-337-GP-18 (Record No. 15025). Application of Montana-Dakota Utilities Co. for authority to pass on a wholesale gas cost increase of \$0.137 per Dth**

for Firm Residential, Firm General Service, Small Interruptible and Large Interruptible customers, and an increase of \$0.142 per Dth for Optional Seasonal customers. Commission to consider and act on Application and *Petition for Confidential Treatment of Gas Pricing Information (Petition)*. Travis Jacobson, Regulatory Affairs Manager, to appear by telephone for the Company. Commission Staff: Katie Koski, Nathan Brennan and Kaeci Daniels. (See attached *Memo* dated June 21, 2018, and *Petition*.)

Nathan Brennan and Kaeci Daniels, CS, provided a technical *Memo* dated June 21, 2018. Travis Jacobson, Regulatory Affairs Manager for Montana-Dakota Utilities Co., presented a summary of the Application. Katie Koski, Commission Counsel, recommended approval of the Application for use on or after July 1, 2018, and approval of the *Petition* by *Notice* and *Order*, effective immediately. Deputy Chair Fornstrom moved to act as recommended. Chairman Russell seconded the motion.

Prepared by: Sylvia Sanchez

Date of Next Open Meeting: Tuesday, July 3, 2018

ACCEPTED and APPROVED by the Commission on August 14, 2018

Chairman William F. Russell