

**2000**

**Iowa Utilities Board  
Annual Report**

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## **The Board**

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### **Allan T. Thoms, Chairperson**

Chairperson Thoms joined the Board April 3, 1995. He was reappointed for a second six-year term in April 2001. He is a member of the National Association of Regulatory Utility Commissioners (NARUC) serving as co-vice chair of the Committee on Telecommunications, a member of the Board of Directors and the Executive Committee, and treasurer. He also represents NARUC on the Board of Directors of the Federal Communications Commission Universal Service Administrative Company. Thoms is a member of the Advisory Committee of the New Mexico State University Center for Public Utilities and past chairman of the Qwest Regional Oversight Committee that oversees Qwest's operations in its 14-state service area.

Thoms received his law degree from the University of Iowa. He was president of Rowley Interstate Transportation Company from 1979-1982 and was senior vice president and chief administrative officer for Dubuque Packing Company from 1982-1986. He was director of the Iowa Department of Economic Development from 1986-1989 and from 1990-1994.

### **Susan J. Frye, Board Member**

Governor Thomas J. Vilsack appointed Susan J. Frye to the Utilities Board in May 1999 for a six-year term, which expires in April 2005.

Prior to this, Frye was in private law practice in personal injury, toxic torts, health, and environmental law in Iowa City since 1989. Earlier in her career, she was in cardiovascular and critical care education, administration, and research. Frye has been published and lectured widely in both health care and law, and has served as adjunct faculty at the University of Pennsylvania, Widener University, and the University of Iowa.

Frye received her J.D. from the University of Iowa in 1989, M.S.N. from the University of Pennsylvania in 1979, and B.S.N. from the University of Iowa in 1973. She also is a Registered Securities Representative with the National Association of Securities Dealers (inactive status). Frye is a member of the National Association of Regulatory Utility Commissioners (NARUC) and serves on the Electricity and Consumer Affairs Committees. She serves on the Advisory Board of the University of Iowa Center for Global and Regional Environmental Research. She is also a member of the Johnson County and Iowa State Bar Associations (ISBA) and has served on the Environmental and Natural Resource Law Council and the Committee on Continuing Legal Education of the ISBA.

## **The Board**

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### **Diane Munns, Board Member**

Diane Munns was appointed to the Board in 1999 to fill an unexpired term ending in April 2003. She is a member of the National Association of Regulatory Utility Commissioners and serves on both the Finance and Technology Committee and the Consumer Affairs Committee. She serves as a state member on the Federal-State Joint Board on Separations, which works cooperatively with the Federal Communications Commission. Munns is a member of the Board of Directors of the National Regulatory Research Institute and serves as the chair of its research committee. She is also a member of the Iowa Energy Center Advisory Council.

Board member Munns received a B.A. from the University of Iowa and her law degree from Drake University Law School. She was general counsel to the Iowa Utilities Board prior to her appointment to the Board.

## History of the Iowa Utilities Board

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The Iowa Board of Railroad Commissioners, one of the oldest agencies in Iowa state government, was established in 1878, only 32 years after Iowa became a state. The three elected commissioners were charged with the duty to regulate railroad passenger and freight rates and operations. This oversight of the network that transported Iowans and their products was critical to pioneer farmers and businesses.

In 1911 the Legislature established the Office of Commerce Counsel, one of the nation's first public defender's offices, within the Railroad Commission. With the growing use of electricity, the Board was authorized to regulate the location of electric transmission lines in Iowa. A rate department was added at that time, followed by statistics and engineering departments a short time later. The agency began licensing grain warehouses in Iowa in 1921 and was authorized to regulate passenger and freight rates for intrastate motor truck transportation in 1923. Authority to regulate natural gas pipeline construction was granted in the early 1930s. Because of its expanded authority, the agency was renamed the Iowa State Commerce Commission (ISCC) in 1937.

After World War II ended, sentiment grew for centralized regulation of public utilities. The governing bodies of the cities and towns had jurisdiction over electric and gas rates and services. The major investor-owned electric and gas companies had to deal individually with more than two hundred town and city councils for each rate change. There was no provision for the regulation of communication services at either the state or municipal level. By 1953 Iowa was one of only two states that lacked a public utility

commission. In 1963 the Iowa Legislature added the regulation of the rates and service of public utility companies to the Commission's responsibilities. Also in 1963, the commission terms were extended from two years to six years and the positions became appointed rather than elected.

This additional responsibility over 923 regulated public utilities (702 telephone companies) grew quickly and began to overshadow the Commission's other duties. In 1975 the industry passed the \$1 billion threshold in intrastate operating revenues. Regulation of motor and rail transportation was transferred in that year to the Iowa Department of Transportation. Exclusive service areas for electric utilities were initiated in 1976, as well as authority to issue certificates of public convenience, use, and necessity for constructing electric generating facilities.

As the price of energy rose in the late 1970s, conservation and alternative sources of energy became important issues. In 1980 the Commission was authorized to engage in several energy-saving strategies and pilot projects.

After the Legislature adjourned in 1981, only five telephone companies remained under rate regulation. Those with fewer than 15,000 customers were required only to meet the agency's service standards.

In 1983 the nation's first telephone deregulation statute was included in an omnibus utility reform bill that also replaced the Office of Commerce Counsel. A state Office of Consumer Advocate was established to represent the public interest in rate cases and the Office of General Counsel

was created to provide legal support to the Commission.

State government reorganization in 1986 renamed the Iowa State Commerce Commission and included the agency in an umbrella regulatory agency, the Department of Commerce. The new name, Iowa Utilities Board, reflected the absence of the grain warehouse function that was transferred to the Department of Agriculture. Also that year, rate regulation ended for rural electric cooperatives and service regulation of municipal utilities was severely limited. The Office of Consumer Advocate was made a division of the Department of Justice.

In 1989 the legislature abolished the practice of shared technical staff by the Utilities Board and Consumer Advocate. Staff positions were transferred to Consumer Advocate when this occurred. The Board was also given authority to oversee mergers and acquisitions of utility companies. The 1990 General Assembly, at the Board's urging, gave the Board authority to oversee gas and electric utilities' energy efficiency activity.

The 1980s saw the beginning of a move away from regulation in the gas and electric industries. In the mid-1980s the Federal Energy Regulatory Commission (FERC) began opening interstate natural gas pipelines to competitive gas suppliers. Congress fully deregulated sales of natural gas, but the interstate transportation of natural gas was still regulated by FERC. As a result, gas could be obtained competitively at hundreds of delivery points in Iowa. Industrial customers in Iowa have been purchasing gas in the open competitive market and transporting it through their local utilities' facilities to their plant locations since the late 1980s. Certain barriers,

however, prohibited small volume customers from participating in the competitive market. In 1997 the Board adopted new rules that required the gas utilities to propose comprehensive plans or tariffs to provide access for small volume customers. In 1999 workshops were held to develop consensus recommendations on consumer protections, market accessibility, and system reliability. In August 2000 the Board required each rate-regulated natural gas utility to file draft tariffs to implement transportation to small volume end-users.

The electric industry was also changing. The federal Energy Policy Act of 1992 (EPACT) permitted independent power producers (IPPs) to enter the wholesale power market where they could sell electric capacity and energy to utilities at unregulated market rates. EPACT also authorized the Federal Energy Regulatory Commission (FERC) to require electric utilities to open their transmission systems for wholesale transactions. The apparent success of competition in the wholesale electric market led to growing pressure to allow retail competition as well. In 1995 the Board began formal study of this issue with an inquiry into emerging competition in the electric industry. In 1998, 1999, and 2000 electric competition proposals were considered but not passed by the legislature. In September of 2000 the Governor announced the formation of a task force to take a comprehensive look at Iowa's energy needs. Also in 2000 the Board initiated an inquiry into electric delivery reliability and an investigation into generation resource planning.

Telephone price regulation was authorized in 1995, along with laws encouraging the development of local telephone competition. The federal Telecommunications Act of 1996 opened the local telecommunications

market to competition and gave state commissions the authority to determine prices for the use of the telephone network.

In Executive Order Eight on September 14, 1999, the Governor asked all state agencies to review their rules for need, clarity, intent and statutory authority, cost, and fairness. On February 23, 2000 the Board issued its plan for regulatory review. The Board divided its rules into five groups (and five

subgroups), and teams began review with the help of public participants. After receipt of public comments, the teams continued their review and began developing recommended changes to the Board's rules. During 2001 the teams will complete their review, and the Board will submit recommended changes to the Governor in its Assessment Report.



## **Jurisdiction and Regulatory Authority of the Iowa Utilities Board**

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The responsibilities and duties of the Utilities Board are outlined in the Iowa Code:

***474.9 General jurisdiction of utilities board.***

*The utilities board has general supervision of all pipelines and all lines for the transmission, sale, and distribution of electrical current for light, heat, and power pursuant to chapters 476, 476A, 478, 479, 479A, and 479B and has other duties as provided by law.*

The Board regulates the rates and services of two investor-owned **electric** companies, MidAmerican Energy Company and Alliant Utilities. Together these companies serve more than 1 million electric customers. There are 139 municipalities that are regulated only in certain specified areas. Rural electric cooperatives (RECs) are regulated for service and have the option of choosing to be regulated for rates. Linn County REC is the only REC out of 47 that has opted to have the Board set its rates.

The Board has general jurisdiction over **gas** utilities furnishing gas by piped distribution under Chapter 476, but does not regulate propane gas. The Board regulates the rates and services of five investor-owned gas utilities: MidAmerican Energy Company, Peoples Natural Gas Company, Interstate Power Company, IES Utilities Inc., and United Cities Gas Company. In addition to setting the rates of the investor-owned utilities, the Board has the authority to resolve complaints, enforce safety and engineering standards, approve plans for energy efficiency programs, oversee affiliate transactions, and review proposals for reorganization.

The Board also regulates certain areas of gas service provided by municipal utilities. Gas utilities having fewer than 2,000 customers are not subject to the regulatory authority of the Board.

The Board has general regulatory authority over two-way, land-line **telecommunications** under Chapter 476. It does not regulate cellular service or cable television service. The Board regulates the rates and service of local exchange carriers that serve more than 15,000 customers: Qwest Corporation, Iowa Telecommunications Services, Inc. and Frontier Communications of Iowa, Inc. It regulates only the service and not the rates of the remainder of the local service providers. Nearly all of the long distance service has been deregulated because it is subject to effective competition. In addition, under Chapter 476 and 47 U.S.C. § 252 of the federal Telecommunications Act of 1996, the Board has authority to resolve interutility disputes between competitors.

The Board also regulates the rates and service of one investor-owned **water** utility, Iowa-American Water Company. The company serves over 54,000 water customers in its Davenport and Clinton districts. The Board does not regulate waterworks having less than 2,000 customers or municipally-owned waterworks.

Also included in the Board's jurisdiction is certification of electric power generators (476A), granting a franchise for electric transmission lines (478), supervision of the transportation or transmission of a solid, liquid, or gas, except water, through intrastate pipelines (479), the authority to implement certain controls over the transportation of natural gas through interstate pipelines to protect landowner and tenants from environmental or economic damages (479A), and the authority to implement certain controls over hazardous liquid pipelines to protect landowners and tenants from environmental or economic damages (479B).

### **Vision Statement**

The recognized leader, providing Iowans innovative utilities regulation through an environment of excellence.

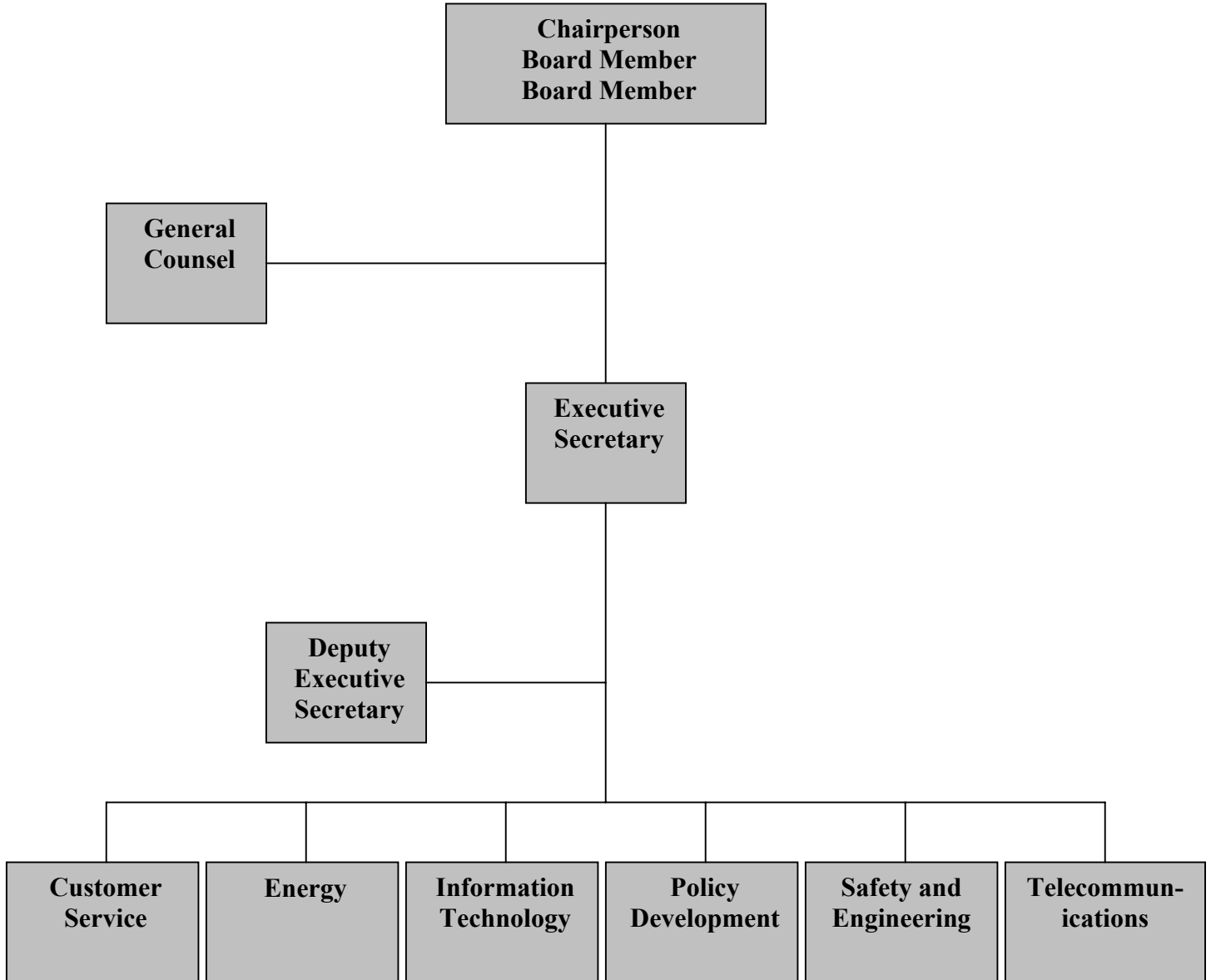
### **Mission Statement**

Performance excellence in regulation, where we assure Iowans receive:

- The best value in utility services
- Safe and reliable utility services
- Fair treatment
- The information and services they need

## Organization of the Agency

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## **Executive Secretary**

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### **Raymond K. Vawter, Jr.**

*Raymond K. Vawter, Jr., was appointed executive secretary to the Utilities Board July 1, 1989. Prior to this he was the chief of the Board Members' Staff and administrator of the Utilities Division. A native of Atlantic, Iowa, he has been with the agency since 1967. He has been chair of the NARUC Staff Subcommittee on Executive Directors and is currently a member of that committee. Vawter has also served on the IowaAccess Project Team that developed the state's electronic commerce business plan. He also is a member of the Institute of Public Leadership's Selection Committee for the Common Ground Leadership Award.*

Appointed by the Utilities Board under Iowa Code ch. 474, the executive secretary oversees the operation of the agency and assists the Board in assuring that the work of the agency is completed efficiently and effectively.

During the 1998 agency reorganization the executive secretary became the chief operating officer of the agency. The deputy executive secretary, the six section managers, and the federal and legislative coordinator report to the executive secretary.

The executive secretary is also the custodian of the Board seal and all Board records. The executive secretary, deputy executive secretary, or secretary's designee is responsible for attesting the signatures of the Board members and placing the seal on original Board orders. The secretary, deputy executive secretary, or the secretary's designee is also responsible for certifying official copies of Board documents. Other responsibilities of this office include establishing procedures for the examination of Board records by the general public pursuant to the provisions of Iowa Code § 22.11 and providing for the enforcement of those procedures.

## Deputy Executive Secretary

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### Judi K. Cooper

*Judi K. Cooper was appointed the deputy executive secretary in May 1998. She joined the agency in July 1982 and worked as an analyst in the Electric Rates Section of the agency prior to her appointment as deputy. She holds a bachelor of business administration degree in accounting from Iowa State University. She is a member of the NARUC Staff Subcommittee on Accounting and Finance.*

The deputy executive secretary is responsible for preparing the agency budget and serves in the absence of the executive secretary, ensuring that essential administrative business is carried out. Additional duties include supervising the receptionist and records and information center staff. The receptionist staff directs incoming calls/guests, prepares the Board's weekly hearing and meeting calendar, processes orders for service maps, and provides administrative assistance to a majority of the staff. The records and information center receives and maintains all filings made with the Board, provides an access to Board files for those who wish to review them, processes requests for copies, and ensures that orders are served to parties to a docket. The records and information center also ensures that periodicals and pertinent information is distributed to the Board and staff and maintained in the information center.

## Record Center Filings in 2000

Agricultural land restoration plans	3
Arbitrations	2
Complaints	539
Declaratory rulings	2
Electric energy adjustments	36
Energy efficiency plans	37
Formal complaints	6
Generating certificates	2
Investigations	6
Negotiated interconnection agreements	64
Notices of inquiry	4
Purchased gas adjustments	80
Rate notifications	10
Gas & electric	3
Telephone	7
Rate proceedings	4
Refund plans	6
Gas & electric	6
Telephone	0
Rule makings	11
Service proceedings	25
Tariff revisions	317
Gas & electric	57
Telephone	260
Telephone certificate proceedings	63
Waiver requests	88
<b>Total</b>	<b>1,305</b>

## General Counsel

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### Allan Kniep

*Allan Kniep was named general counsel in September 1999. He has been an attorney for the agency since 1985. He is a 1980 graduate of The University of Iowa College of Law School. He is a member of the NARUC Staff Subcommittee on Law.*

The Office of General Counsel was created July 1, 1983, to serve as legal advisor to and attorney for the Iowa Utilities Board. General Counsel renders legal opinions to the Board on matters arising under the Iowa Code and the Board's administrative rules. Attorneys in the Office of General Counsel draft Board decisions, orders, and rules. The office also provides legal advice to the Board's staff. The office represents the Board before state and federal courts in numerous proceedings that challenge the Board's implementation of state and federal law.

## Customer Service

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### Chuck Seel, Manager

*Chuck Seel joined the agency in 1998 as manager of the Customer Service Section and also serves as the chief public information officer for the Board. His professional background includes 16 years with a Midwestern energy utility serving in various capacities including director of customer service and director of public relations. Seel has a B.A. from Kansas State University. He has earned the APR professional certification from the Public Relations Society of America and serves as the accreditation chairman for the Central Iowa Chapter of PRSA. He is also a member of the NARUC Staff Subcommittee on Consumer Affairs.*

### Highlights

- The full effect of slamming/cramming rules was seen in written complaint investigations for non-local telephone.
- The significant increase in gas verbal contacts related to higher winter heating bills.
- An increase in water verbal contacts related mostly to consumer issues with non-rate regulated municipal water utilities.
- New complaint database development was readied for implementation beginning January 2, 2001.

The year 2000 was a transition year for the Customer Service section as it moved towards better data collection and record keeping of customer inquiries and utility complaints. The new Verbal Complaint System (VCS) tracks customer calls to the Board by service provider and complaint type. This detailed information is especially critical for assuring compliance with the telephone slamming and cramming rules and is also helpful in dealing with general quality of service issues at various utilities.

Telephone issues, primarily slamming, cramming, and other billing issues for long distance, continued to be the dominant topic of customer contact. This was the first full year of operation under slamming and cramming rules as a result of legislation passed in 1999. There was some improvement in the slamming and cramming area as service providers became aware of the Iowa regulations and vigorous IUB enforcement. In addition, the deregulation of the interstate telephone industry left customers with no place to take their complaints if they could not resolve their problems with the service provider. IUB staff has been assisting those customers in making contact with senior complaint resolution staff at the various long distance companies.

The number of C-file complaints and verbal complaints on local telephone issues declined from 1999 to 2000. In general the decline is the result of a dramatic improvement in service installations and repairs by Qwest (f/k/a U S West). In fact this decline was actually greater than the total numbers indicate because of an offset attributed to the sale of GTE customers in Iowa to a start-up company – Iowa Telecommunications Services (ITS). This was the first time in Iowa modern utility history where a start-up company bought the customer base of an existing company. Because the customer call center, billing, and customer accounting systems were part of a larger national system located outside of Iowa, ITS had to create those services and be



operational with them right away. In the first 120 days there were a number of customer service problems including long wait times to reach the company by telephone, confusion over changes in billing formats and information, changes in long distance service providers, and even a few lost orders to start or end service. ITS management persevered and was able to overcome these initial challenges.

In 2000 the ability of Customer Service staff to receive and answer customer inquiries by email became fully operational. This was accomplished through the use of [iubcustomer@max.state.ia.us](mailto:iubcustomer@max.state.ia.us) and also by the use of a complaint form on the IUB website at [www.state.ia.us/iub](http://www.state.ia.us/iub). Generally customer correspondence received by email is answered by email to expedite the process.

A new system for tracking all customer service correspondence was developed in 2000; however it will not be fully implemented until 2001. The new system categorizes written correspondence into three categories: C-files for informal investigations, RC-files for referred complaints in which the IUB does not have jurisdiction but refers the matter to the non-regulated service provider for investigation and response, and GC-files for general correspondence in which there is either no specific utility service complaint or only a request for information.

The Public Information staff added additional Consumer Information brochures to assist the public with understanding of some of the issues that cause many service complaints. These brochures were distributed at utility trade shows, the IRENEW Expo, and by mail. Additional copies were made available in quantity at no cost to utilities for their customers. The IUB has four brochures available to the public:

- Answering Utility Service Questions: Here's How to Find Help
- Understanding Fees On Telephone Bills
- Choosing the Right Long Distance Company & Plan
- Avoiding Telephone Billing & Marketing Deception

<b>2000 Customer Service Contacts</b>			
	<b>2000</b>	<b>1999</b>	<b>% Change</b>
<b>Written</b>			
Electric	70	112	-38
Gas	19	19	0
Local telephone	176	274	-36
Non-local telephone	490	249	97
Water	0	1	-100
<b>Subtotal</b>	<b>755</b>	<b>655</b>	<b>15</b>
<b>Telephone Calls</b>			
Electric	954	740	29
Gas	488	91	436
Local telephone	1,270	1,868	-32
Non-local telephone	1,128	1,159	-3
Water	29	4	625
<b>Subtotal</b>	<b>3,869</b>	<b>3,862</b>	<b>0</b>
<b>Total Contacts</b>	<b>4,624</b>	<b>4,517</b>	<b>2</b>

\*Statistics for calendar year 2000 reflect a shift to a new reporting system. Beginning in calendar year 2001 there will be additional reporting categories to enrich the qualitative and quantitative reporting of customer service contacts.

## Energy Section

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### John Harvey, Manager

*John Harvey has managed the agency's Energy Section since May 2000. He has 20 years of experience in the utility industry in a variety of regulatory and operations positions. He also serves on the NARUC Staff Subcommittees on Electricity and Strategic Issues. Harvey served as a naval intelligence officer from 1973-1980. He holds a B.A. from Luther College in Decorah, Iowa, and a M.B.A. from Southern Illinois University at Edwardsville.*

### Highlights of 2000

#### Electricity

- The Board approved MidAmerican's request to enter into 250-megawatt electric supply contract.
- The Board commenced an inquiry into electric delivery reliability.
- IUB participated in discussions to increase electric generation and transmission investment in Iowa.

#### Natural Gas

- 2000 saw unprecedented price increases.
- A staff report was published on "Facts Concerning the Natural Gas Industry and its Regulatory Environment, Nationally and in Iowa".
- Small Volume Gas Transportation and Marketer Certification progressed.
- MidAmerican Energy's Incentive Gas Supply Purchase Plan was extended.
- The former manufactured gas plant insurance recovery was completed.

### Electricity

#### **Cordova Energy Center**

Energy Section staff participated in the evaluation of whether MidAmerican Energy and its affiliate Cordova Energy Company LLC (Cordova) should be allowed to enter into a contract for the purchase of 250-megawatts of electric generating capacity (see Docket No. SPU-00-4). Though the Board expressly reserved determination of any cost allowance or disallowance issues to a future rate or other appropriate proceeding, it approved MidAmerican's request to enter into the purchased power contract with Cordova.

#### **Electric Delivery Reliability**

The Energy Section staff participated in the Board's inquiry into electric delivery reliability (Docket No. NOI-00-4).

#### **Generation & Transmission Investment**

Staff participated in discussions on legislative changes needed to help increase electric generation and transmission investment in Iowa.

## **Natural Gas**

### **Prices**

Iowa, like most of the nation, experienced a rise in the commodity price of natural gas in 2000. Staff began receiving communications from regulated companies about the price increases in May 2000, and immediately began working with Board members, other staff, and regulated companies to assure that consumers and Iowa's elected leaders were adequately warned of the pending increases. The prices rose from under \$3 per dekatherm (30 cents per therm) to \$5 per dekatherm to \$7 per dekatherm and finally to over \$10 per dekatherm by late December.

### **Staff Report**

In October staff wrote its detailed report on "Facts Concerning the Natural Gas Industry and its Regulatory Environment, Nationally and in Iowa."

### **Small Volume Gas and Marketer Certification**

Staff continued its work on the issue of how to extend the ability to transport gas to small volume customers. This work took parallel paths in 2000. The first was through the Board's marketer certification rule making (Docket No. RMU-00-7), which focused on the need to assure Iowans adequate protection in the marketplace as contemplated by the passage of Senate File 224 in 1999. The second path focused on the mechanics of the relationships between marketers and aggregators on the one hand and regulated local distribution companies on the other. Staff learned that a fully homogeneous approach to small volume gas transportation would be difficult to achieve, due to significant differences in regulated company business environments and practices. For instance, while some utilities took gas principally from one interstate pipeline, others received gas from as many as four. Recognizing the need to accommodate these differences, in August the Board ordered the regulated companies to file draft tariffs. Staff evaluation of the draft tariffs continued through the remainder of 2000 and should be completed in 2001.

### **Incentive Gas Supply Purchase Plan**

The Board (Docket No. RPU-94-3) approved an extension of the MidAmerican Energy Company Incentive Gas Supply Purchase Plan (IGSPP). The IGSPP, established through a settlement agreement between MidAmerican and the Office of Consumer Advocate, is designed as an incentive to MidAmerican to continually improve its purchasing methods and prices. Natural gas costs are benchmarked, and outside of a plus-or-minus zone of reasonableness around the benchmark levels, MidAmerican's customers and shareholders share in any additional benefits or costs.

### **Disposition of Former Manufactured Gas Plant Insurance Recovery**

The Board (Docket No. RPU-91-5) approved a settlement agreement between MidAmerican Energy and the Office of Consumer Advocate to use insurance recoveries related to remediation of former manufactured gas plant sites to speed the cleanup of those sites. Though the amounts of the insurance settlements are confidential, use by MidAmerican of these additional amounts is expected to significantly shorten the clean-up time.

## Information Technology

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### Margaret Munson, Manager

*Margaret Munson became manager of the newly formed Information Technology Section in May 1998. Previously, she was a utility analyst and the local area network administrator for the Board. She joined the Board staff in 1990 after teaching college business courses at various institutions, including Iowa State University (ISU) and the University of Iowa (UI), for ten years. An Iowa native and a long-time Ames resident, Munson earned a B.S. in industrial administration (finance) from ISU, a M.S. in industrial administrative sciences (business) from ISU, and a M.A. in business administration (finance) from UI. She holds an Iowa Certificate of Public Accounting. Munson serves as a member of the NARUC Staff Subcommittee on Information Services.*

The Information Technology (IT) Section provides technology resources, training, support, and tools for the agency. IT staff is responsible for maintenance and support of the IUB's local area network (LAN), including network hardware and software, desktop hardware and software, and user support. IT Section staff provides strategic and tactical support for the agency's present and future business processes and the section coordinates information technology processes with enterprise and external systems. The IT Section is responsible for developing, updating, and maintaining the IUB web site and works collaboratively with other sections in developing web site content.

### 2000 Highlights

- Y2K wrap up
- Web site improvements
- Annual utility financial and operating report filings
- Network hardware and software improvements
- Information process improvements

### Year 2000 Wrap-Up

IUB IT staff led the Y2K team that spent the (happily uneventful) December 31 to January 3 Y2K rollover period monitoring internal computer systems and assisting state emergency management teams with monitoring utility operations throughout the state and region. During January and February, the IUB Y2K team continued to work with regulated and non-regulated utility providers in Iowa to assure that their attentions focused on potential Leap Year date problems. The final issue of the IUB newsletter [Y2K4U](#) was published after March 1 passed with no internal or utility complications.

### Web Site Expansion

The IUB web site continued to grow by adding new information to existing pages and by adding new pages. Some of the many pages added contained information about: (1) IUB customer service, including an on-line e-mail complaint form; (2) the telecommunications certification process; (3) the agency rules review process and pending rule makings; (4) area code changes and (5) electronic brochure text.

**Annual Utility Financial and Operating Report Filings**

IT staff led the review, revision, preparation, and mailing of the forms on which Iowa utility companies filed their annual financial and operating reports. After the reports were filed, IT staff analyzed and summarized the completed filings for Board review.

**Network Hardware and Software Enhancements**

IT staff updated network hardware and software according to replacement cycle plans and created infrastructure for application migration to Microsoft Exchange/Outlook and Microsoft SQL server.

**Information Process Improvements**

IT staff continued development of agency information systems, notably for the Customer Service Section and for the Records and Information Center.

## **Policy Development**

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### **Lisa Stump, Manager**

*Lisa Stump has managed the Policy Development Section since the agency's internal restructuring in 1998. Prior to that time, she managed the Research, Economics, and Finance Section. Before joining the Utilities Board, Ms. Stump worked as an economic consultant for Energy and Resource Consultants in Boulder, Colorado, and as aide to the chairman of the Arizona Corporation Commission. Ms. Stump holds a liberal arts degree with an emphasis in business/economics from Bethany College in Lindsborg, Kansas, and a M.S. degree in economics from the University of Wyoming in Laramie.*

The Policy Development Section provides forward-looking quantitative and qualitative analysis into various policy issues in the electric, telephone, and gas industries. Section staff also conducts inquiries, rule makings, special projects, and participates in ratemaking proceedings.

### **2000 Highlights**

- Staff compiled and published a report on energy in Iowa.
- An assessment of broadband access in Iowa was conducted and a report was published.
- The Board initiated an inquiry on electric delivery reliability.
- An investigation was commenced on generation resource planning.
- A collaborative was initiated among the Midwest state commissions to file comments on the bylaws for a proposed reliability council in the Midwest region.
- Staff continued its work on energy efficiency and alternative energy.
- Staff worked extensively with the state legislature and Governor's office on proposed electric restructuring legislation.

### **Electric Report**

Staff from the Policy Development Section worked with Iowa's investor-owned utilities, the Rural Electric Cooperative Association, and the Iowa Association of Municipal Utilities to produce the report entitled "Facts Concerning the Consumption and Production of Electric Power in Iowa." This report compiles numerous facts and data concerning the consumption and production of electricity in Iowa. The report has been used as a reference guide by the Governor's Energy Policy Task Force formed in September to take a comprehensive look at Iowa's energy needs.

### **Assessing High-Speed Internet Access in Iowa**

Staff from the Policy Development Section conducted a current assessment of broadband activities in Iowa. Surveys were mailed to various communications companies in July 2000 to assess current and projected access to high-speed services in Iowa. A report on the assessment entitled "Assessing High-Speed Internet Access in the State of Iowa" was completed in October 2000. The assessment was conducted as part of a legislative requirement to submit recommendations to the Legislative Oversight Committee to ensure high speed broadband Internet access is available to rural Iowa.

### **Board Inquiry into Electric Delivery Reliability (Docket No. NOI-00-4)**

Policy Development staff is heading up the Board's inquiry into electric delivery reliability. On November 1, 2000, the Iowa Utilities Board opened an inquiry into whether reliability rules are necessary to ensure that emerging competition and other changes in the electric industry do not diminish the quality of service Iowans have come to expect from their electric utilities. The inquiry is limited to electric delivery system reliability and is concerned with such issues as duration and frequency of outages, power quality, and public safety. Twenty-two organizations are participating in the inquiry, which is expected to result in rule making recommendations by year-end 2001.

### **Board Investigations into Generation Resource Planning (Docket Nos. INU-00-4 and INU-00-5)**

Policy Development staff is heading up the Board's investigation into the generation resource planning of Iowa's investor-owned utility companies. The Board commenced an investigation (Docket No. INU-00-4) into Alliant's decision to withdraw from the Mid-continent Area Power Pool (MAPP) Reliability Council and join the Mid-American Interconnected Network (MAIN) Reliability Council. Docket No. INU-00-4 was later expanded to review Alliant's summer-2000 reliability and capacity. The Board also opened Docket No. INU-00-5 requiring broad reliability indices to be filed monthly by both Alliant and MidAmerican Energy Company. This investigation was later expanded to require Alliant and MidAmerican to file by March 1, 2001, their generation resource planning information for the summer 2001 through the summer 2010. The investigation is ongoing.

### **Midwest State Commissions' Collaborative on Reliability**

Policy Development staff initiated a collaborative among the Midwest state commissions to file comments on the bylaws for a proposed reliability council in the Midwest region. Two of the reliability councils in the Midwest have been discussing the formation of a new organization, Midwest Reliability Organization (MRO), under the proposed North American Electric Reliability Organization umbrella. The MRO bylaws are an important regional issue because these bylaws will impact the reliability of the electric system in the region for years to come.

### **Energy Efficiency and Alternative Energy**

Policy Development staff continued its work on energy efficiency and alternative energy during 2000. Section staff assisted the Governor's Energy Task Force with presentations and research into Iowa's energy efficiency and alternative energy programs. These programs were also a significant focus of the electric restructuring stakeholder process that occupied much of the section's time during the first quarter 2000.

### **Electric Restructuring**

Staff from the Policy Development Section worked extensively with the state legislature and Governor's office on proposed electric restructuring legislation during the first quarter of 2000. These efforts did not result in new legislation.



## Safety and Engineering

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### Donald J. Stursma, Manager

*Donald J. Stursma joined the agency in 1981 as Principal Gas & Water Engineer and was later promoted to manager of the Safety and Engineering Section. He received a degree in civil engineering from Iowa State University in 1974 and is a licensed professional engineer. He is a member and past chairman of the National Association of Pipeline Safety Representatives (NAPSR) and serves on its Grant Allocation/Strategic Planning, Liaison, Articles of Association, and State/Industry Regulatory Review Committees. Other memberships include the NARUC Staff Subcommittee on Pipeline Safety, the American Society of Civil Engineers, and the American Society of Mechanical Engineers B109 Committee and B31 advisory group. He is an Iowa native from the Leighton and Pella area.*

### Highlights

- Forty-nine electric franchise petitions were filed with the Board.
- The Board issued 16 new franchises, 7 amendments to existing franchises, and extended 20 expiring franchises.
- Three pipeline permit actions were taken: one new permit, one amendment of permit, and one permit renewal.
- Thirty-six natural gas pipeline operators and 203 electric line operators were inspected for compliance with safety standards.
- Six electric and four natural gas accidents were investigated.
- A \$15,000 one-call enforcement grant was obtained for the Attorney General.

The Safety and Engineering Section is responsible for the regulation of gas and electric providers and pipeline and electric transmission and distribution companies as it relates to safety, construction, and operation and maintenance of facilities. Responsibilities of this section include reviewing and processing all petitions for electric transmission line franchises under Iowa Code chapter 478 and for pipeline permits under Iowa Code chapters 479 and 479B, and inspections of natural gas and electric utilities for compliance with safety standards. It also acts as an interstate agent for the federal Department of Transportation in pipeline safety matters.

### Electric

Forty-nine electric franchise proceedings (E-dockets) were filed in 2000 pursuant to Iowa Code chapter 478. Of the 49 petitions filed, 19 were for new franchises, 4 were for amendment of existing franchises, and 26 were for extension of franchises. Additionally, 4 proposed electric line projects were assigned docket numbers but did not progress beyond the informational meeting level by the end of 2000. Eight informational meetings, presided over by an Engineering Staff member, were held pursuant to Iowa Code § 478.2. As part of the franchise proceedings, 60 route and/or safety inspections were also conducted.

In 2000 the Board issued orders for 16 new franchises, 7 amendments to existing franchises, and extended 26 expiring franchises. These also included final actions taken on petitions filed in

years preceding 2000. Two petitions filed in 2000 were withdrawn for primarily procedural reasons and one was denied. The beginning of 2000 revealed 71 petitions pending before the Board—18 for new franchise or amendment and 53 for extension of franchise. The close of 2000 showed 74 pending petitions—16 for new franchise or amendment and 58 for extension.

Also in 2000, 203 utilities operating electric supply lines throughout Iowa received a visit from the Board's two electric field inspectors. The two inspected records at 256 offices and conducted 710 safety code compliance inspections of electrical lines and facilities. These inspections also reviewed the utilities' compliance with the inspection and maintenance plans required by 199 IAC 25.3.

The utilities filed accident reports with the Board pursuant to 199 IAC 25.5 on nine electric contact accidents. Three of those accidents resulted in fatalities. The Safety and Engineering staff conducted field investigations at six of the accident sites. In addition, the staff investigated and made recommendations on safety and service matters in four citizen complaints before the Board.

The Engineering staff also made three presentations to groups of electric utility personnel. The presentations included information on electric line routing and safety issues, regulatory changes, and instruction on franchise petitions and exhibits.

### **Pipeline**

The Board took action on three dockets for natural gas pipeline permits filed in 2000 pursuant to Iowa Code chapter 479. Included in these dockets were a petition for a new permit, a petition for an amendment to a permit, and a petition to renew the permit for an existing pipeline. The petition for a new permit involved approximately 10.2 miles of pipeline to provide natural gas service to the Harvester Development in Marshall County, Iowa. The petition for an amendment to a permit was for approximately 4.5 miles of natural gas pipeline to serve the town of Lamoille and replace the service to the Marshall County jail. The petition for a permit for an existing pipeline concerned approximately 6.3 miles of pipeline beginning within the city limits of Montezuma and terminating at a pumping station in rural Poweshiek County.

As part of a certification agreement under Section 60105(a), Title 49, United States Code, with the U.S. Department of Transportation, Office of Pipeline Safety, the Engineering staff inspected 34 intrastate natural gas operators for compliance with federal pipeline safety standards. This number encompasses 51 percent of the intrastate pipeline operators under federal pipeline jurisdiction in Iowa. Intrastate pipeline operators are typically utilities but the term also includes pipelines owned by industrial end users. Engineering staff spent 457.8 days on 30 intrastate operators. Of the total, 72 were on transmission pipeline construction and 18.9 were on drug and alcohol testing programs.

Two interstate pipeline operators were also inspected in 2000. Fourteen person-days were spent on these inspections, which included 10.5 person days on construction. The Board is reimbursed for up to 50 percent of the cost of the natural gas pipeline safety inspections through a grant from the U.S. Department of Transportation. The grant amount requested for 2000 was \$209,500. The Board received \$178,410.00 in 2000 for the work done in 1999.

In addition, the Board obtained a separate federal grant of \$15,000 for use by the Attorney General to enforce Iowa Code chapter 480, the Iowa One-call law.

Twenty-five accidents, incidents, or outages were reported in 2000. Two (8%) were incidents involving jurisdictional piping, seventeen (68%) were interruption of service to customers, three (12%) were courtesy calls involving incidents that were not reportable but were considered significant enough by the operator to inform the Board and three (12%) were incidents concerning customer piping, propane, and equipment damage. Nine (36%) of the accidents, incidents, or outages reported resulted from third party damage. Engineering staff investigated four of the incidents. The investigation into one of the jurisdictional incidents, an explosion in Hubbard, was still ongoing at year's end pending metallurgical test results.

The Engineering staff gave presentations on safety and regulatory matters at the American Public Gas Association workshop held in Des Moines, several Iowa Association of Municipal Utilities meetings and training sessions, and a utility right-of-way association meeting. The section manager participated in conferences and on national committees involving grant allocation/strategic planning, rules review, and operator qualifications. The Engineering staff also hosted the Central Region National Association of Pipeline Safety Representatives (NAPSR) Conference.

## **Telecommunications**

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### **John Ridgway, Manager**

*John Ridgway joined the Board in July of 2000. He has spent over 35 years in the telecommunications industry in a wide variety of roles. He has previously worked at Qwest, Iowa Network Services, and Teleconnect. John is a member of the NARUC Staff Subcommittee on Telecommunications. John was a member of the inaugural class of Leadership USA and past chair of Leadership Iowa. He holds a B.S. in business management from Upper Iowa University.*

### **Highlights**

- Frontier-Iowa control transferred to Global Crossing.
- Qwest applied for deregulation of local directory assistance.
- Western Wireless granted universal service eligible carrier status.
- 515 area code split and 641 area code implemented.
- 319 area code split.
- The Board initiated an inquiry into the efficient use of telephone numbering resources.
- Staff participated in multi-state collaboratives on Qwest's 271 compliance.

### **Frontier Reorganization**

On September 24, 1999, the Board approved the transfer of control of Frontier-Iowa to Global Crossing Ltd. Frontier-Iowa provided local exchange service to 37 exchanges, with over 60,000 access lines in the state. On August 16, 2000, Global Crossing and Citizen's filed a proposal for reorganization involving the sale of stock by Global to Citizen's. The docket is pending.

### **Local Directory Assistance**

On February 11 Qwest Communications filed a petition asking the Board to determine that the provision of local directory assistance in Iowa is subject to effective competition and should be deregulated. The criteria identified for "effective competition" included the availability of comparable services from a choice of suppliers, inability of a single provider to determine or control prices, ease and likelihood of entry, and substitutability of one service for another. A hearing was held in September; however, a final decision has not been made.

### **Western Wireless**

Western Wireless (d.b.a CellularOne) filed a request for universal service eligible carrier status in Iowa on April 28. Western intended to offer its universal service package using a wireless local loop. A new concept for Iowa, this utilizes a wireless access unit at a customer's location to transmit the signal to the nearest cellular telephone system tower. At hearing Western made voluntary commitments that public interest concerns would be satisfied. Ultimately, the Board granted ETC status for Western Wireless on November 21.

### **515 Area Code Relief and 641 Area Code Implementation**

On March 30 the Board issued an order splitting the 515 area code. The Des Moines-Ames area retained the 515 number; the remaining area was given the 641 area code. Permissive dialing began on July 7 and mandatory implementation began on December 3.

### **319 Area Code Relief**

On November 16 the Board also split area code 319. The Waterloo-Cedar Rapids-Iowa City corridor retained the 319 area code. The remainder of the area received the 563 area code. Permissive dialing was scheduled to begin on March 25, 2001, until December 2, 2001.

### **NOI-00-3 Efficient Use of Telephone Numbering Resources**

On October 11 the Board opened this inquiry, directing staff to examine possible changes to the existing telephone network in the interest of more efficient assignment of telephone numbers to service providers. The inquiry will study various methods for improving the efficiency of telephone number assignment in order to extend the lives of the existing area codes in Iowa. As part of the docket the Board will study the possibility of expanding local calling areas, or rate center consolidation. Other alternatives are thousand block number pooling, central office code sharing, unassigned number porting, and individual number pooling.

Following are other significant developments in the area of number conservation:

- July 20, 2000 – The FCC, in CC 96-98 / NSD File No. 99-96, granted the Board authority to initiate a thousands-block number pooling trial in the 515/641 area codes but declined to grant the Board the same authority for the 319/563 area codes.
- October 30, 2000 - The Board opted-in to the number reclamation process, assuming responsibility from the North American Numbering Plan Administrator (NANPA). This process allows the Board to receive notification of assigned Central Office prefixes (NXX codes) that are not placed in service in a timely manner and to reclaim these codes for other service providers to utilize. The reclamation process has resulted in many prefixes being returned.
- December 5, 2000 – The Board issued an order granting confidential status to information and data received from the NANPA, by authority of the FCC, in conjunction with number conservation issues related to this docket.

### **Collaboratives Relating to Qwest Corporation's Section 271 Compliance**

For Bell Operating Companies such as Qwest, the 1996 Telecommunications Act conditions authorization to provide interLATA service on compliance with 47 U.S.C. Section 271. In general, Section 271 requires Qwest to open its local exchange market to competition. Ultimately, the FCC will determine whether Qwest has complied with Section 271; however, the FCC's determination will be made after consulting with state commissions and the Department of Justice. In 2000 the Board joined in three multi-state collaboratives to more efficiently review Qwest's Section 271 compliance.

## **I. OSS Collaborative**

Operations Support Systems (OSS) are the variety of computer systems, databases, and personnel that Qwest uses to provide service to its customers. Nondiscriminatory access to OSS is a prerequisite to the development of meaningful local competition.

For this collaborative, the Executive Committee included commissioners from 13 participating states. The Steering Committee was comprised of commission staff from each of the 13 states. A Technical Advisory Group included numerous industry participants. The National Regulatory Research Institute, NARUC's research affiliate, was Administrative Coordinator. Maxim Telecom Group (MTG) was Project Administrator. Regular meetings were conducted by conference call. In-depth workshops involving all participants were also conducted.

Three consultants were selected to manage the OSS testing. KPMG Consulting, the overall test administrator, will produce the final report of the results. Hewlett Packard Consulting is to act as a newly established competitive local exchange carrier (pseudo CLEC) to serve as an unbiased vehicle for testing Qwest's systems, documentation, and processes. Liberty Consulting is to conduct audits to ensure that all aspects of Qwest's wholesale performance measures and retail parity standards comply with the collaboratively developed performance measurement definitions. The OSS test should be completed in late 2001 with the issuance of KPMG's final report.

## **II. Checklist Collaborative**

This is a seven-state collaborative to address Qwest's compliance with the Section 271 14-point competitive checklist. The states and Qwest have contracted with Liberty Consulting Group to coordinate the multi-state proceeding and workshops. Liberty's responsibilities include: coordinating and running the collaborative workshops, maintaining a complete record of the proceeding, issue resolution, drafting reports, managing discovery, and moving the proceeding towards resolution.

Prior to each workshop Qwest and intervenors file testimony. Testimony relates to the manner in which Qwest provides the 14 checklist items in its Statement of Generally Available Terms and Conditions (SGAT) document. At the conclusion of each workshop, the parties file briefs stating their positions on unresolved issues. Liberty then prepares reports detailing all workshop issues and recommending resolutions for unresolved issues. Unresolved issues are forwarded to individual state commissions for resolution in a manner deemed appropriate by each commission.

## **III. Post Entry Performance Plan (PEPP)**

Although not specified in Section 271, the FCC adopted a requirement for post entry performance plans (PEPP). Once Qwest receives Section 271 compliance, there will be a need for a mechanism to insure that Qwest remains in compliance. The PEPP will contain penalty provisions that will be assessed against Qwest in the event that "backsliding" occurs. A Notice of Opportunity to Participate in the PEPP was sent to interested parties in August 2000. Regulators from eleven states, Qwest, and many competitive carriers agreed to participate in the PEPP collaborative. NRRI and MTG are to continue in the same roles as in the OSS collaborative. In-depth workshops were scheduled for 2001 to resolve issues.

## **Relay Iowa**

Under Title IV of the Americans with Disabilities Act of 1990, dual party relay services were required for both interstate and intrastate communications everywhere in the United States no later than July 26, 1993. A working committee was created, headed by the Iowa Utilities Board, to develop recommendations for a dual party relay system. The committee's recommendations resulted in enactment of Iowa Code ch. 477C that created the Dual Party Relay Service. Iowa's provision of dual party relay service was adopted by the legislature and became law in July 1991. The legislation provides that the Iowa Utilities Board will administer the provision of the dual party relay service.

A dual party relay service allows deaf, hearing-impaired, and speech-impaired persons using special equipment known as telecommunications devices for the deaf (TDDs) to use the telephone system on a functionally equivalent basis to persons without communications impairments. The service is also for use by hearing persons and businesses that wish to talk with persons who are deaf, hard-of-hearing, or have a speech impairment. "Relay Iowa," as the state's dual party relay service is known, has been in operation since August 1, 1992, and is currently provided by Sprint, on contract with the Iowa Utilities Board, until December 31, 2002, with an optional 2-year extension.

In June of 2000, the Federal Communications Commission (FCC) released a report and order that raised minimum standards for dual party relay service (TRS) in the United States. After negotiations with Sprint, an amended contract was agreed upon which becomes effective on January 1, 2001. The price per minute of relay service will increase on that date to provide for the increases in minimum standards required by the FCC order.

In addition, Spanish and Speech-to-Speech Relay service is required by the FCC to be provided by March 1, 2001. Spanish Relay service will be offered in Iowa on January 1, 2001, prior to the FCC required date. Speech-to-Speech Relay service will begin in Iowa on March 1, 2001. Speech-to-Speech service is designed for persons who have difficulty using standard telephone service due to speech impairments. Specially trained Speech-to-Speech Relay operators serve as the speech impaired user's voice and repeat their responses to the called party.

In August of 2000, the FCC released another report and order that mandated 711 dialing for access to TRS nationwide. This abbreviated dialing eliminates the need for consumers to remember the ten-digit toll-free numbers required to access TRS in each state. The FCC required all telecommunications carriers to implement 711 dialing to all relay services on or before October 1, 2001, and to conduct education and outreach programs to publicize the availability of 711 dialing in cooperation with relay providers and the states. As a result of the FCC order, IUB staff held meetings with and made presentations to Iowa's telecommunications carriers in the fall of 2000 to make them aware of the requirement and to begin coordinating the outreach efforts that were required by the FCC order.

The 2000 total minutes of use (MOU) of Relay Iowa was 1,925,490 minutes, compared to the 1999 MOU of 1,949,134 minutes (a 1.2% decrease). Inbound calls to Relay Iowa decreased 2.1%, from 335,039 calls in 1999 to 328,036 calls in 2000. In 2000 the average response time

was 2.21 seconds. Tele-typewriter (TTY) calls made up approximately 72 percent of all relay calls, while voice calls accounted for 19 percent of relay calls, 8 percent were voice carryover calls, and the remaining 1 percent were ASCII calls.

Iowa’s telecommunications relay service was re-certified by the FCC on June 11, 1998. The original FCC certification expired July 25, 1998. The certification remains in effect for a five-year period, beginning July 26, 1998, and ending July 25, 2003.

**Equipment Distribution Program**

On January 25, 1995, the equipment distribution program commenced operations in Iowa. The statewide program distributes assistive telecommunications devices to hearing-impaired, speech-impaired, deaf, and deaf-blind Iowans. Deaf Services Unlimited administers this program. Eligible recipients are issued vouchers from the program administrator for 95 percent of the average retail price of the equipment. If the price of the equipment exceeds \$1,000, the voucher is for 99 percent of the average retail price. The recipient has ownership of the equipment and is responsible for repairs. The Board sets a standard voucher amount for each type of equipment or equipment package.

The Board has a contract with Deaf Services Unlimited, located in Des Moines, for this distribution and outreach program. Deaf Services Unlimited began its duties, under the program name of Telecommunications Access Iowa (TAI), as equipment distribution administrator on January 1, 1999. This two-year contract was extended through December 31, 2001, per the extension provision in the contract.

In 2000, 542 participants in the program received vouchers for equipment valued at \$121,193. The equipment most in demand was the amplified phone. There were 401 amplified phones and cordless amplified phones made available through this program in 2000. In addition, 97 TTYs were distributed. Most deaf recipients request TTYs, whereas persons who are hard of hearing prefer the amplified phones.

<b>Equipment Description</b>	<b>Number of Pieces</b>	<b>Total Amount</b>
Amplified phone	401	\$59,502
Speakerphone	3	1,137
Special requests	3	6,944
Loud ringer, amplifier, ring flasher	15	673
TTY with and without accessories	97	47,334
Voice carryover (VCO1 phone with and without accessories)	23	5,603
<b>Total</b>	<b>542</b>	<b>\$121,193</b>



### **Alternative Pricing Proposals**

*Alternative pricing proposal dockets (APP) are initiated when a utility files a proposal to set rates that are not based on traditional rate-regulation factors.*

#### **APP-96-1 (RPU-96-8) MidAmerican Energy Company**

On June 4, 1996, MidAmerican filed an alternative electric pricing plan designed as a transition toward competitive, market-based electric prices and services for MidAmerican's customers. The plan also included a pledge not to raise electric rates until June 1, 2001, as well as a reduction of current rates to move prices toward a market proxy developed by MidAmerican. The case was docketed on July 3. On August 1 Consumer Advocate filed a petition to reduce MidAmerican's electric rates by \$101.5 million, or 10.7 percent. The amount was later reduced by OCA to \$82.2 million, or 9 percent. On September 6 the Board docketed Consumer Advocate's request as RPU-96-8 and consolidated it with APP-96-1. On October 24 the Board approved a reduction in MidAmerican's electric rates of \$8.7 million. On March 10, 1997, a proposed settlement was filed by some of the parties, including MidAmerican and OCA, which would resolve all outstanding issues in Docket Nos. APP-96-1 and RPU-96-8 with the exception of the Public Programs Charge (PPC) proposed by MidAmerican. The PPC was MidAmerican's proposal to show energy efficiency and alternative energy costs as a line item charge on customer bills. The settlement reduced MidAmerican's electric base rates by an additional \$25 million. Residential rates were reduced by approximately \$10 million. The reduction would be utilized to reduce the rate gap in MidAmerican's three pricing zones.

Residential rates would be reduced by an additional \$5 million on June 1, 1998. Commercial and small general service customers would have \$4 million available for customer savings/price reductions in pilot projects. Industrial and large general service customers would have \$6 million available. If any amounts remained available on June 1, 1998, there would be a base rate reduction for those classes. The settled rates incorporated decommissioning costs for two nuclear plants, Quad Cities Station Units 1 and 2. The settlement was effective until December 31, 2000, after which any signatory may file with the Board a petition to increase or decrease MidAmerican's electric rates. The Board approved the settlement agreement on June 27 and granted the motion to bifurcate consideration of the settlement from the remaining contested issue, the Public Programs Charge (PPC). On August 5 the Board conditionally approved the PPC contingent upon approval of a public education campaign designed to inform MidAmerican's customers on the benefits of the items to be included in the PPC – energy efficiency, alternate energy, and the alternate loan fund. MidAmerican filed its proposed public education campaign on September 15. The Board rejected the campaign on May 21, 1998. (See Docket No. APP-97-2.)

Also in the June 27 settlement agreement, MidAmerican agreed to negotiate with the signatories of the settlement to develop a Market Access Service Pilot (MAS) for

commercial and industrial customers. On September 5 MidAmerican filed with the Board a proposed MAS tariff, TF-97-229, which would allow MidAmerican's commercial and industrial customers to purchase electric service on an unbundled basis. Customers would be allowed a choice of suppliers for capacity, energy, and some associated services. The tariff was approved on August 21, 1998.

On December 31, 1998, the Board conditionally approved a tariff (TF-98-324) filed by MidAmerican that reduced certain commercial and small general service rates effective January 1, 1999. MidAmerican stated it had negotiated contract reductions totaling \$2.544 million. Under the terms of the settlement, MidAmerican said base rates to non-contract commercial and small general service customers should be reduced by \$1.456 million on January 1, 1999. Because MidAmerican was still preparing its calculations, the Board allowed the reduction to begin; however, it would evaluate further reductions pending review and investigation.

On December 18, 1998, the Board issued an order requesting additional information from MidAmerican concerning its flexible rate contracts. Specifically, MidAmerican was directed to file all standard contract forms, all nonstandard terms and conditions that MidAmerican included in any negotiated-price contracts that had been executed, and a summary of the number of customer contracts that included each standard or nonstandard clause. On January 15, 1999, MidAmerican filed with the Board approximately 30 draft contracts representing the general terms and conditions of the initial offers MidAmerican made to its customers. An order issued on April 15 states that MidAmerican agreed, without admitting any wrongdoing, to waive

certain provisions included in the contracts, that would add to the customer's rights. On February 15, 1999, MidAmerican filed its return on common equity calculations for 1998 pursuant to the settlement agreement. If MidAmerican's return on equity exceeded 12 percent, the settlement required MidAmerican to return 50 percent of the excess earnings to noncontract customers. MidAmerican showed an equity return of 12.33 percent, resulting in a refund of \$2,203,000 due to customers. Also, MidAmerican was to refund \$1,314,833 to non-contract commercial customers. The Board approved the plan on April 14. On September 2 MidAmerican filed their refund report. On October 5 the Board accepted the refund report. The total amount refunded was \$3,597,648.13.

On March 26 MidAmerican filed a proposed electric interruptible replacement rider (TF-99-94). The proposed tariff would initially be implemented in the East system only, but would later be extended to the entire system. The tariff fulfilled a commitment made in the settlement to develop an interruptible buy-through tariff. Consumer Advocate objected to the tariff on April 23. On May 17 a proposed settlement agreement was filed. A hearing on the settlement was held on November 2.

On February 15, 2000, MidAmerican filed a 14.17 percent return on common equity calculations for 1999. On March 1 MidAmerican filed a motion for approval of a revenue sharing plan that would refund \$14,851,185 to all non-contract customers. On March 31 the Board approved the plan.

## **Annual Review of Electric Fuel Procurement Plans**

*Iowa Code § 476.6(16) directs the Utilities Board to conduct a periodic proceeding (ARC) to evaluate the reasonableness and prudence of each rate-regulated public utility's procurement and contracting practices relating to the acquisition of fuel for use in generating electricity.*

### **ARC-99-150 Interstate Power Company**

#### **ARC-99-151 IES Utilities Inc.**

#### **ARC-99-156 MidAmerican Energy Company**

On May 14 MidAmerican filed its annual electric fuel procurement plan. IES and Interstate filed on May 17. Hearings were held on September 2. On February 10, 2000, the Board issued its Final Report generally finding the utilities covered by this proceeding exhibited adequate procurement and contracting practices. A report was issued, rather than a decision or order with preclusive effect, because the records in these proceedings did not contain sufficient evidence to warrant a disallowance of fuel costs.

### **ARC-00-150 Interstate Power Company**

#### **ARC-00-151 IES Utilities Inc.**

#### **ARC-00-156 MidAmerican Energy Company**

Iowa Code § 476.6(16) was amended in 1999 to require periodic, rather than annual, review of rate-regulated utilities' fuel procurement practices. IUB rules at 199 IAC 20.13, however, continued to provide for an annual review. The Board proposed to notify a utility by January 31 if a plan is required for that year. Because of the proposed rule making, the Board, on its own motion, waived the filing of fuel procurement plans for the year 2000 by order issued February 10.

## **Annual Review of Gas**

*Iowa Code § 476.6(15) requires a periodic evaluation of the reasonableness and prudence of public utilities' natural gas procurement and contracting practices. When the Board initiates an evaluation, the utility must file a detailed 12-month plan and a three-year natural gas procurement plan. These contested case proceedings are called ARGs.*

**ARG-99-150 Interstate Power Company**

**ARG-99-151 IES Utilities Inc.**

**ARG-99-156 MidAmerican Energy Company**

**ARG-99-222 United Cities Gas Company**

**ARG-99-225 Peoples Natural Gas Company**

Legislation passed in 1998 removed the requirement that each utility file annual plans on November 1 of each year. The Board initiated a rule making in 1999 (RMU-99-11) to change its rules to be in compliance with the new law. On September 9, 1999, the Board, on its own motion, waived the annual filing requirement for 1999. Instead, the Board required the utilities to provide a minimal amount of information by November 1. On March 3, 2000, the Board issued an order accepting the information filed by the utilities, finding it met the requirements of the Board's September 9 order.

## **Arbitrations**

*Section 252(b) of the Telecommunications Act of 1996 gives the Board the authority to arbitrate the rates, terms, and conditions of interconnection agreements between competitors and incumbent local exchange providers (ARB).*

### **ARB-00-1 Sprint Communications Company L.P. and U S West Communications, Inc., n/k/a Qwest Corporation**

On June 21 Sprint filed a petition requesting arbitration of the unresolved issues in the interconnection negotiations between itself and Qwest. The issues included reciprocal compensation for traffic delivered to enhanced service providers; availability and charges for unbundled network elements; vertical features; and access charges for local services. At the time the arbitration order was issued, only the issue of reciprocal compensation remained unresolved by the parties. Without reaching any decision as to whether Internet service provider (ISP)-bound traffic is “local” or “interstate” in nature, the Board decided that no reciprocal

compensation would be paid for ISP-bound traffic. Its order was issued on December 21.

### **ARB-00-2 (NIA-01-6) Qwest Corporation and FiberComm, L.C.**

On October 30 FiberComm filed a petition requesting arbitration of the unresolved issues in the interconnection negotiations between itself and Qwest. The unresolved issues identified in the petition were whether and to what extent Qwest would implement performance financial incentives to assure the performance of its contractual obligations in accord with the service performance indicators specified in the interconnection agreement. The Board docketed the petition on November 21 and set a prehearing conference for December 1. The docket is pending.

## **Declaratory Rulings**

*Declaratory ruling proceedings (DRU) may be initiated either upon request or by the Utilities Board itself. DRUs offer the Board's interpretation of the rules in their application to a particular hypothetical circumstance.*

### **DRU-00-1 (WRU-00-9) Cargill Incorporated**

On January 19 Cargill filed a request for a declaratory ruling or, in the alternative, for a waiver of the generating certificate requirements of Iowa Code chapter 476A. Cargill wanted to replace a turbine with a nameplate capacity of 20 MW. The Board chose to not issue a declaratory ruling, but to grant a waiver under Iowa Code § 476A.15. Under this authority the Board may waive any requirements of facilities with a capacity of 100 MW or less if the Board determines the public interest would not be detrimentally affected. The order was issued on February 17.

### **DRU-00-2 (SPU-00-7) U S West Communications, Inc.**

On May 19 U S West filed a petition for declaratory order regarding the exchange of

local traffic by wireless and other local calling entities transiting U S West's facilities. U S West's petition alleges that the originating and terminating companies must reach their own agreements as to the terms and technical conditions for the exchange of local traffic, even though U S West facilities are being used for transit traffic. The Board refused to issue a declaratory order on three grounds: 1) the order would determine the legal rights of persons not included in the DRU docket, 2) the situation is more factually complex than the filing indicates, and 3) the questions presented are more properly resolved in a contested case. In its order issued on June 19 the Board denied the declaratory ruling and directed an SPU docket be opened to address the issues raised in the petition.

## Electric Franchises

*A franchise is the authorization by the Utilities Board for the construction, erection, maintenance, and operation of an electric transmission line under Iowa Code ch. 478. The granting of a franchise requires a finding by the Board that the project is necessary to serve a public use, represents a reasonable relationship to an overall plan of transmitting electricity in the public interest, and follows an acceptable route.*

### Electric Franchise Actions in 2000

<b>New</b>	<b>Filed</b>		
E-21482	09/24/99	IES Utilities	Franchise issued 1/7/00 (TCP 10/7/99)
E-21425	07/01/99	IES Utilities	Franchise issued 3/14/00
E-21461	10/04/99	MidAmerican	Franchise issued 3/28/00
E-21462	10/04/99	MidAmerican	Franchise issued 3/28/00
E-21488	12/10/99	CIPCO	Franchise issued 4/25/00
E-21503	02/11/00	CIPCO	Franchise issued 5/31/00
E-21504	02/11/00	CIPCO	Franchise issued 5/31/00
E-21478(C)	09/13/99	Webster City Municipal	Franchise issued 6/14/00
E-21479(C)	09/13/99	Webster City Municipal	Franchise issued 6/14/00
E-21438	08/26/99	IES Utilities	Franchise issued 7/7/00
E-21502(C)	02/04/00	Brooklyn Municipal	Franchise issued 7/31/00
E-21506(B)	02/16/00	CIPCO	Franchise issued 8/30/00 (TCP 3/6/00)
E-21446	06/15/00	IES Utilities	Franchise issued 9/18/00
E-21516	05/18/00	CIPCO	Franchise issued 11/2/00
E-21489	09/08/00	IES Utilities	Franchise issued 12/29/00
E-21507	09/12/00	L&O Power Coop.	Franchise issued 12/29/00
<b>Amendments</b>			
E-21080(A2)	09/17/99	IES Utilities	Franchise amended 1/18/00
E-21133(A2)	11/10/99	IES Utilities	Franchise amended 2/22/00
E-21225(A2)	11/10/99	IES Utilities	Franchise amended 2/22/00
E-20903(A1)	09/17/99	IES Utilities	Franchise amended 2/23/00
E-21002(A2)	02/09/00	IES Utilities	Franchise amended 4/25/00
E-21412(A1)	04/24/00	IES Utilities	Franchise amended 8/16/00
E-21261(A1)	05/14/99	IES Utilities	Franchise amended 9/18/00
<b>Extensions</b>			
E-21409	08/24/98	Union Electric	Extension issued 1/18/00
E-21410	08/24/98	Union Electric	Extension issued 1/18/00
E-21427	02/01/99	IES Utilities	Extension issued 1/20/00
E-21388	04/23/98	MidAmerican	Extension issued 2/8/00

E-21396	05/12/98	MidAmerican	Extension issued 3/28/00
E-21456	07/01/99	IES Utilities	Extension issued 5/15/00
E-21406	08/03/98	Corn Belt Power	Extension issued 5/31/00
E-21442	03/26/99	Interstate Power	Extension issued 5/31/00
E-21449	05/20/99	Interstate Power	Extension issued 5/31/00
E-21467	07/21/99	Interstate Power	Extension issued 5/31/00
E-21486	10/08/99	Interstate Power	Extension issued 5/31/00
E-21407	08/10/98	MidAmerican	Extension issued 6/14/00
E-21450	05/26/99	Interstate Power	Extension issued 6/21/00
E-21457	07/01/99	Interstate Power	Extension issued 6/21/00
E-21447	05/06/99	IES Utilities	Franchise extended 7/6/00
E-21480	09/17/99	Interstate Power	Franchise extended 7/6/00
E-21487	11/22/99	Interstate Power	Franchise extended 7/6/00
E-21419	11/24/98	MidAmerican	Franchise extended 9/25/00
E-21512	03/30/00	Interstate Power	Franchise extended 11/2/00
E-21510	03/09/00	NEMO	Extension issued 12/29/00

#### Other Actions

E-21424	01/04/99	MidAmerican	Withdrawn, closed 3/21/00
E-21324	08/27/97	IES Utilities	ALJ decision <u>denying</u> franchise 3/18/99, appealed 4/5. In abeyance until 2/9/99. Order denying franchise upheld 3/1/00. Appeal period expired 3/30/00.
E-21261(A2)	10/26/00	IES Utilities	Withdrawn 11/8/00, docket closed 11/20

#### 2000 SUMMARY

New Franchises	16*
Amendments	7
Franchise extensions	20

Total Franchises or Amendments issued: 43\*

(\* ) In addition, one petition was denied.

#### Remarks

- (A) Amendment to franchise and amendment number.
- (B) Includes Temporary Construction Permit request.
- (C) Existing line apparently never franchised or with franchise expired.



## **Formal Complaints**

*Formal complaint investigations (FCUs) are brought against a utility by another utility, a customer, or by the Utilities Board. FCU dockets are intended to determine if, in a specific instance, a utility violated Iowa law, rules, or the utility's own tariff.*

### **FCU-99-3 Mr. and Mrs. Gregory Swecker v. Midland Power Cooperative**

Mr. and Mrs. Swecker, who wanted to interconnect their wind generators with their electric service provider, Midland, filed a request for formal complaint proceedings on May 5, 1999. The customers alleged Midland discriminated against them by establishing a separate tariff for co-generators and by imposing certain requirements on them to interconnect their wind generators to Midland's system. The complaint was docketed on June 23. A hearing was held on November 23 and 24. The administrative law judge issued a proposed decision and order on March 28, 2000. The decision held that the separate tariff for co-generators was discriminatory, that one interconnection requirement was discriminatory, and that the remaining interconnection requirements were not discriminatory. On April 10 Midland, CIPCO, and the Iowa Association of Electric Cooperatives filed a joint motion to reconsider and a joint motion to reopen the hearing. The parties requested the ALJ to find that the 12-day disconnect notice was not an issue before the ALJ and to rescind the ruling. In the alternative, the parties requested the record be reopened for the limited purpose of accepting additional evidence and review of the same issue. On April 26 the ALJ denied the motion regarding the 12-day notice and granted the motion to reopen the hearing. On May 18 the ALJ issued an order amending only the issue of the disconnection of power to the Sweckers' farm allowing Midland to charge

the Sweckers the trip charge and the reconnection fee because it had properly disconnected the Sweckers.

On June 21 the Board issued an order specifying issues to be decided on appeal. On August 25 the Board affirmed the proposed decision of the ALJ as modified on May 18.

On September 14 Consumer Advocate filed for rehearing, asking the Board to reverse the ruling with respect to the application of Iowa Code §§ 476.41-45 to electric cooperatives. The Board denied the application on October 6.

On November 6, 2000, Consumer Advocate filed a petition for judicial review in Polk County District Court, identified as AA No. 3557.

### **FCU-99-5 McLeodUSA Telecommunications Service, Inc. v. U S West Communications, Inc.**

On November 23, 1999, McLeod filed a complaint alleging U S West engaged in prohibited and anti-competitive acts and violated their interconnection agreement when U S West gave preferential treatment to its own retail division and provided service directly to a retail customer before the projected installation date conveyed to McLeod. McLeod sought an order requiring U S West to relinquish the Polar Ice contract to McLeod, prohibiting U S West from engaging in similar conduct in the future, and imposing civil penalties. On

February 21, 2000, the Board found that U S West's actions were anticompetitive. Specifically, U S West failed to accurately enter all of McLeod's order information into its systems and failed to schedule a technician site visit as quickly for a wholesale held order as it did for a retail order. U S West was ordered to review its wholesale order entry system and correct any discriminatory differences. It was further warned it may be subject to civil penalties if it failed to achieve compliance.

**FCU-99-6 Richard and Geneva Helm and Tim and Vicki McCart v. U S West Communications, Inc.**

On November 30, 1998, the Helms filed a complaint with the Board regarding a delay in installation of service at their new house in Van Meter. On December 22, 1998, the Helms updated their complaint because U S West was requesting \$5,434.93 from the Helms and their neighbors, the McCarts, to cover the cost of laying 3,441 feet of cable to provide telephone service to their new houses. U S West, on January 15, 1999, responded that when the company extends its facilities to furnish telephone service, the company will provide an allowance of one-half route-mile of standard construction without charge. In response to Board staff questions, U S West responded on March 12, 1999, that the half-mile allowance in the tariff does not mean that each customer gets an additional half-mile. On March 19 Consumer Advocate requested issuance of a proposed resolution finding that each customer was entitled to a half-mile construction allowance. Board staff agreed with Consumer Advocate in a letter sent to U S West on April 14. On June 17 U S West responded by re-stating its original position that the Helms and the McCarts should be required to pay \$2,717 each for construction in excess of one-half mile. On June 17 Board staff issued a proposed

resolution believing that U S West was crediting the customers with a full mile of construction allowance. On July 22 U S West responded that it had not changed its original position. On October 7 the McCarts also filed a complaint with the Board. On December 1 Consumer Advocate filed a letter in both complaint files. On December 19 the Board issued an order treating Consumer Advocate's letter as a request for formal complaint proceedings and combined the two informal complaint dockets. On February 24, 2000, the Board found that U S West must provide each customer an allowance of one-half mile of standard construction without charge. Any charges U S West had collected for extension within that limit had to be returned.

**FCU-00-1 Goldfield Access Network, L.C. v. U S West Communications, Inc.**

On January 20 Goldfield filed a complaint alleging U S West was engaged in anticompetitive behavior. Specifically, it alleged that U S West terminated the provision of interim number portability without proper notice, that U S West refused to provide extended area service for the Humboldt exchange, and that there were recurring delays in response to service requests from U S West. On April 14 the Board denied the complaint finding that U S West had acted reasonably.

**FCU-00-2 Crystal Communications, Inc. v. U S West Communications, Inc.**

On May 24 Crystal filed a complaint that U S West was engaging in certain prohibited and anticompetitive acts. On June 26 the Board required U S West to file a response to the complaint within seven days. On June 30 Crystal filed to withdraw the complaint stating that U S West had taken steps to prevent a recurrence of the original complaint. The Board granted the request to withdraw and closed the docket on July 24.

**FCU-00-3 Fibercomm, L.C., Forest City Telecom, Inc., Heart of Iowa Communications, Inc., Independent Networks, L.C., and Lost Nation-Elwood Telephone Company v. AT&T Communications of the Midwest, Inc.**

On August 16 the complainants jointly filed a complaint asking the Board to prohibit AT&T from withdrawing its interexchange services from certain CLECs serving rural Iowa. The Board docketed the complaint on September 18. A meeting to clarify the facts and resolve differences was held on October 10. A hearing was set for January 30 and 31, 2001. The docket is pending.

**FCU-00-4 (TCU-01-13) LTDS Corporation v. Iowa Telecommunications Services, Inc.**

On August 28 LTDS filed a complaint alleging Iowa Telecom refused to provide interconnection trunks required by LTDS to operate as a competitive local exchange carrier. Iowa Telecom was required to answer the complaint by September 6. Iowa Telecom filed its answer on September 7 saying that it did not refuse to interconnect with LTDS, but disputed LTDS's interpretation of how (or whether) Internet traffic should be exchanged pursuant to the interconnection agreement. A hearing was held on November 8 and 9. On December 22 the Board issued an order requiring interconnection pursuant to the agreement that is based upon the premise that there will be a mutual exchange of traffic. It directed that all local interconnection trunks requested by a CLEC be provided by Iowa Telecom, at no cost to the CLEC. Further, the Board determined that ISP-bound traffic is local exchange traffic as defined in the interconnection agreement that, in turn, requires that Iowa Telecom provide the local interconnection

trunks for which LTDS places an order. Continuation of these benefits would depend on whether LTDS competes effectively for other customers.

**FCU-00-5 (C-00-148) Ron Ludwig v. Least Cost Routing, Inc.**

On April 10 Ron Ludwig filed an informal complaint alleging the long distance service at his home and his business had been slammed by Least Cost Routing in November 1999. The parties were unable to resolve the complaint informally and on August 31 the complaint was docketed and assigned to an administrative law judge. On December 6 the parties filed a Joint Motion for Order Approving Settlement Agreement, Taking Official Notice, and Addressing Civil Penalties. In their motion, the parties stated that the settlement agreement resolved all issues and that the Board would not, on its own motion, seek to impose civil penalties. The settlement agreement was approved on December 20.

**FCU-00-6 Iowa Department of Justice, Office of Consumer Advocate v. America's Tele-Network Corp. and John W. Little, President of America's Tele-Network Corp.**

On September 13 Consumer Advocate requested a formal complaint proceeding against AT-N and its president for its repeated failure to respond to Board complaint inquiries in a timely manner and that the company had caused unauthorized switches of long distance providers. Consumer Advocate requested civil penalties and damages be assessed. On October 18 the respondents denied the allegations. On November 20 the Board docketed the complaint. On December 19 the case was assigned to the administrative law judge. A hearing will be held on January 10, 2001.

## **Generating Certificates**

*Iowa Code ch. 476A requires that an entity planning to construct a generating facility in excess of 100 megawatts (MW) must receive a certificate of public convenience, use, and necessity to begin construction. This proceeding is called a GCU.*

### **GCU-00-1 (WRU-00-30) Louisa Development Company, L.L.C.**

On April 27 Louisa filed an application to construct and operate a merchant electric power plant in Louisa County. On June 13 Louisa filed a withdrawal without prejudice of its application. The withdrawal was accepted on June 16.

### **GCU-00-2 (WRU-00-31) Underwood Development Company, L.L.C.**

On April 28 Underwood filed an application to construct and operate a merchant electric power plant in Washington County. On June 13 Underwood filed a withdrawal without prejudice of its application. It said it no longer expects to commence construction this year because of other commitments. Louisa Development (GCU-00-1) and Underwood are owned by the same parent company. The withdrawal was accepted on June 16.

## **Investigations**

*Utility investigations (INUs) are general proceedings to explore issues that may affect a number of utilities.*

### **INU-95-2 Plastic Pipe Manufactured and Sold by Century Pipe, a/k/a Century Pipe Company, Century Utility Products, Amdevco, and Amdevco Products Inc.**

On October 25, 1995, the Board initiated an investigation to identify and investigate all rate-regulated and municipally-owned gas utilities that had installed plastic pipe manufactured by Century. MidAmerican Energy Company had indicated that it was replacing its Century pipe because it had a tendency to develop stress cracks and was not performing as expected. The Board concluded MidAmerican and IES were the only utilities using Century pipe and both filed plans for removal, maintenance, and repair of the pipe. On January 30, 1996, the Board directed both utilities to file quarterly reports until the replacement was complete. On November 6, 1997, MidAmerican filed a report stating all of its known pipe had been replaced. On May 26, 1999, IES filed its report. On February 15, 2000, the Board issued an order terminating the quarterly reporting requirement.

### **INU-99-3 U S West Communications, Inc.**

On May 25 U S West petitioned for a determination that certain portions of U S West's existing local exchange service area had become subject to effective competition and should be deregulated. If these so-called competitive zones are deregulated, U S West requested a waiver of the Board rules requiring the filing of an accounting plan and also requested expedited consideration. U S West asked the Board to find the areas where South Slope

Cooperative Telephone Company received modifications of its certificate to permit it to offer competitive telecommunications services in parts of U S West's Iowa City and Cedar Rapids exchanges to be deregulated as competitive zones. Consumer Advocate, AT&T, and MCI filed responses citing an alleged lack of statutory authority to deregulate on a geographic basis. MCI and AT&T also argued that a single competitor is insufficient to justify deregulation of any of U S West's services. The petition was docketed for notice and comment on July 23. A hearing was held on October 12. On March 1, 2000, the Board found that U S West's local telecommunications services in the alleged zones were not subject to effective competition and, therefore, could not be deregulated. On March 21 U S West filed a petition for reconsideration of the Board's order. The petition was denied on April 20.

### **INU-00-1 Review of Rules Pursuant to Executive Order Eight**

On September 14, 1999, Governor Vilsack issued Executive Order Eight, which required all agencies to comprehensively review their rules according to the criteria in the executive order. It further required the Board to submit a plan for review to the Governor's Office by March 1, 2000. The Board issued a proposed plan on January 31, 2000, and requested comments on the plan. Comments were received and the Governor requested additional information. A modified plan was issued on February 23. The docket is pending.

**INU-00-2 U S West Communications, Inc., n/k/a Qwest Corporation**

On February 10 the Board initiated an investigation relating to the possible future entry of Qwest into the interLATA market. In a May 4 filing, Qwest encouraged the Board to consider a multi-state process for purposes of its review of competition issues, the 14-point checklist, § 272 (separate subsidiary) issues, and public interest considerations. The Board requested comments on a draft procedural order issued on June 27. On August 10 the Board adopted the multi-state process and established a procedural schedule. The docket is pending.

**INU-00-3 (WRU-99-8-272, WRU-00-88-272) U S West Communications, Inc., n/k/a Qwest Corporation**

On February 11 U S West filed a petition asking the Board to determine that the provision of local directory assistance services in Iowa were subject to effective competition and should be deregulated. The Board initiated a formal notice and comment proceeding on April 11. An oral presentation was held September 7. The docket is pending.

**INU-00-4 IES Utilities Inc. and Interstate Power Company**

On March 16 the Board commenced an investigation into the proposed withdrawal of IES and Interstate from membership in the Mid-Continent Area Power Pool reliability council and their plan to join the MidAmerica Interconnected Network reliability council. Subsequent to this, IES and Interstate withdrew from MAPP. Additional information also was requested in the order. An informal meeting was held on May 10. After reviewing the information provided in the filing and at the meeting, the

Board expanded the investigation to encompass reliability and capacity in general for IES and Interstate on May 19. This was due, in part, to the increasing reliance on short-term purchased power by both companies. On September 8 an order was issued closing this docket and expanding Docket No. INU-00-5 to include generation resource planning for the three investor-owned utilities.

**INU-00-5 IES Utilities Inc., Interstate Power Company, and MidAmerican Energy Company**

On May 19 the Board initiated an investigation to obtain data on transmission and distribution system reliability from the investor-owned utilities. On September 8 the investigation was expanded to include generation resource planning. The three investor-owned companies were required to file information regarding their plans to meet projected electric load growth before March 1, 2001. The docket is pending.

**INU-00-6 Investigation into the Gas Procurement and Allocation Practices and Procedures of Regulated Public Utilities**

On December 28 Consumer Advocate filed an application requesting the Board commence an investigation into the regulated and non-regulated marketing activities of UtiliCorp United Inc. and its operating division, Peoples Natural Gas Company and also order an independent audit of Peoples. Consumer Advocate proposed that the audit should include recommendations to prevent subsidization by customers, discrimination against customers, and separation of regulated and non-regulated operations. The docket is pending.

## Negotiated Interconnection Agreements

*Section 252(b) of the Telecommunications Act of 1996 gives the Board the authority to approve the rates, terms, and conditions of negotiated interconnection agreements (NIAs) between competitors and incumbent local exchange providers. The agreement is docketed and written comments from interested parties must be filed within 30 days. The statutory standard to be applied in Board review is: (1) whether the agreement discriminates against a telecommunications carrier not a party to the agreement or (2) whether the implementation of the agreement or a portion is not consistent with the public interest, convenience, or necessity.*

Docket	Incumbent	Competitor		Filed	Approved
NIA-97-3	Qwest	U.S. Cellular	Amended	06/28/00	08/08/00
NIA-97-16	Qwest	Goldfield	Amended	07/27/00	09/12/00
			Amended	11/07/00	Pending
NIA-97-17	Qwest	Sprint	Amended	11/28/00	Pending
NIA-97-18	Qwest	Cellcom	Amended	06/30/00	08/08/00
NIA-97-19	Qwest	Alltel	Amended	08/09/00	09/19/00
NIA-97-22	Qwest	McLeodUSA	Amended	07/05/00	09/18/00
			Amended	08/09/00	09/19/00
			Amended	11/07/00	12/19/00
			Amended	12/20/00	Pending
NIA-97-24	Qwest	Ionex	Amended	04/10/00	07/10/00
NIA-97-38	Qwest	Ionex	Amended	04/10/00	07/10/00
NIA-98-38	Qwest	Ionex	Amended	04/10/00	07/10/00
NIA-99-3	Qwest	CONNECT!	Amended	05/10/00	08/08/00
NIA-99-14	Qwest	DSLnet	Amended	05/10/00	08/08/00
			Amended	07/20/00	09/05/00
NIA-99-25	Qwest	New Edge	Amended	12/01/00	Pending
NIA-99-31	Frontier	Crystal		11/29/99	01/18/00
NIA-99-32	Qwest	Pathnet		12/02/99	01/11/00
			Amended	06/29/00	08/21/00
NIA-99-33	GTE	Midwest Wireless		12/01/99	01/31/00
NIA-99-34	GTE	Crystal		12/23/99	03/21/00
NIA-99-35	Qwest	MCImetro	Amended	12/14/99	01/31/00
NIA-00-1	Qwest	Northpoint		01/05/00	03/21/00
NIA-00-2	Qwest	Bluestar Networks		01/05/00	03/31/00
NIA-00-3	Qwest	Nextel Partners		01/05/00	03/21/00
NIA-00-4	GTE	VoiceStream		01/10/00	Withdrawn
NIA-00-5	Qwest	Heart of Iowa		01/14/00	03/21/00
NIA-00-6	GTE	Coon Rapids		01/24/00	Accepted
NIA-00-7	GTE	VoiceStream		01/25/00	03/03/00
NIA-00-8	Qwest	Integra Telecom		01/26/00	03/21/00
			Amended	06/02/00	08/30/00

<b>Docket</b>	<b>Incumbent</b>	<b>Competitor</b>	<b>Filed</b>	<b>Approved</b>
			Amended 06/30/00	09/19/00
			Amended 10/16/00	12/12/00
NIA-00-9	GTE	Omni Tel	03/01/00	04/25/00
NIA-00-10	CenturyTel	Sprint Spectrum	03/10/00	04/25/00
NIA-00-11	Qwest	essential.com	03/14/00	06/12/00
NIA-00-12	Qwest	Network Access Solutions	03/24/00	05/16/00
			Amended 07/28/00	09/12/00
NIA-00-13	GTE	Suretel	04/20/00	06/02/00
NIA-00-14	GTE	BG Enterprises	04/28/00	06/30/00
NIA-00-15	GTE	FirsTel	05/02/00	05/22/00
NIA-00-16	Qwest	HJN Telcom	05/11/00	07/13/00
NIA-00-17	Qwest	NOW Communications	05/11/00	07/14/00
NIA-00-18	Qwest	Newpath	Amended 11/28/00	Pending
NIA-00-19	GTE	Grundy Center	05/23/00	06/30/00
NIA-00-20	Qwest	Fast Phones	06/02/00	08/08/00
NIA-00-21	Qwest	One Star Long Distance	06/02/00	08/08/00
NIA-00-22	Qwest	@Link Networks	06/02/00	08/24/00
NIA-00-23	Qwest	Advanced Network	06/02/00	08/24/00
NIA-00-24	Qwest	Swiftel Communications	06/02/00	08/30/00
NIA-00-25	Qwest	American Fiber Network	06/07/00	08/07/00
NIA-00-26	GTE	Farmers Mutual	06/21/00	07/25/00
NIA-00-27	GTE	Fast Phones	06/21/00	08/08/00
NIA-00-28	CenturyTel	U S Cellular	06/23/00	08/08/00
			Amended 12/07/00	Pending
NIA-00-29	Qwest	ServiSense.com	06/28/00	09/12/00
NIA-00-30	Qwest	TeleCorp Communications	06/29/00	09/12/00
			Amended 06/29/00	09/12/00
NIA-00-31	Qwest	Smoke Signal	06/30/00	08/08/00
NIA-00-32	Qwest	Arch Paging	07/05/00	08/15/00
			Amended 07/05/00	08/15/00
NIA-00-33	Iowa Telecom	USA Digital	07/05/00	08/15/00
NIA-00-34	Qwest	USA Quick Phone	07/06/00	08/15/00
NIA-00-35	Qwest	Spencer Municipal	07/06/00	08/15/00
NIA-00-36	GTE	American Fiber Network	07/07/00	08/09/00
NIA-00-37	Iowa Telecom	New Edge Networks	07/10/00	08/21/00
NIA-00-38	Void Docket Number			
NIA-00-39	Qwest	DPI Teleconnect	07/14/00	08/21/00
NIA-00-40	Qwest	Twin Rivers Valley	07/14/00	08/21/00
NIA-00-41	Iowa Telecom	McLeodUSA	07/21/00	09/12/00
NIA-00-42	Iowa Telecom	Mid-Iowa Telephone	07/25/00	09/25/00
NIA-00-43	Qwest	Western Wireless	07/25/00	09/08/00
NIA-00-44	Qwest	Vectris Telecom	08/10/00	10/16/00
NIA-00-45	Qwest	Alta Municipal	08/15/00	09/29/00
NIA-00-46	Iowa Telecom	Pathnet	08/22/00	09/29/00



<b>Docket</b>	<b>Incumbent</b>	<b>Competitor</b>	<b>Filed</b>	<b>Approved</b>
NIA-00-47	Qwest	TRX	08/24/00	10/25/00
NIA-00-48	Qwest	Integra	08/29/00	Withdrawn
NIA-00-49	Qwest	Premier	09/01/00	11/03/00
NIA-00-50	Qwest	Weblink	09/15/00	10/20/00
NIA-00-51	Qwest	Maxcess	09/22/00	10/26/00
NIA-00-52	Qwest	DSLnet	09/22/00	10/26/00
NIA-00-53	Qwest	Continental	09/22/00	11/03/00
NIA-00-54	Qwest	Adelphia	10/13/00	11/29/00
NIA-00-55	Qwest	Flatel	10/16/00	12/12/00
NIA-00-56	Iowa Telecom	Nextel	10/17/00	12/05/00
NIA-00-57	Iowa Telecom	Telecorp	10/23/00	12/12/00
NIA-00-58	Qwest	Louisa	11/07/00	12/13/00
NIA-00-59	Qwest	New Access	11/28/00	Pending
NIA-00-60	Qwest	NexGen	11/30/00	12/08/00
NIA-00-61	Qwest	Telicor	11/30/00	12/08/00
NIA-00-62	Qwest	USA Digital	11/30/00	Pending
NIA-00-63	Qwest	eLEC	12/01/00	Pending
NIA-00-64	Qwest	New-Cell, Inc.	12/22/00	Pending

### **Notices of Inquiry**

*Notices of inquiry (NOIs) are informal proceedings to educate the participants on a particular issue or set of issues. The Board commences an inquiry and develops a set of issues or questions for consideration. The issues outlined in the notice are not intended to be exclusive but form the framework for the inquiry. The inquiry is not directed at an individual utility or group of utilities but at any group, business, industry, or person who may be interested in the issue. The process is not intended to produce any specific kind of action, but may result in a subsequent formal proceeding such as a rule making or contested case. No record is made and no testimony is compelled.*

### **NOI-98-2 Year 2000 Readiness among Iowa Utility Companies**

On September 29, 1998, the Board initiated an inquiry to assess the impact of Year 2000 on public safety and quality of service and to make utilities in Iowa aware of the potential problem. An initial meeting was held on October 27. In November the Board formed the Y2K Task Force to expand outreach efforts to all utility providers in Iowa. Throughout 1999 these efforts included surveys, roundtable meetings, and monthly newsletters. As a result of massive industry effort, critical utility date-sensitive systems successfully accepted and processed 2000 dates. The goal of Y2K reliability was met and the docket was closed on March 28.

### **NOI-98-3 Small Volume Gas Transportation**

On October 27, 1997, the Board adopted rules offering utilities the option of filing tariffs or specific plans for reducing existing barriers to the competitive market for small volume customers. During 1998 all of the utilities filed plans. IES Utilities and Interstate Power Company filed a request to establish workshops with the goal of developing common end-states for some issues. On December 28, 1998, the Board initiated an inquiry to serve as the framework for the workshops. Five workshops were held between January 26

and April 13, 1999. One of the products of the workshops was a matrix of the discussion issues. The participants in the workshops were able to reach consensus on the concepts of the regulation of the delivery of gas service, the obligation to deliver gas, and the need for customer education. The parties, however, could not reach agreement on how to proceed. In March 2000 Board staff released an inquiry report that discussed the issues and options for implementation. After reviewing the report, the Board issued an order on March 3 finding the utilities' filed plans did not provide a satisfactory means to open the market; therefore, the small volume gas dockets (SVGs) were terminated. In addition, the Board requested proposals for procedural steps for designing small volume gas tariffs. On August 8 each utility was required to file draft tariffs by October 9 for Board review. The docket is pending.

### **NOI-00-1 Telephone Directory Compliance with 199 IAC 22.4(1)"b"**

On June 26 the Board initiated an inquiry to consider compliance with the rule that a telecommunications utility, which provides local exchange service and publishes an annual directory, shall include in the directory information that the customer may contact the Utilities Division for service complaints. A survey showed that some

directories did not contain this information. The order required companies to provide a copy of the page that contains the required information in the current directory. The docket is pending.

**NOI-00-2 Void Docket Number**

**NOI-00-3 Efficient Use of Telephone Numbering Resources**

On October 11 the Board initiated an informal proceeding to gather information on the costs and benefits of measures to promote the more efficient use of telephone

numbering resources. Board staff was directed to send written requests for information to affected providers. The docket is pending.

**NOI-00-4 Electric Delivery System Reliability**

On November 1 the Board initiated an inquiry to obtain information to develop rules or other measures necessary to address reliability concerns. Participants were asked to file responses to certain questions by December 15. The docket is pending.

## **Pipeline Dockets**

*A pipeline permit is the authorization granted by the Utilities Board for the construction, maintenance, and operation of an intrastate pipeline under Iowa Code ch. 479. The granting of a permit requires a finding by the Board that the project will promote the public convenience and necessity and follows an acceptable route.*

### **Natural Gas Pipelines**

<b>Docket</b>	<b>Company</b>	<b>Filed</b>	<b>Granted</b>	<b>Permit</b>
P-786	IES Utilities	02/18/00	07/27/00	Amend permit to replace the existing feeder line to the town of Lamoyille and existing service to Marshall County jail. (Melbourne Lateral)
P-841	Consumer Energy	07/21/00	09/19/00	Permit to construct a natural gas pipeline in Marshall County (Harvester Lateral)
P-667	Williams	08/10/98	08/01/00	Permit for existing natural gas pipeline in Poweshiek County. (Montezuma Pump Station Lateral)

## **Rate Proceedings**

*Rate setting is a key function of the Iowa Utilities Board. By law, the Board must assure that customers receive adequate service at a reasonable price. The Board must also allow sufficient income for the utilities to maintain reliable service and assure sufficient earnings for its stockholders. The jurisdiction of rate setting extends only to certain larger utilities within Iowa. Municipal utilities and rural electric cooperatives (except those which choose rate regulation) are subject to Board review of their service only.*

*Rate proceedings (RPU) are designed to uphold the previously mentioned obligations when the Board investigates a company's rate increase proposal. Such proceedings usually last about ten months. During this time, local consumer comment hearings permit customer feedback. Technical hearings, similar to courtroom hearings, also take place. Testimony is presented and expert witnesses are cross-examined by the company, Consumer Advocate, and intervenors. At the conclusion, the Board may approve the company's request in full, approve some of it, or disallow any increase at all.*

### **RPU-91-5 MidAmerican Energy Company**

In a Final Decision and Order issued on May 12, 1992, MidAmerican was directed to keep a cumulative record of the recovery of funds related to former manufactured gas plant sites (FMGP). MidAmerican was also allowed to recover in rates a representative level of cleanup costs for the sites. On May 16, 2000, MidAmerican filed a proposed plan for the disposition of insurance recoveries related to the FMGP sites. The plan proposed to use the insurance recovery funds to accelerate the remediation of the sites beyond the remediation scheduled under the current funding. On September 1 MidAmerican and Consumer Advocate filed a Joint Motion for Approval of Settlement Agreement. It agreed to allow MidAmerican's plan with certain conditions. The settlement agreement was approved on October 16.

### **RPU-94-3 MidAmerican Energy Company**

On January 12, 1999, MidAmerican filed a request to continue the Incentive Gas Supply

Procurement Plan (IGSPP) through April 30, 2000. On April 27, 1999, Consumer Advocate and MidAmerican filed a proposed settlement that allowed the plan to continue through October 2000. The Board approved the settlement on May 28, 1999. On August 27, 1999, MidAmerican filed the results of the first period of the two-year extension. Consumer Advocate filed an objection stating MidAmerican's calculations were done in violation of the settlement agreement. On January 20, 2000, MidAmerican and Consumer Advocate filed an amendment clarifying certain calculations. The Board approved the amendment on February 17. MidAmerican filed the results of the second period of the IGSPP extension on March 31. In an order dated May 1, the Board directed MidAmerican to file purchased gas adjustments for the period from May 2000 through October 2000 reflecting the reward calculation. On July 12 MidAmerican requested a further continuation of the IGSPP through October 31, 2002. The extension was granted on September 18. On August 31 MidAmerican filed its six-month

report that showed that its costs were below the benchmark. The Board allowed an IGSP award on October 13.

**RPU-96-8 MidAmerican Energy Company**

See Docket No. APP-96-1.

**RPU-97-6 (TF-97-201) MidAmerican Energy Company**

On December 2, 1999, MidAmerican filed a request to extend its Fixed Price Sales (FPS) service pilot project for two more years. If implemented, FPS would give the customer the ability to contract to pay a fixed price for gas service for a specified period of time, rather than taking standard fixed or interruptible service, the price of which would fluctuate based upon the Purchased Gas Adjustment. The Board granted the extension on April 12, 2000, subject to certain conditions.

**RPU-98-4 (TF-00-250) Qwest Corporation**

On October 3 Qwest filed a proposed tariff designed to reduce certain rates to comply with Qwest's price regulation plan. On December 21 the Board ordered Qwest to file tariffs reducing the business line rates equal to a total reduction of 1.21 percent.

**RPU-99-3 AT&T Communications of the Midwest, Inc.**

On May 28, 1999, AT&T filed a proposed access and network interconnection services tariff. On June 11 U S West filed objections and asked that it be suspended, a contested case proceeding be initiated, and that AT&T be required to file cost studies and modify its tariff to match existing interconnection agreements. On June 25 the Board docketed the proposed tariff for further investigation and directed AT&T to respond to U S West's objections. On May 9, 2000, AT&T filed amended tariff pages relating to

reciprocal pricing. On June 12 the Board issued an order rejecting some tariff pages, requiring some revisions, and approving the remainder of the tariff.

**RPU-99-4 Frontier Communications of Iowa, Inc.**

The Board initiated this proceeding on December 29, 1999, to review Frontier's operation under its price regulation plan as required by Iowa Code § 476.97(9). A hearing scheduled for April 12, 2000, was cancelled because Consumer Advocate raised no issues related to service quality, prices, or the overall operation of Frontier's plan. On July 6 the Board closed the docket.

**RPU-00-1 (TF-00-64) Qwest Corporation**

On March 15 Qwest filed a proposed tariff to deaverage its wholesale and retail rates in Iowa. The Board had also received an order from the U.S. District Court for the Southern District of Iowa remanding certain issues relating to U S West's wholesale rates. These issues included geographic deaveraging, the use of TELRIC modeling to set unbundled network elements (UNE) rates, the availability of dark fiber as an UNE, and the issue of combinations of UNEs. On June 22 the Board notified the parties it would address all of the remanded UNEs in this docket. On April 4 Consumer Advocate objected to the tariff, asserting that some or all of the retail rate increases were prohibited because the statute does not allow increases in basic communications service rates to reflect unbundling while operating under a price plan. The tariff was docketed on April 14. On May 31 the Board overruled the objection.

Several parties filed objections to the expansion of the scope of this proceeding. On August 2 the Board sustained the objections and clarified the scope of the

docket. A hearing was held on October 11. The docket is pending.

**RPU-00-2 (TF-00-15) TCG Omaha**

On January 25 TCG filed a proposed access and network interconnection services tariff. The language is similar to language filed by AT&T (RPU-99-3) on May 28, 1999. TCG is a partnership owned by AT&T. TCG's tariff was docketed on April 3. On May 5 TCG requested to withdraw its proposed changes. On June 22 the Board granted the request and closed the docket.

**RPU-00-3 (TF-00-160) Qwest Communications**

On June 28 Qwest filed tariff pages proposing text changes to its Exchange and Network Services tariff. On July 20

Consumer Advocate filed an objection. The Board suspended the tariff and docketed it on July 28. On August 21 Qwest filed to withdraw its tariff and would work with Consumer Advocate for a resolution. The Board granted the motion to withdraw and terminated the docket on August 30.

**RPU-00-4 Frontier Communications of Iowa, Inc.**

On October 20 Frontier filed for approval of the renewal of its price regulation plan. It stated that it was filing the plan in conformance with the existing plan, which provides the option to renew the existing plan upon 30 days written notice to the Board. It was negotiated and approved by Consumer Advocate. The renewed plan was approved on December 28.

## Refunds

*The Board initiates a refund proceeding (RFU) when a refund involving a utility requires special analysis.*

### **RFU-98-7, RFU-98-21, RFU-99-3 (WRU-98-10-151) IES Utilities Inc.**

Pursuant to an order issued by the FERC, Northern Natural Gas Company forwarded to IES four refunds relating to ad valorem taxes collected by the State of Kansas. Northern, in turn, received refunds from natural gas producers who sold gas to Northern during 1983-1988 and collected a Kansas ad valorem tax on those sales. The tax was being refunded by producers for ultimate refund to the retail customers who overpaid while the tax was being collected.

IES received notice of the first refund from Northern on February 26, 1998. On April 22, 1998, the Board granted a request for a waiver (WRU-98-10-151) that it file information regarding a refund within 30 days of receipt of the refund. Because this refund was an issue in a FERC proceeding, IES proposed to deposit the refund in a special account accruing interest at the 90-day commercial paper rate. The Board approved the plan on May 21, 1998.

The Board granted IES's request to waive the Board's refund filing requirement at the time of three subsequent Northern refunds. These requests were identified as Docket Nos. RFU-98-7, RFU-98-21, and RFU-99-3. Each was handled in the same manner.

The FERC's decision was appealed to the U.S. Court of Appeals. On October 29, 1999, in Andarko Petroleum Corporation, et al. v. FERC, the U.S. Court of Appeals affirmed the FERC's decision directing refunds of amounts with interest. However,

on January 21, 2000, the U.S. Court of Appeals granted rehearing. In its decision on rehearing, the Court stated the principle embodied in its decision affirming the FERC's decision remained unchanged. The Court vacated its earlier opinion as far as refund dates were concerned and remanded the case to FERC.

On March 3, 2000, the Board ordered IES to file a plan for the immediate return of all refund amounts. The waiver request granted was terminated. On March 16 IES applied for rehearing of the March 3 order. It requested the Board continue the waiver because the refund amounts were uncertain and subject to change. FERC was still determining the correct refund period and Northern had an upcoming settlement discussion on a possible negotiated resolution of the outstanding refunds. The Board granted continuation of the waiver on April 14.

On May 4 the Iowa Industrial Intervenors filed a motion to intervene and an application for rehearing and reconsideration. They were sales customers during the period the taxes were collected, but were now only transportation customers. They were concerned they would not share in the refund if it was made through the PGA reconciliation. The Board granted intervention and reconsideration on June 2.

On June 23 IES filed a report showing its proposed method of allocating a portion of the refund to current transportation



customers as bill credits or by check. On September 18 the Board approved the ad valorem tax refund plan.

**RFU-98-10, RFU-98-20, RFU-99-4,  
(WRU-98-13-225) Peoples Natural Gas  
Company, Division of Utilicorp United  
Inc.**

Northern Natural Gas, pursuant to an order by the FERC, forwarded to Peoples four refunds relating to ad valorem taxes collected by the State of Kansas. Peoples received notice of the first refund from Northern on February 26, 1998. On April 22 the Board granted Peoples' request for waiver of the requirement that it file information regarding a refund within 30 days of receipt of the refund. Because this refund was an issue in a FERC proceeding, Peoples proposed to deposit the refund in a special account accruing interest at the 90-day commercial paper rate. The FERC's refund decision was appealed to the U.S. Court of Appeals. On October 29, 1999, the Court affirmed the FERC's decision directing refunds of amounts with interest. On January 21, 2000, the U.S. Court of Appeals granted rehearing. In its decision the Court stated the principle embodied in its decision affirming the FERC's decision remained unchanged. The Court vacated its earlier opinion concerning refund dates and remanded the case to FERC.

On March 3, 2000, the Board issued an order directing Peoples to refund to its customers all four refunds. On March 31 Peoples applied for rehearing requesting the Board continue the waiver already granted. The Board allowed the waiver to continue on April 14. On May 16 Peoples filed for rehearing requesting the Board authorize Peoples to recover from customers any of the refund Peoples would be required to return to Northern in the future. On June 5 the Board denied Peoples request for

rehearing. The same order granted reconsideration to determine whether a portion of the refunds should go to transportation customers. On June 23 Peoples filed a refund plan and a report showing its proposed method of allocating a portion of the refund to transportation customers. The Board approved the plan on September 5.

**RFU-98-11, RFU-98-22, RFU-99-2,  
(WRU-00-21-156, WRU-98-9-156)  
MidAmerican Energy Company**

On March 2, 1998, MidAmerican filed a request for a waiver from the rule that requires a utility to refund customers an amount equal to any refund received from a supplier, with interest, within 30 days. MidAmerican had received a refund from Northern Natural Gas Company related to the payment of Kansas's ad valorem taxes during the period 1983 to 1988. Because this refund was an issue in a FERC proceeding, MidAmerican proposed to deposit the refund in a special account accruing interest at the 90-day commercial paper rate. The Board granted the waiver on April 22. The waiver was also granted for three subsequent refunds.

On October 29, 1999, the U.S. Court of Appeals issued an order that affirmed the FERC order that required refunds of amounts paid for Kansas ad valorem tax. On February 28, 2000, the Board directed MidAmerican to file a plan to begin refunding the money. On March 17 MidAmerican filed an application for rehearing and stay of the February 28 order. On March 28 the Board denied the stay and indicated that it would address the request for rehearing in a later order. On April 3 MidAmerican filed a refund plan. The Board approved the plan on August 21.

**RFU-98-16, RFU-98-19, RFU-99-5  
(WRU-98-11-150, WRU-98-34-150)  
Interstate Power Company**

On March 4 Interstate filed a request for a waiver of the rule that requires a utility to refund to customers an amount equal to any refund received from a supplier plus interest within 30 days. Interstate had received a refund related to the payment of Kansas ad valorem taxes during the period 1983 to 1988. The Board granted the waiver on April 22, 1998. The waiver was also granted for three subsequent refunds.

On October 29, 1999, the U.S. Court of Appeals issued an order that affirmed the FERC order that required refunds of amounts paid for the Kansas taxes. On March 3 the Board directed Interstate to file a plan to begin refunding the money to customers. On March 16 Interstate filed an application for rehearing of the March 3 order and requested the waivers to continue, stating there was still uncertainty concerning the refunds. On April 14, 2000, the Board granted rehearing and continued the waivers.

On June 15 Interstate filed its refund plan which was approved by the Board on September 18.

**RFU-00-1 (PGA-99-64, WRU-99-51-150)  
Interstate Power Company**

On January 28 Interstate filed a refund plan which contained a proposal to refund an overcollection for the year ending August 31, 1999, as shown by Interstate's reconciliation records in Docket No. PGA-99-64. Interstate filed an amended plan on February 4. On February 29 the Board approved the plan as amended.

On April 20 Interstate filed a refund completion report that showed that Interstate refunded the amounts overcollected plus

interest to its customers by bill credit and checks during the March 2000 billing cycle. On June 16 the Board approved the refund completion report.

**RFU-00-2 (PGA-99-69, WRU-99-52-150)  
Interstate Power Company**

On January 28 Interstate filed a refund plan that contained a proposal to refund an overcollection and to bill an undercollection for the year ending August 31, 1999, as shown by Interstate's reconciliation records in Docket No. PGA-99-69 for its Northern Natural Gas area. Interstate filed an amended refund plan on February 4. The Board approved the refund as amended on February 29. On April 19 Interstate filed a refund completion report, which the Board accepted on June 21.

**RFU-00-3 Interstate Power Company**

On October 11 Interstate filed a proposed refund plan related to a PGA overcollection for the PGA year ended August 31, 2000. On October 26 a revised plan was filed. On November 1 the plan was approved by letter.

**RFU-00-4, RFU-00-5 Interstate Power  
Company**

On July 19 Interstate filed with the Board proposed gas and electric energy efficiency cost recovery factors, identified as Docket Nos. TF-00-190 (gas) and TF-00-191 (electric). The Board approved the filings on August 17 and required Interstate to file a refund report. Interstate filed the required reports on October 30. The Board accepted the reports on November 28.

**RFU-00-6 IES Utilities Inc.**

On November 7 IES filed its refund plan and on November 20 filed a request to waive the November refund requirement. The plan was approved and the waiver granted on November 29.

## **Rule Makings**

*The Iowa Utilities Board publishes administrative rules that specify the rules under which utilities must operate and the procedures by which citizens and utilities may amend those rules. To change the rules, certain procedures for public notice and comment are specified by law. These proposed changes are called rule makings (RMUs).*

### **RMU-99-7 Unauthorized Changes in Telecommunications Service**

On July 23, 1999, the Board initiated a rule making to receive public comment on the adoption of rules relating to changes in telephone services that are not authorized by the affected customer. On the same day the Board issued an order that adopted many of the same proposed rules on an emergency basis. Legislation passed during the 1999 session gave the Board authorization to protect customers from unauthorized changes in their telecommunications service. Additional remedies were provided to the Attorney General to address the issue of fraud in the sale of telecommunications services. The rules were adopted on April 18.

### **RMU-99-9 Payment Agreements**

On September 17, 1999, a rule making was initiated to receive public comment on the adoption of revisions to the Board's rules which required a signed written agreement in order for a payment agreement between a utility and a customer to be recognized as a valid agreement. The Board proposed to amend the rules to allow the customer and the utility to enter into an oral payment agreement. The customer would be provided a written document within three days. The rules were adopted on May 2.

### **RMU-99-10 Restoration of Agricultural Lands During and After Pipeline Construction**

On September 15, 1999, the Board initiated a rule making to implement the changes adopted during the 1999 legislative session

that gave the Board authority to establish standards for the restoration of agricultural lands during and after pipeline construction. The legislation also affirmed the county boards of supervisors' authority to inspect projects and gave the county boards the authority to file a complaint with the Board in order to seek civil penalties for non-compliance with various requirements. Petitioners for pipeline construction were also required to file a written land restoration plan and to provide copies to all landowners. On November 24, 1999, the Board scheduled an additional opportunity for public comment. After considering all written and oral submissions and the 180-day rule making parameters, the Board terminated the rule making on May 15, 2000.

On May 19 the Board initiated a new rule making incorporating the written and oral comments from the previous one. On August 3 additional comments were requested. The docket is pending.

### **RMU-99-11 Natural Gas Supply and Cost Review**

Board rules required an annual proceeding for each utility to file a 12-month plan and a 5-year natural gas procurement plan by November 1 of each year. Legislation passed during the 1999 session allowed the Board discretion in determining the appropriate interval between reviews of a rate-regulated utility's natural gas procurement and contracting practices. The amendment also removed specific review criteria and stated the utilities must file

information, as the Board deemed appropriate. On October 5, 1999, the Board initiated a rule making which would change the annual reviews to periodic reviews. The rules were adopted on January 20, 2000.

#### **RMU-99-12 U S West Communications, Inc.**

On December 30, 1999, U S West filed a petition requesting that the Board initiate a rule making proceeding to establish a policy to relieve incumbent local exchange carriers from the obligation to serve all eligible customers within an ILEC's service territory in situations where another local exchange provider was already serving particular portions or areas of the ILEC's traditional local exchange area. The Board denied the petition on February 28, 2000, finding that the waiver process currently provides an adequate remedy for an incumbent.

#### **RMU-00-1 Rule Waivers**

On January 18 the Board proposed a new waiver rule intended to improve its existing waiver rule by implementation of changes in Governor Vilsack's Executive Order 11. The executive order was issued on September 14, 1999, and required each agency to initiate rule making proceedings to adopt the uniform waiver rule contained in the executive order. The language, however, was simplified and modified to reflect several differences specific to the Board.

After the Board issued its proposed rules on January 18, the legislature passed legislation which set statutory criteria for granting waivers that were different from the Board's proposed rules. On July 31 the Board terminated the January 18 proceeding and commenced a new rule making with a redrafted proposed rule. The rules were adopted on October 4.

#### **RMU-00-2 Equipment Distribution Program**

On January 20 the Board commenced a rule making on proposed changes to the equipment distribution rules. The changes added a hardship provision; allowed individuals in the same household with different disabilities to get different equipment; conformed Iowa's replacement period to better reflect the life of the equipment; updated the income limits for eligibility; updated the types of equipment referred to in the rules; streamlined the process for applicants and the administrator; and conformed the complaint process to the regular complaint process of the Board. The rules were adopted on April 12.

#### **RMU-00-3 Annual Reports**

On January 31 the Board commenced a rule making to implement the Board's changes to the annual report forms. The Board had undertaken a complete review of its requirements and eliminated pages of information no longer useful, relevant, or duplicated elsewhere. The rules were adopted on April 12.

#### **RMU-00-4 Individual Meter Measurement**

On February 15 the Board initiated a rule making to provide clarification to its policy regarding individual meter measurement. The Board proposed changes to make it clear that multioccupancy premises must be individually metered except in certain specific instances. In these cases, the renters or owners of the individual units may not be directly billed for their individual electric or natural gas usage. On September 5 the rule making was terminated. The Board found that the issues raised by written comments should be addressed more extensively before another rule making is proposed. To allow for a more thorough review and to receive input from representatives of all persons

affected by changes to the individual meter measurement requirements, the Board stated a notice of inquiry would be opened.

#### **RMU-00-5 Disconnection and Reconnection**

On February 8 the Board initiated this docket to make its customer notice forms consistent. These forms provide that electric and gas residential customers cannot be disconnected unless the utility is prepared to reconnect the same day if payment or other arrangements are made. The rules were adopted on December 28.

#### **RMU-00-6 Review of Fuel Procurement Practices**

On February 17 the Board proposed to amend its rules to conform to legislation passed during the 1999 legislative session. Board rules required an annual contested case to review each rate-regulated electric utility's fuel procurement practices. The proposed rules reflected the statutory change from an annual to a periodic review. Also they provided that the Board notify the rate-regulated electric utilities by January 31 of each year if an electric fuel procurement plan would be required for that year. The new rules further provided that if a full plan filing was not required in a particular year, the Board may request certain information for review. The rules were adopted on June 21.

#### **RMU-00-7 Natural Gas Marketer Certification**

In 1999 the Legislature authorized the Board to certify natural gas marketers and aggregators in Iowa. The legislation

directed the Board to adopt rules establishing the criteria for certification. On June 21 the Board began a rule making setting standards for certification for both small and large volume marketers. The docket is pending.

#### **RMU-00-8 Self-Generation**

On August 3 the Board commenced a rule making to clarify that a "qualifying facility" under the Public Utility Regulatory Policies Act of 1978 may or may not be an alternate energy production facility under Iowa law and that a small power producer is allowed to use some or all of its output. The rules were adopted on October 11.

#### **RMU-00-9 Void Docket Number**

#### **RMU-00-10 Foreign Acquisitions**

On November 8 the Board commenced a rule making dealing with public utility acquisitions outside the United States. UtiliCorp petitioned the Board to change the test for determining whether a foreign acquisition qualifies for an exemption from the reorganization statutes and rules. The docket is pending.

#### **RMU-00-11 Negotiated Interconnection Agreements**

On November 3 the Board initiated a rule making to amend its rules concerning the review of negotiated interconnection agreements to accomplish its obligations under federal statutes while reducing the time and paperwork now required to review and approve the agreements. The docket is pending.

## **Service Proceedings**

*A change to the boundaries established for electric utilities is completed through a service proceeding (SPU), as are other matters of utility service that require Board approval.*

### **SPU-96-6 IES Utilities Inc. and Interstate Power Company**

On October 15, 1999, IES and Interstate filed guidelines to a section of the System Coordination Operating Agreement dated October 6, 1998. The agreement was part of the merger involving IES, Interstate, and Wisconsin Power and Light. The agreement governs the coordinated operations and joint planning of the merged utilities' electric generation and transmission facilities, including joint dispatch and resource purchasing. The proposed guidelines specifically related to capacity sales and purchases between the three utilities. The guidelines were approved on March 22, 2000.

### **SPU-99-11 CenturyTel of Chester, Inc.**

On April 22, 1999, CenturyTel filed a petition to suspend dialing parity requirements because, as a rural telephone company, it served less than 2 percent of the nation's installed telephone lines. Further, the switch it used to provide service to Iowa was incapable of offering dialing parity. A new switch was scheduled for installation by the end of the first quarter of 2000.

CenturyTel expected to be able to offer dialing parity by the end of the second quarter of 2000. The Board suspended the requirements on May 6 with a deadline for filing a plan for implementation of dialing parity no later than June 30, 2000. On March 31 CenturyTel filed its dialing parity implementation plan. While it did not explicitly state that the switch replacement was completed, the Board understood that the filing of the plan signified that dialing

parity is now technologically feasible. The plan was approved on April 25.

### **SPU-99-22 Area Code 515 Relief Plan**

On July 23, 1999, the North American Numbering Plan Administrator (NANPA) filed a recommendation, on behalf of the Iowa telephone industry, for area code number exhaustion relief for the 515 area code. The industry recommended the Board adopt a new overlay area code on the entire 515 area to provide additional central office codes. The Board docketed NANPA's petition on October 1. Seven public information and comment hearings were held. A hearing was held on December 14. On February 24, 2000, the Board issued an order approving a geographic split. In the order the Board asked for comment on the implementation schedule. On March 30 the Board issued an order on requests for reconsideration. It changed the permissive dialing period to begin on July 9, 2000, and the mandatory dialing period to begin on December 3, 2000. It also approved a modification to move the Prairie City exchange from Area A to Area B.

### **SPU-99-27 U S West Communications, Inc. and Qwest Inc.**

On September 20, 1999, Qwest and U S West filed a joint application for merger. On October 7 Consumer Advocate filed a motion for an additional 90 days, which was granted on October 26. On January 28, 2000, the applicants and Consumer Advocate filed a proposed settlement agreement. The other parties to the docket

continued to urge the Board to disapprove the merger. Hearings were held on February 1, 2, 3, and 14. On March 17 the Board approved the settlement and terminated the docket. The applicants were cautioned that the decision was based on the record and if there were any material changes to the proposed reorganization, they must be filed with the Board.

Pursuant to the settlement agreement, Qwest and Consumer Advocate were to develop enhanced reporting formats to facilitate assessment of Qwest's continued compliance with the Board's service quality standards. The Board approved the enhanced service quality reporting format on July 14. On July 24 the Board approved a compliance tariff required by the settlement agreement and required further proposed tariffs.

On July 7 U S West filed a request that the Board cancel its certificate of public convenience and necessity and issue a new one to Qwest Corporation. The U S West certificate was cancelled by order of September 21. Also on September 21 the Board issued a new certificate to Qwest.

**SPU-99-29 GTE Midwest Incorporated and Iowa Telecommunications Services, Inc.**

On October 20, 1999, GTE and ITS filed a joint application to approve a reorganization and transfer of certificates. GTE proposed to sell all 296 GTE exchanges in Iowa to ITS, including all of the business, property, assets, and rights of GTE relating to those exchanges. The applicants also requested transfer of GTE's intraLATA long distance customers to ITS, designation of ITS as an Eligible Telecommunications Carrier, and adoption by ITS of GTE's price plan at the rates in effect on the date the sale was closed. On October 28 Consumer Advocate

filed a motion to extend the 90-day review period for an additional 90 days, which the Board granted on December 1. A hearing was held on February 8, 2000. On April 13 the Board issued an order terminating the docket and not disapproving the reorganization. ITS was designated an eligible carrier and was permitted to adopt GTE's existing price regulation plan. The Board also allowed the transfer of GTE's intraLATA long distance customers without obtaining and verifying the consent of every GTE customer. On July 31 the Board cancelled GTE's certificate, transferred the certificate to ITA, and approved ITA's tariffs and service territory maps.

**SPU-99-30 Area Code 319 Relief Plan**

On October 29, 1999, the North American Numbering Plan Administrator (NANPA) filed, on behalf of the Iowa telecommunications industry, a petition for approval of an overlay relief plan for area code number exhaustion relief for the 319 area code. Attached to the petition were ten relief alternatives. Without relief, the 319 area code was estimated to exhaust during the third quarter of 2002. The FCC delegated responsibility to the Board to determine the most appropriate form of relief when an Iowa area code was near exhaustion.

On March 31, 2000, the Board docketed NANPA's petition and established a procedural schedule. The Board held ten public information and comment hearings in the affected area code. A hearing was held on August 22. On November 16 the Board issued an order adopting a geographic split. It accelerated the permissive and mandatory implementation dates originally recommended by the industry, because the projected exhaust date for the 319 area code was accelerated while the docket was pending. The Board asked for public

comment regarding the split and the revised implementation dates and allowed 20 days for filing applications for reconsideration. On December 28 the Board issued an order granting some of the applications and denying others.

**SPU-99-31 U S West Communications, Inc. and Citizens Telecommunications Company of Iowa**

On November 9, 1999, U S West and Citizens filed a joint application for approval of reorganization, discontinuance of service, transfer of certificates, and transfer of interexchange service from U S West to Citizens. The parties also requested waiver of the slamming rule if necessary, designation of Citizens as an eligible telecommunications carrier, and the assumption by Citizens of the U S West price plan at the rates in effect at the date of close. On February 23, 2000, the applicants and Consumer Advocate filed a proposed settlement agreement and a joint motion for approval of the agreement. The agreement resolved all issues except the issue concerning the acquisition premium to be paid by Citizens. A hearing was held on February 29 and March 29. On May 5 the Board approved the partial settlement agreement and did not disapprove the reorganization.

**SPU-99-32 MidAmerican Energy Holdings Company, MidAmerican Energy Company, Teton Formation L.L.C., and Teton Acquisition Corporation**

On November 12, 1999, the parties filed a proposal for reorganization in which three to six investors would own all the equity shares of MidAmerican Energy Company's indirect parent, MidAmerican Energy Holdings Company. On December 16 the Board issued an order establishing a procedural schedule and extended the deadline for

Board action through May 10, 2000. The Board terminated the docket and did not disapprove the reorganization on March 10.

**SPU-99-33 (WRU-99-54-151) IES Utilities Inc. and Nuclear Management Company**

On November 29, 1999, Consumer Advocate filed a formal complaint concerning IES's plan to enter into a proposed service agreement with Nuclear Management Company (NMC). Consumer Advocate asserted this transaction constituted reorganization. IES filed an answer on December 27, 1999, claiming the service agreement did not constitute reorganization. However, in the alternative, if the Board determined reorganization statutes and rules did apply, IES asked for a waiver of the requirements. Consumer Advocate objected to the waiver request on December 30, 1999.

Under the service agreement, NMC would act as the agent of IES in connection with the operation, management, maintenance, and repair of the Duane Arnold Energy Center (DAEC), the making of capital improvements to DAEC, and the performance of decommissioning work. Subject to approval from the Nuclear Regulatory Commission, IES would transfer operating authority for DAEC to NMC. The Board granted the waiver on March 31, 2000, because further Board review was not necessary in the public interest.

**SPU-99-34 MidAmerican Energy Company and Western Iowa Power Cooperative**

On December 27, 1999, MidAmerican and Western filed a joint petition for modification of service area boundaries in a section of Crawford County. The petition was granted on February 17, 2000.



**SPU-99-35 MidAmerican Energy Company and Iowa Lakes Electric Cooperative**

On December 30, 1999, MidAmerican and Iowa Lakes filed a joint petition for modification of service area boundaries in a section of Cherokee County. The petition was granted on February 17, 2000.

**SPU-00-1 Terril Telephone Company and Terril Telephone Cooperative**

On January 24 the parties filed a joint application for discontinuance of service and transfer of a certificate. On March 22 the Board approved the application, cancelled the certificate of Terril Company, and issued a certificate to Terril Cooperative.

**SPU-00-2 Butler County Rural Electric Cooperative and City of Fredericksburg Municipal**

On February 24 the parties filed a joint petition for modification of service area boundaries. The Board granted the petition on April 12.

**SPU-00-3 MidAmerican Energy Company and City of Neola**

On March 1 the parties filed a joint petition for modification of service area boundaries in certain sections of Pottawattamie County. The Board granted the petition on April 12.

**SPU-00-4 MidAmerican Energy Company**

On March 13 MidAmerican filed a petition asking that it be allowed to enter into a purchase power contract for 250 MW with Cordova Energy Company, an affiliate of MidAmerican. The contract would run through May 14, 2004. As part of the merger proceeding involving CalEnergy Company, MidAmerican committed that it would not have any contracts with power plants built or acquired by affiliates without the consent of the Board. In addition,

because Cordova is an exempt wholesale generator, PUHCA requires the Board to make certain determinations. The Board granted the request on June 26. It explicitly reserved determination of any cost allowance or disallowance issues to a future rate or other appropriate proceeding.

**SPU-00-5 Hancock County Rural Electric Cooperative and Wright County Rural Electric Cooperative**

On May 10 the parties filed a joint application for discontinuance of electric service and transfer of service to Prairie Energy Cooperative. Prairie will be the successor in interest to Hancock County and Wright County due to a plan of consolidation effective July 1, 2000. The parties also requested a modification of service area boundaries. The Board approved the applications on June 14.

**SPU-00-6 Jordan-Soldier Valley Telephone Company, Inc. and Alpine Communications, L.C.**

On June 6 the parties filed a joint application for discontinuance of service and transfer of certificate. Jordan-Soldier Valley had entered into an asset purchase agreement to acquire the assets of Alpine necessary to provide local exchange service in the Moorhead exchange. The acquisition would result in the discontinuance of service in the Moorhead exchange by Alpine and continuation of the existing service by Jordan-Soldier Valley. The Board approved the application on August 30.

**SPU-00-7, TF-00-275 (DRU-002) Exchange of Transit Traffic**

On May 19 Qwest Corporation filed a petition for declaratory order regarding the exchange of local traffic by wireless and other local calling entities transiting Qwest's facilities. Qwest alleged that the originating and terminating companies must reach their

own agreements as to the terms and technical conditions for the exchange of local traffic, even though Qwest's facilities are used for transit traffic. Because of the broad implication of the request, the Board refused to issue a declaratory order. However, on June 23 the Board docketed the matter as Docket No. SPU-00-7 to allow an opportunity for discovery and to develop a full and complete record as it applies to the entire telecommunications industry. A technical workshop was held on August 7. Hearing is set for February 13, 2001. The docket is pending.

**SPU-00-8 (TF-00-153) Heartland Telecommunications Company of Iowa, d/b/a HickoryTech**

On June 12 Heartland filed an application requesting that the Board amend its certificate to reflect the business name of HickoryTech. On September 18 the Board approved the change of business name, amended the certificate, and approved the filed tariffs.

**SPU-00-9 Amana Colonies Telephone Company, d/b/a HickoryTech**

On June 12 Amana Colonies filed an application for an amendment of its certificate to reflect the new business name of HickoryTech. The Board approved the change of business name and amended the certificate on September 11.

**SPU-00-10 IES Utilities Inc. and Interstate Power Company**

On June 14 IES and Interstate filed a proposal for reorganization. Both are public utility subsidiaries of Alliant Energy. The applicants proposed that Interstate merge into IES with the surviving corporation renamed Interstate Power and Light Company. The applicants and Consumer Advocate filed a proposed settlement on July 14. On July 21 the Board commenced

an investigation and established a procedural schedule. A hearing was held on August 30. On September 12 the Board terminated the docket and approved the settlement. The application for reorganization was not disapproved.

**SPU-00-11 (INU-00-2) Qwest Corporation**

See Docket No. INU-00-2.

**SPU-00-12 Crystal Communications, Inc., d/b/a HickoryTech**

On June 30 Crystal filed an application requesting to amend its certificate to reflect the business name of HickoryTech. The change of name was approved and the certificate was amended on September 18.

**SPU-00-13 Contel of Minnesota, Inc., d/b/a GTE Minnesota, and Citizens Telecommunications Company of Minnesota, Inc.**

On July 7 the applicants filed a joint application for discontinuance of service and transfer of a certificate. Citizens had entered into an asset purchase agreement to acquire all of GTE's local exchange properties in Minnesota. Approximately 290 Iowa customers are served from the Minnesota exchanges being transferred. The asset purchase would result in the discontinuance of service to those Iowa customers by GTE and the continuation of the existing service by Crystal. The application was approved on August 16.

**SPU-00-14 Amana Colonies Telephone Company, d/b/a HickoryTech and South Slope Cooperative Telephone Company**

On August 18 the applicants filed a joint application for discontinuance of service and for transfer of a certificate. South Slope had entered into an asset purchase agreement to acquire the assets of Amana Colonies necessary to provide local exchange service

in the Amana exchange. The acquisition would result in the discontinuance of service in the Amana Exchange by Amana colonies and continuation of the existing service by South Slope. The application was approved on September 11.

**SPU-00-15 Global Crossing LTD. and Citizens Communication Company**

On August 16 the applicants filed a proposal for reorganization involving the sale of the capital stock of Frontier Subsidiary Telco from Global to Citizens. Frontier Subsidiary Telco is the parent of Frontier Communications of Iowa, a local exchange company, and Frontier Communications of America, an interexchange and competitive local exchange carrier. On September 22 Citizens, Global, and Consumer Advocate filed a settlement agreement. On November 7 the Board extended the deadline for issuing a decision to January 16, 2001. The docket is pending.

**SPU-00-16 MidAmerican Energy Company and Atchison-Holt Electric Cooperative**

On August 30 MidAmerican and Atchison filed a joint petition for modification of electric service area boundaries. The petition was granted on December 28.

**SPU-00-17 Interstate Power Company and Maquoketa Valley Electric Cooperative**

On September 26 the applicants filed a joint petition for modification of electric service area boundaries. The petition was granted on November 9.

**SPU-00-18 (TCU-00-13, TCU-99-13) Concert Communications Sales LLC and Concert USA**

On March 17 the applicants filed a request for approval of a corporate reorganization and transfer of a certificate to provide local

exchange service. The reorganization was reviewed solely as a transfer of certificate and involved a transfer of control whereby Concert would begin operating pursuant to the same tariff and employing the same customer service operations as previously used by Concert Communications. The transfer was approved on October 4.

**SPU-00-19 Interstate Power Company and Maquoketa Valley Electric Cooperative**

On October 18 the applicants filed a joint petition for modification of electric service area boundaries. The petition was granted on December 12.

**SPU-00-20 (TCU-98-23, TCU-99-22) JATO Operating Corporation**

On December 14, 1998, the Board approved the application of JATO to provide local exchange service in Iowa (TCU-98-23). On July 23, 1999, the Board recognized the name change of the company from JATO Communications Corporation to JATO Operating Corporation (TCU-99-22). On November 9, 2000 the Board acknowledged by letter the request of JATO Communications to discontinue non-jurisdictional digital subscriber line service in the Davenport and Iowa City exchanges (SPU-00-20).

**SPU-00-21 MidAmerican Energy Company and Corning Municipal Utilities**

On November 9 the applicants filed a joint application for modification of electric service area boundaries. The docket is pending.

**SPU-00-22 IES Utilities Company, Interstate Power Company, and Wisconsin Power and Light**

On November 28 Alliant Energy filed an amended System Coordination and

Operating Agreement (SCOA) to accommodate the transfer of the ownership of transmission assets of Wisconsin Power and Light and its subsidiary, South Beloit Water, Gas and Electric Company to the American Transmission Company. The docket is pending resolution of certain issues at the federal level.

**SPU-00-23 City of Guttenberg and Allamakee-Clayton Electric Cooperative, Inc.**

On December 14 Guttenberg and Allamakee filed a joint petition to transfer certain service territory in Clayton County from Allamakee to Guttenberg. The docket is pending.

**SPU-00-24 Interstate Power Company and Hawkeye Tri-County Electric Cooperative**

On December 18 Interstate and Hawkeye filed a joint petition to transfer from Interstate to Hawkeye certain service territory in Winneshiek County. The docket is pending.

**SPU-00-25 Manning Municipal Light Plant and MidAmerican Energy Company**

On December 19 Manning and MidAmerican filed a joint petition to transfer two parcels of land in Carroll County from MidAmerican to Manning. The docket is pending.

## **Telephone Certificates**

*Iowa Code § 476.29 gives the Board the authority to establish non-exclusive service territories for telephone utilities and grant certificates of public convenience and necessity. A TCU is established to enable the Board to evaluate requests to initiate or modify authority to provide local exchange telephone service. The Board examines each application to see if the company possesses the technical, financial, and managerial ability to provide the service it proposes to render and that the service is consistent with public interest. If this finding is made, the Board approves the application pending the filing and approval of maps and tariffs. A certificate of public convenience and necessity is then issued after the maps and tariffs are approved.*

### **TCU-99-8 Manning Municipal Communication and Television System Utility**

On March 25, 1999, Manning Utility filed an application to provide resold and facilities-based local exchange service in the Manning exchange. On May 21 Manning Utility concurred in the GTE exchange map for the Manning exchange. The Board granted the application on June 22. On December 2 Manning filed a proposed tariff. The Board approved the tariff and issued a certificate on January 7, 2000.

### **TCU-99-11 Spencer Municipal Communications Utility**

On April 15, 1999, Spencer filed an application and a map to provide local exchange service in the Spencer exchange currently served by U S West. The Board approved the application on June 22. Spencer filed its tariff on May 17, 2000. The Board approved the tariff and issued a certificate on August 2.

### **TCU-99-23 Worldwide Fiber Networks, Inc.**

On July 12, 1999, Worldwide filed an application to provide local exchange service in the exchanges currently served by U S West and GTE. Worldwide concurred in the maps of the incumbent companies. On October 8 the Board granted the

application. On June 19, 2000, Worldwide filed a request for a name change to 360networks (USA) inc. On August 9 the Board granted the request for a name change. A certificate will be issued after tariffs are filed.

### **TCU-99-24 Board of Trustees of the Grundy Center Communications Utility**

On July 12, 1999, Grundy Center filed an application to provide local exchange service in the exchange area currently served by GTE. On October 8 the Board granted the application. On December 30, 1999, Grundy Center filed a proposed tariff. On February 4, 2000, the company filed revisions to the tariff. The tariff, as revised, was approved on March 3.

### **TCU-99-32 OmniTel Communications, Inc.**

On August 31, 1999, Farmers Mutual Telephone Company of Nora Springs filed to amend its application for a certificate to expand its service territory to include the Saint Ansgar, Stacyville, Greene, and Marble Rock exchanges served by GTE. On October 6 Farmers filed an amendment requesting its application be granted to OmniTel, a wholly owned subsidiary. The amended application was approved on November 24. On January 3, 2000, OmniTel filed a proposed tariff. The tariff

was approved and the certificate issued on February 10.

**TCU-99-36 Eagle Communications of Iowa, Inc.**

On October 13, 1999, Eagle filed an application to provide local exchange service in the exchanges served by U S West. At the same time Eagle filed a tariff and concurred in the maps of U S West. On January 7, 2000, the Board granted the application, approved the tariff, and issued a certificate.

**TCU-99-38 McLeodUSA Telecommunications Services, Inc.**

On October 28, 1999, McLeod filed an amendment to its certificate to provide facilities-based local exchange services in all areas served by South Slope Cooperative Telephone Company. McLeod adopted the maps of South Slope. McLeod, however, failed to file the required updated tariff page listing the exchanges by name and the corresponding EAS routes. Since McLeod had two 90-day periods in which to file the amended tariff page and did not do so, the Board denied the application to amend on April 12, 2000.

**TCU-99-41 NET-tel Corporation**

On November 29, 1999, NET-tel filed an application to provide local exchange service in the areas served by U S West and GTE. The application was granted on February 25, 2000. A certificate will be issued after tariffs are filed and approved.

**TCU-99-42 Coon Creek Telephone Company and Coon Creek Telecommunications**

On December 10, 1999, the companies jointly filed for amendment of Coon Creek's certificate. The parties requested the Board amend Coon Creek's certificate to remove the exchanges of Belle Plaine and Marengo.

At the same time, the parties applied for a certificate to be issued to Coon Creek Tel, a wholly-owned subsidiary of Coon Creek, to provide service to Belle Plaine and Marengo. Coon Creek Tel filed a tariff and concurred in the exchange maps of GTE. On February 10, 2000, the Board approved the tariff and granted a certificate to Coon Creek Tel.

**TCU-99-43 Network Access Solutions Corporation**

On December 13, 1999, Network filed an application to provide local exchange service in the exchanges served by U S West. The Board approved the application on January 31. A certificate will be issued after tariffs are filed and approved.

**TCU-99-44 Qwest Communications Corporation**

On December 14, 1999, Qwest filed an application to provide facilities-based and resold local telecommunications service in Iowa. Qwest requested to provide services in certain exchanges served by U S West and GTE. On December 22 Consumer Advocate filed a motion to dismiss due to Qwest's failure to serve a copy of the application on Consumer Advocate. In the alternative, Qwest objected to the application. On December 23 Qwest filed a request to withdraw its application without prejudice. The Board granted the request on January 10, 2000.

**TCU-99-45 Integra Telecom of Iowa, Inc.**

On December 15, 1999, Integra filed an application to provide local exchange service in certain exchanges served by U S West. At the same time Integra filed a tariff and concurred with the maps of U S West. The Board granted the application, approved the tariff, and issued a certificate on February 17, 2000.

**TCU-99-46 Story City Communications, Inc.**

On December 15, 1999, Story City filed an application to provide local exchange service in the Story City exchange served by GTE. It concurred in GTE's Story City exchange map. The Board granted the application on February 8, 2000. A certificate will be issued after tariffs are filed and approved.

**TCU-99-47 Fast Phones of Nebraska, Corp.**

On December 15, 1999, Fast Phones filed an application to provide resold basic local exchange service in the Iowa exchanges currently served by U S West and GTE. A proposed tariff was filed on January 14, 2000. Also, at that time, Fast Phones asked for a waiver of dialing parity requirements because it would be an alternative telephone company furnishing prepaid local dial tone service to certain high credit risk customers. Toll access would be restricted. The company also asked for a waiver of maintaining a required system of accounts and of publishing a directory. On March 14 the Board granted the application, approved the tariffs, granted the waivers, and issued a certificate.

**TCU-99-48 NorthPoint Communications, Inc.**

On December 29, 1999, NorthPoint filed an application to offer local exchange service in the exchanges served by U S West and GTE. At the same time, it adopted the maps of U S West and GTE and requested a waiver of the requirement that it independently publish a directory. The application and waiver requests were granted on February 23, 2000. A certificate will be issued after tariffs are filed and approved.

**TCU-00-1 BroadStream Corporation**

On January 12 BroadStream filed for a certificate to provide facilities-based and resale local exchange service to small and medium-sized business customers in the Cedar Rapids, Davenport, Des Moines, and Waterloo exchanges. Broadstream indicated it would adopt the U S West service area maps. The company also asked for a waiver of the requirements to use a prescribed system of accounts, to independently publish a directory, and to keep its records in Iowa. On March 21 the Board granted the application and the waivers. After tariffs are filed and approved, a certificate will be issued.

**TCU-00-2 NET12, Inc.**

On January 18 Net12 filed an application for a certificate to provide local exchange services and unbundled network elements by resale in all exchanges served by U S West and GTE. NET12 adopted the service area maps of U S West and GTE. The application was granted on April 14. A certificate will be issued after tariffs are filed and approved.

**TCU-00-3 NewPath Holdings, Inc.**

On January 20 NewPath filed an application for a certificate to provide facilities-based and resold local exchange service in Iowa. NewPath adopted the exchange maps of U S West, GTE, and Frontier. NewPath also requested a waiver of the requirement to use a prescribed system of accounts and to independently publish a directory. On April 14 the Board granted the application and waivers. A certificate will be issued after tariffs are filed and approved.

**TCU-00-4 Cedar Falls Municipal Communications Utility**

On January 27 Cedar Falls filed an application to provide local exchange service to portions of the Cedar Falls and

Hudson exchanges. The company also filed its own map of the territory. On April 21 the Board approved the application and map. A certificate will be issued after tariffs are filed and approved.

**TCU-00-5 Adelphia Business Solutions Operations, Inc.**

On February 8 Adelphia filed an application to provide local exchange service in the state. Adelphia adopted the maps of U S West and GTE. On April 25 the Board granted the application and approved the adoption of the maps. The company filed proposed tariffs on May 8. On September 18 the Board approved the tariffs and issued a certificate.

**TCU-00-6 Universal Access, Inc.**

On February 10 UAI filed an application to provide resold and facilities-based local exchange service in Iowa. It concurred in the exchange boundary maps of U S West. At the same time UAI requested waivers of the requirements to use a prescribed system of accounts and to independently publish a directory. The Board granted the application, approved concurrence of U S West's map, and granted the waivers on April 25. A certificate will be issued after tariffs are filed and approved.

**TCU-00-7 Winstar Wireless, Inc.**

On February 14 Winstar filed an application to provide resold and facilities-based local exchange service in the service territories of U S West and GTE. Winstar adopted the current maps of the two companies. At the same time Winstar requested waivers of the requirements to use a prescribed system of accounts and to independently publish a directory. On May 15 the Board granted the application and the waivers. A certificate will be issued after tariffs are filed and approved.

**TCU-00-8 Concentric Carrier Services, Inc.**

On February 24 Concentric filed an application to provide local exchange service in the state. On May 4 Concentric filed a letter requesting to withdraw the application. The Board notified the company by letter on May 10 acknowledging the withdrawal.

**TCU-00-9 @Link Networks, Inc., f/k/a Dakota Services, Ltd.**

On February 24 @Link filed an application to provide resold and facilities-based local exchange service in the service territories of U S West, GTE, and Frontier. @Link would adopt the current maps of the three companies. At the same time @Link requested waivers of the requirements to use a prescribed system of accounts and to independently publish a directory. On May 19 the Board granted the application and the waivers. A certificate will be issued after tariffs are filed and approved.

**TCU-00-10 American Fiber Network, Inc.**

On March 3 AFN filed an application to provide local exchange services and unbundled network elements by resale. The application was granted on June 1. A certificate will be issued after tariffs and maps are filed and approved.

**TCU-00-11 Maxcess, Inc.**

On March 10 Maxcess filed an application to provide resold and facilities-based local exchange service in the service territories of U S West. Maxcess concurred in the maps of U S West. At the same time the company requested a waiver from the requirements to use a prescribed system of accounts, to maintain its books and records in Iowa, and to independently publish a directory. On May 19 the Board granted the application



and the waivers. A certificate will be issued after tariffs are filed and approved.

**TCU-00-12 Communication Connections, L.C.**

On March 17 Connections filed an application to provide resold and facilities-based local exchange service in certain GTE and U S West exchanges. It concurred in the maps of GTE and U S West. At the same time, Connections requested a waiver of the requirements to use a prescribed system of accounts and to independently publish a directory. On June 14 the Board granted the application and waivers. A certificate will be issued after tariffs are filed and approved.

**TCU-00-13 Concert Communications Sales LLC**

On March 17 CCS and Concert USA (Concert) filed a request for approval of corporate reorganization. It would involve a transfer of control whereby Concert would begin operating pursuant to the same tariff and operating authority. On June 15 the Board issued an order transferring the certificate from CCS to Concert USA. A new certificate was issued to Concert USA. The Board did not conduct a reorganization review because the transaction was not a reorganization as defined by statute. Concert USA was directed to file new tariffs in its name within 30 days of the order.

On August 29 CCS and Concert jointly filed for approval to transfer the certificate from Concert USA back to CCS. The parties indicated that neither company had customers in Iowa at that time and that the operating efficiencies anticipated originally would be better achieved if CCS retained the certificate. On October 4 the Board cancelled Concert USA's certificate and transferred it back to CCS.

**TCU-00-14 (TCU-96-8) Teleglobe Business Solutions**

On September 20, 1996, the Board issued an order approving the application of Dial & Save of Iowa, Inc. to provide local exchange service in Iowa. A certificate was never issued to D & S because it did not file tariffs or maps for Board approval. On March 20, 2000, Teleglobe filed a request for a name change from Dial & Save of Iowa to Teleglobe Business Solutions Inc. On May 19 the Board granted the name change. A certificate will not be issued until maps and tariffs have been filed.

**TCU-00-15 Advanced TelCom Group, Inc.**

On March 21 ATG filed an application to provide resold and facilities-based local exchange service in the U S West and GTE service territories. It adopted the companies' maps. At the same time ATG requested waivers of the requirements to use a prescribed system of accounts, to maintain its books and records in Iowa, and to independently publish a directory. On May 19 the Board granted the application and waivers. A certificate will be issued after tariffs are filed and approved. On August 22 ATG filed a request to revise its corporate name to Advanced TelCom, Inc. The Board recognized the name change on November 9.

**TCU-00-16 USA Quick Phone, Inc.**

On March 22 Quick Phone filed an application to provide prepaid local exchange services in Iowa. The company concurred in the maps of U S West and Iowa Telecom. On June 12 Quick Phone requested the Board grant waivers of the requirements to use a prescribed system of accounts, to maintain its books and records in Iowa, and to independently publish a directory. On June 20 the Board issued an order extending the date for determination of

the certificate application an additional 60 days. On August 14 Quick Phone filed a proposed tariff. On August 18 the Board granted the application and waivers, approved the tariff, and issued a certificate.

**TCU-00-17 OneStar Long Distance, Inc.**

On March 24 OneStar filed an application to provide resold local exchange service in U S West territories. It would concur in U S West's maps. OneStar requested waivers of the requirements to use a prescribed system of accounts, to maintain its books and records in Iowa, and to independently publish a directory. OneStar filed tariffs on May 26 and June 9. On June 21 the Board granted the application and waivers, approved the tariff, and issued a certificate.

**TCU-00-18 TRX, Inc.**

On March 27 TRX filed an application to provide resold and facilities-based local exchange service in certain exchanges of U S West and GTE. It concurred with the maps of U S West and GTE. TRX also asked for waiver of the requirements to use a prescribed system of accounts and to independently publish a directory. The Board granted the application and waivers on June 26. A certificate will be issued after tariffs are filed and approved.

**TCU-00-19 Mid-Iowa Telephone Co-op Association**

On March 27 Mid-Iowa filed an application to modify its certificate by expanding its service area. It also filed new tariff pages. On June 26 the Board granted the amendment and issued an amended certificate.

**TCU-00-20 essential.com, inc.**

On April 3 essential filed an application to provide resold local exchange service in U S West exchanges. It would adopt the maps of U S West. It also asked for waiver of the

requirements to use a prescribed system of accounts, to keep all records in Iowa, and to independently publish a directory. On June 27 the Board granted the application and waivers. A certificate will be issued after tariffs are filed and approved.

**TCU-00-21 FirsTel, Inc.**

On April 10 FirsTel filed a request to change the name of its company to Ionex Communications North, Inc. On May 31 the Board issued an order granting the request. On the same day FirsTel's certificate was cancelled and a new certificate was issued to Ionex.

**TCU-00-22 Milford Municipal Telecommunications Utility**

On April 19 Milford filed an application to provide local exchange service to all of the Milford and portions of the Arnold's Park exchange currently served by U S West. Milford filed a map of the territory. The Board granted the application on July 18. After tariffs are filed and approved, a certificate will be issued.

**TCU-00-23 DIECA Communications, Inc., d/b/a Covad Communications Company**

On April 24 DIECA filed an application to provide local telecommunications services which included private line services and local and interexchange services. The Board granted the application on July 21. A certificate will be issued after maps and tariffs are filed and approved.

**TCU-00-24 Metromedia Fiber Network Services, Inc.**

On April 26 MFNS filed an application to provide facilities-based and resold local exchange service in Iowa. The company also requested a waiver of the requirements to use a prescribed system of accounts and to maintain its books and records in Iowa.

On July 24 the Board granted the application and waivers. A certificate will be issued after tariffs and maps are filed and approved.

**TCU-00-25 IC Fiber Iowa, LLC**

On May 8 IC Fiber filed an application to provide basic local exchange service in exchanges currently served by Qwest and Iowa Telecom. IC Fiber adopted the maps of those companies. IC Fiber also requested waiver of the requirements to use a prescribed system of accounts, to keep all records within the state, and to independently publish a directory. On August 7 the Board granted the application and waivers. A certificate will be issued after tariffs are filed and approved. On September 14 IC Fiber filed an application to change its corporate name to 360networks Iowa LLC. The Board recognized the name change on October 23.

**TCU-00-26 KMC Telecom V, Inc.**

On May 8 KMC filed an application to provide local exchange service in exchanges served by Qwest and Iowa Telecom. KMC adopted the maps of those companies. It also requested waiver of the requirements to use a prescribed system of accounts, to keep all records within the state, and to independently publish a directory. On August 7 the Board granted the application and waivers. A certificate will be issued after tariffs are filed and approved.

**TCU-00-27 Primus Telecommunications, Inc.**

On May 12 Primus filed an application to provide resold local exchange service in the exchanges served by Qwest, Iowa Telecom, and Frontier. It adopted the maps of those companies. Primus also requested waiver of the requirements to use a prescribed system of accounts, to keep all records within the state, and to independently publish a directory. On August 10 the Board granted

the application and waivers. Primus filed a proposed tariff on October 24. A certificate will be issued after the tariff is approved.

**TCU-00-28 SNG Communications, LLC**

On May 17 SNG filed an application to provide resold and facilities-based local exchange service in certain exchanges served by Qwest and Iowa Telecom. SNG will adopt the incumbents' maps. SNG also requested waiver of the requirements to use a prescribed system of accounts and to independently publish a directory. On August 15 the Board granted the application and waivers. A certificate will be issued after tariffs are filed and approved.

**TCU-00-29 Maverix.net, Inc.**

On May 30 Maverix filed an application to provide resold and facilities-based local telecommunications services in the service areas of the incumbent local exchange carriers. It adopted the maps of the incumbents. Also Maverix requested waiver of the requirement to use a prescribed system of accounts. On August 25 the Board granted the application and the waiver.

**TCU-00-30 NexGen Integrated Communications, L.C.**

On May 31 NexGen filed an application to provide resold and facilities-based, and switched and dedicated local exchange service in the service territories of the incumbent local exchange carriers. NexGen adopted the maps of the companies. It also requested waiver of the requirements to use a prescribed system of accounts and to independently publish a directory. On August 8 the Board granted the application and the waivers. A certificate will be issued after tariffs are filed and approved.

**TCU-00-31 OpenCom, Inc.**

On June 5 OpenCom filed an application to provide local exchange service in the service territories of Qwest and Iowa Telecom. OpenCom adopted the maps of the two incumbents. The Board granted the application on September 5. A certificate will be issued after tariffs are filed and approved.

**TCU-00-32 WorkNet Communications, Inc.**

On June 5 WorkNet filed an application to provide resold and facilities-based local exchange services throughout the state. It concurred in the maps of the incumbents. WorkNet also requested waiver of the requirements to keep its records according to the uniform system of accounts, to keep its records in Iowa, and to independently publish a directory. On September 5 the Board approved the application and granted the waivers. A certificate will be issued after tariffs are filed and approved.

**TCU-00-33 Arrival Communications, Inc.**

On June 5 Arrival filed an application to provide resold and facilities-based local exchange services in the service territories of Qwest and Iowa Telecom. It concurred in the maps of Qwest and Iowa Telecom. Arrival also requested waiver of the requirements to keep its records according to the uniform system of accounts, to keep its records in Iowa, and to independently publish a directory. Tariffs were filed on the same day. The Board granted the application and waivers and approved the tariffs on September 5. A certificate was also issued on September 5.

**TCU-00-34 Essex Communications, Inc., d/b/a eLEC Communications**

On June 5 Essex filed an application to provide resold and facilities-based local

exchange services in all exchanges in Iowa. It would initially provide service in the service territory of Qwest and Iowa Telecom. The company concurred in the maps of Qwest and Iowa Telecom. Essex requested waiver of the requirements to keep its records according to the uniform system of accounts, to keep its records in the state, and to independently publish a directory. A tariff was also filed on June 5. On September 29 the Board approved the application and waivers and issued a certificate.

**TCU-00-35 LH Telecom, Inc.**

On June 9 LH Telecom filed an application to provide resold and facilities-based local exchange services in the service territories of Qwest and Iowa Telecom. It concurred in the maps of those companies. LH Telecom also requested waiver of the requirements to keep its records according to a uniform system of accounts and to independently publish a directory. On September 7 the Board approved the application and granted the waivers. A certificate will be issued after tariffs are filed and approved.

**TCU-00-36 Algona Municipal Utilities**

On June 23 Algona filed an application to provide land-line local exchange service in the Algona exchange served by Qwest. It adopted Qwest's exchange map. On September 19 the Board approved the application. After tariffs are filed and approved, a certificate will be issued.

**TCU-00-37 ServiSense.com, Inc.**

On June 28 ServiSense filed an application to provide local exchange service in the exchanges served by Qwest and Iowa Telecom. The company adopted the maps of the incumbents and filed tariffs. On July 17 ServiSense requested waiver of the requirements to keep its records according to the uniform system of accounts, to keep its

records in Iowa, and to independently publish a directory. On September 21 the Board approved the application and tariffs, granted the waivers, and issued a certificate.

**TCU-00-38 IPVoice Communications, Inc.**

On July 5 IPVoice filed an application to provide resold and facilities-based local exchange services in the service territories of Qwest and Iowa Telecom. It concurred in the incumbents' maps. At the same time IPVoice requested waiver of the requirements to keep its records according to the uniform system of accounts, to keep its records in Iowa, and to independently publish a directory. On September 22 the Board approved the application and granted the waivers. A certificate will be issued after tariffs are filed and approved.

**TCU-00-39 Vectris Telecom, Inc.**

On July 6 Vectris filed an application to provide resold and facilities-based local telecommunications services in the Qwest service territory. The company requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to independently publish a directory. The application and waivers were granted on October 3. A certificate will be issued after tariffs and maps are filed and approved.

**TCU-00-40 Community Cable Television Agency of O'Brien County, d/b/a Community Cable Television**

On July 6 Community Cable filed an application to provide local exchange services in certain Iowa Telecom and Northern Iowa Telephone Company exchanges. The company concurred in the maps of Iowa Telecom and NITC. On September 12 the Board approved the application. A certificate will be issued after tariffs are filed and approved.

**TCU-00-41 Frontier Communications of America, Inc.**

On July 17 Frontier filed an application to provide resold and facilities-based local exchange services in the service territories of Qwest and Iowa Telecom. It adopted the maps of the incumbent companies. Frontier filed tariffs with the application. It also requested waiver of the requirements to keep its records according to the uniform system of accounts, to keep its records in Iowa, and to independently publish a directory. On September 21 the Board approved the application and tariffs, granted the waivers, and issued a certificate.

**TCU-00-42 Orange City Communications, L.L.P.**

On July 17 OCC filed an application to provide resold and facilities-based local exchange services in the Orange City exchange of Frontier. It adopted the exchange map of Frontier. At the same time OCC requested waiver of the requirements to publish a directory and to keep its records according to the Uniform System of Accounts. On September 21 the Board approved the application and granted the waivers. A certificate will be issued after tariffs are filed and approved.

**TCU-00-43 Harlan Municipal Utilities**

On July 27 Harlan filed an application to provide local exchange service in the Harlan exchange served by Iowa Telecom. It adopted the exchange map of Iowa Telecom. On September 8 the Board granted the application. A certificate will be issued after tariffs are filed and approved.

**TCU-00-44 Telergy Network Services, Inc.**

On July 31 Telergy filed an application to provide resold and facilities-based local exchange services in the service territories of Qwest. It adopted the maps of the

incumbent. At the same time Telergy requested waiver of the requirements to publish a directory, keep its records according to the Uniform System of Accounts, and keep its records in the state of Iowa. On September 18 the Board approved the application and granted the waivers. A certificate will be issued after tariffs are filed and approved.

**TCU-00-45 CDM Communications, L.L.C.**

On August 1 CDM filed an application to provide land-line local exchange services in certain exchanges served by Qwest and Iowa Telecom. It adopted the maps of the incumbents. The Board approved the application on September 18. A certificate will be issued after tariffs are filed and approved.

**TCU-00-46 Global TeleLink Services, Inc.**

On August 3 Global filed an application to provide facilities-based and resold local exchange services in the service territories of Qwest and Iowa Telecom. It adopted the maps of the incumbents. Global also requested waiver of the requirements to keep records according to the uniform system of accounts, to keep its records in Iowa, and to independently publish a directory. On October 25 the Board approved the application and granted the waivers. A certificate will be issued after tariffs are filed and approved.

**TCU-00-47 Z-Tel Communications, Inc.**

On August 3 Z-Tel filed an application to provide facilities-based and resold local exchange services. Z-Tel filed local service and access tariffs with the application. It concurred in the maps of Qwest. Z-Tel requested waiver of the requirements to keep records according to the uniform system of accounts, to keep records in Iowa, and to

independently publish a directory. On November 1 the Board approved the application and tariffs, granted the waivers, and issued a certificate.

**TCU-00-48 Omniplex Communications Group, L.L.C.**

On August 18 Omniplex filed an application to provide resold and facilities-based local exchange services. It adopted the maps of Qwest, Iowa Telecom, and Frontier. It also requested waiver of the requirements to keep its records according to the uniform system of accounts, to keep its records in Iowa, and to independently publish a directory. On October 4 the Board granted the application and waivers. A certificate will be issued after tariffs are filed and approved.

**TCU-00-49 Telera Communications, Inc.**

On August 17 Telera filed an application to provide facilities-based and resold local exchange services. It adopted the maps of Qwest and Iowa Telecom. Telera also requested waiver of the requirements to keep records according to the uniform system of accounts, to keep its records in Iowa, and to independently publish a directory. On September 29 the Board granted the application and waivers. A certificate will be issued after tariffs are filed and approved.

**TCU-00-50 FairPoint Communications Solutions Corp.**

On August 18 FairPoint filed an application to provide facilities-based and resold local exchange services. It adopted the maps of Qwest and Iowa Telecom. FairPoint also requested waiver of the requirements to keep records according to the uniform system of accounts, to keep its records in Iowa, and to independently publish a directory. On November 13 the Board granted the application and waivers. A certificate will be issued after tariffs are filed and approved.

**TCU-00-51 Broadband Digital Technologies, Inc.**

On August 25 BDTI filed an application to provide statewide facilities-based and resold local exchange services. It adopted the maps of Qwest, Iowa Telecom, and Frontier. BDTI also requested waiver of the requirements to keep records according to the uniform system of accounts, to keep its records in Iowa, and to independently publish a directory. On September 29 the Board approved the application and granted the waivers. A certificate will be issued after tariffs are filed and approved.

**TCU-00-52 Premiere Network Services, Inc.**

On September 5 Premiere filed an application to provide resold and facilities-based local exchange services. It adopted the Qwest maps in Henry, Louisa, Muscatine, and Scott Counties. Premiere requested waiver of the requirements to keep records according to the uniform system of accounts, to keep its records in Iowa, and to independently publish a directory. The docket is pending.

**TCU-00-53 Crystal Communications, Inc., d/b/a HickoryTech**

On September 11 Crystal filed an application to amend its certificate to provide service in the Grimes, Norwalk, and Waukee Qwest exchanges. It adopted the maps of Qwest. The company also filed proposed tariffs. On November 9 the Board approved the amendment and tariffs and issued an amended certificate.

**TCU-00-54 Louisa Communications, L.C.**

On September 11 Louisa filed an application to amend its certificate to provide service in the Muscatine exchange. It adopted the maps of Qwest in that exchange. At the same time Louisa filed proposed tariffs. On

December 11 the Board approved the application and the tariffs and issued an amended certificate.

**TCU-00-55 360networks Iowa LLC**

On August 7 the Board issued an order approving the application of IC Fiber Iowa LLC to offer competitive local exchange service (TCU-00-25). On September 14 IC Fiber filed an application to change its corporate name to 360networks Iowa LLC (TCU-00-55). The Board recognized the change on October 23.

**TCU-00-56 Telicor, Inc.**

On September 27 Telicor filed an application to provide statewide facilities-based and resold local exchange services. Telicor adopted the maps of Qwest and Iowa Telecom. At the same time the company requested waiver of the requirements to keep records according to the uniform system of accounts, to keep its records in Iowa, and to independently publish a directory. On November 13 the Board approved the application and granted the waivers. A certificate will be issued after tariffs are filed and approved.

**TCU-00-57 UtiliCorp Communications Services, Inc.**

On September 29 UtiliCorp filed an application to provide facilities-based and resold local exchange services. It adopted the maps of Qwest and Iowa Telecom. At the same time the company requested waiver of the requirements to keep records according to the uniform system of accounts, to keep its records in Iowa, and to independently publish a directory. The Board approved the application and granted the waivers on December 14. A certificate will be issued after tariffs are filed and approved.

**TCU-00-58 1-800-Reconex, Inc.**

On October 9 Reconex filed an application to provide primarily resold prepaid local exchange services. It would also offer prepaid long distance to its local customers. The company adopted the service maps of Qwest and Iowa Telecom and filed tariffs. At the same time Reconex requested waiver of the requirements to keep its records according to the uniform system of accounts, to keep its records in the state, and to independently publish a directory. On December 19 the Board approved the application and tariffs, granted the waivers, and issued a certificate.

**TCU-00-59 Sigma Networks Telecommunications, Inc.**

On October 10 Sigma filed to provide local and long distance services. Sigma also requested waiver of the requirements to use a prescribed system of accounts, to keep its records in the state, and to independently publish a directory. On December 4 Sigma filed a request to withdraw its petition, which was granted by letter.

**TCU-00-60 New Access Communications LLC**

On October 12 New Access filed to provide local exchange service. It also requested waiver of the requirements to use a

prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The docket is pending.

**TCU-00-61 Vectren Communications Services, Inc.**

On December 5 Vectren filed to provide local exchange services. At the same time it requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The docket is pending.

**TCU-00-62 eVulcan, Inc., d/b/a beMANY!**

On December 18 eVulcan filed to provide local exchange services. It also requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The docket is pending.

**TCU-00-63 Huxley Communications Cooperative**

On December 26 Huxley filed to provide local exchange services in the exchanges of Cambridge, Slater, and Elkart. It also requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The docket is pending.



## **Waivers of Rules**

*A utility or interested person may petition the Board to temporarily lift a requirement to comply with a certain rule or rules if circumstances make compliance impractical or inappropriate. The Board decision for a rule waiver (WRU) considers the interests of both the utility and its customers.*

### **WRU-98-39-151 IES Utilities Inc.**

On September 15, 1998, IES filed a request for waiver of two of the electric flexible rate rules with respect to a proposed contract with Keokuk Ferro-Sil, Inc. These rules provide that the ceiling for all discounted rates shall be the approved rate on file for the customer's rate class and that the floor for the discount rate shall be equal to the energy costs and customer costs of serving a specific customer. The waiver applied to a contract with Ferro-Sil and based the price of electricity on a portion of Ferro-Sil's operating costs, not on IES's cost of service to provide electricity. After hearing the Board granted the waiver for one year on December 23, 1998. On November 18, 1999, IES requested a two-year extension. The Board granted an extension for one year on December 30, 1999. On October 6, 2000, IES filed a request for a two-year extension of the waiver. On November 21 the Board granted a temporary waiver and rescheduled the hearing to January 23, 2001.

### **WRU-99-38-150 Interstate Power Company**

### **WRU-99-39-151 IES Utilities Inc.**

On September 22, 1999, IES and Interstate filed requests for limited waiver to recover through the energy adjustment clause the difference between a net billing customer's retail rate and the utilities' avoided generation cost. Attached to each waiver request was a draft tariff to implement the requested waivers. The Board docketed and suspended the proposed draft tariffs on

October 22. The Board and Consumer Advocate had a pending appeal to the Iowa Supreme Court of the District Court decision against "net billing." The net billing issue was also pending before the FERC. On December 29 the Board granted the waivers noting they were limited in scope and duration and would become effective upon approval of tariffs to implement them. IES and Interstate filed tariffs on January 27, 2000. Because the tariffs did not comply with the terms of the waivers, they were rejected on February 25. On April 20 Eldora-New Providence Community School District filed a written complaint stating its desire to install a 250 kWh wind generator at its high school and requested an interconnection agreement with IES. On August 4 the Board required IES to enter into an interconnection agreement with Eldora. At the same time it granted limited waiver in Docket Nos. WRU-99-38-150 and WRU-99-39-151.

### **WRU-99-45-151 (PGA-99-45) IES Utilities Inc.**

On September 30, 1999, IES filed its annual purchased gas adjustment reconciliation. On October 22 IES filed a request for waiver asking to include storage costs in the 1999 reconciliation that were incurred outside of the current reconciliation period. On November 1 the Board docketed the PGA filing to investigate the appropriateness of the out-of-period storage cost adjustments. On February 17, 2000, the Board approved

the annual reconciliation and granted the waiver.

**WRU-99-47-225 UtiliCorp United Inc.**

On October 27, 1999, UtiliCorp filed a waiver of the Board's reorganization rules. UtiliCorp proposed to merge with Empire District Electric Company, which does business in Missouri, Kansas, Arkansas, and Oklahoma. UtiliCorp would be the surviving company. The Board granted the waiver on February 24, 2000, because review of the proposed transaction was not necessary in the public interest.

**WRU-99-48-2504 McLeodUSA Telecommunications Services, Inc.**

On October 28, 1999, McLeodUSA filed an amendment to its certificate to provide facilities-based service in the area served by South Slope. At the same time McLeod requested a waiver of the map requirement and adopted the maps of South Slope. McLeod, however, failed to file the accompanying tariff during two 90-day periods. The Board denied the application for amendment on April 12, 2000, and found the request for waiver unnecessary.

**WRU-99-50-3354 (TCU-99-36) Eagle Communications of Iowa, Inc.**

On October 13, 1999, Eagle requested waiver of the requirements to maintain a uniform system of accounts and to publish a directory. The Board granted the waivers on January 7, 2000.

**WRU-99-51-150 (RFU-00-1) Interstate Power Company**

On November 12, 1999, Interstate filed a request for waiver of the rule that requires it to refund an overcollection of 3 percent or more by bill credit or check for the time period beginning November 1 of the current year to the date of refunding. Interstate requested the Board allow it to refund the

amount to customers in the February 2000 bill month. The Board granted the waiver on January 31, 2000.

**WRU-99-52-150 (RFU-00-2) Interstate Power Company**

On November 12, 1999, Interstate filed a request for waiver of the rule that requires it to refund an overcollection of 3 percent or more by bill credit or check for the time period beginning November 1 of the current year to the date of refunding. Interstate requested the Board allow it to refund the amount to customers in the February 2000 bill month. On January 31 the Board granted the waiver.

**WRU-99-53 Atmos Energy Corporation**

On December 2, 1999, Atmos filed an application for waiver of the Board's reorganization rules. Atmos proposed to acquire the Missouri natural gas distribution assets of Associated Natural Gas, a division of Arkansas Western Gas, stating the proposed acquisition would have a minimal impact on Atmos' capital structure and would not impact its ability to provide service to its Iowa customers. The waiver was granted on January 31, 2000.

**WRU-99-54-151 (SPU-99-33) IES Utilities Inc. and Nuclear Management Company**

On November 29 Consumer Advocate filed a formal complaint with respect to IES's plan to enter into a proposed service agreement with Nuclear Management Company for the Duane Arnold Energy Center, maintaining this transaction constituted a reorganization. IES filed an answer to the contrary on December 27 and, in the alternative, asked for a waiver of the Board's reorganization rules. On March 31, 2000, the Board issued an order in which it agreed with Consumer Advocate that transfer of the operating license and day-to-

day operations to NMC constituted an indirect transfer of assets subject to the reorganization statutes and rules. However, the Board granted a waiver of the reorganization requirements because Board review was not necessary in the public interest. The Nuclear Regulatory Agency has the authority for review and expertise regarding the safety and operation of the plant.

**WRU-99-55-3367 (TCU-99-48)**

**NorthPoint Communications, Inc.**

On December 29, 1999, NorthPoint filed an application for a certificate to offer local exchange service and also requested a waiver of the requirement to publish a directory. NorthPoint also requested a temporary exemption from the requirement that it serve all eligible customers until it begins providing local exchange service. On February 23 the Board granted the waivers.

**WRU-00-1-156, WRU-00-2-156**

**MidAmerican Energy Company**

On January 3 MidAmerican filed a request for waiver of two conditions in back billing rules. First, MidAmerican would limit the time it could adjust for an undercharge to six months, rather than five years as provided in the rules. Second, the company would limit the maximum amount of a back bill to unbilled like charges in the six months preceding discovery of the error unless otherwise ordered by the Board. The waivers were granted on February 2.

**WRU-00-3-156 MidAmerican Services Company**

On January 7 MidAmerican Services requested waiver of the Board's metering rules. MidAmerican Services owned and operated energy infrastructures for commercial and industrial customers. Trademarked as Total Managed Solutions

(TMS), this involved owning and maintaining the mechanical components of the infrastructure, as well as supplying the energy needed to operate the system. It proposed to provide the TMS services to Cardinal Investment for a multi-occupancy facility in Coralville. The Board, however, found the fee structure in the proposed agreement constituted resale, which is prohibited. The waiver was denied on May 16.

**WRU-00-4-3366 (TCU-99-47) Fast Phones of Nebraska, Corp.**

On December 15, 1999, Fast Phones filed to provide local exchange service. On January 14, 2000, Fast Phones requested waiver of the dialing parity requirements of 47 U.S.C. § 251"b"(3). Because Fast Phones would be an alternative telephone company furnishing prepaid local dial tone service to certain high-risk subscribers, it would restrict toll access, making dialing parity unnecessary. The company also requested waiver of the requirements to use a prescribed system of accounts and to publish a directory. The waivers were granted on March 14.

**WRU-00-5-602 Municipal Electric Utility of the City of Cedar Falls**

On January 18 Cedar Falls requested a waiver of generating certificate requirements. Cedar Falls planned to install a 26 MW unit on the same site as a 25 MW peaking unit it currently owned. The Board granted the waiver on February 17.

**WRU-00-6-225 Peoples Natural Gas, Division of UtiliCorp United Inc.**

On January 21 Peoples filed for a waiver to extend the filing deadline for its annual report. The company was notified by letter that an extension would not be granted.

**WRU-00-7-766 Waverly Light and Power**

Nonrate-regulated utilities are required to file biennial energy efficiency plans. The Board may waive the requirements for municipal utilities that demonstrate superior results with existing programs. On January 24 Waverly filed for a waiver of the filing requirements. The Board granted the request on February 24.

**WRU-00-8-704 Board of Trustees of Indianola Municipal Utility**

On January 28 Indianola requested a waiver of the generating certificate requirements. Indianola planned to add a third generator, a 22.5 MW combustion turbine, to an existing site. The Board granted the waiver on February 24.

**WRU-00-9 Cargill Incorporated**

On January 19 Cargill filed a request for declaratory order or, in the alternative, a request for waiver of the generating requirements. In 1981 Cargill purchased the Bridgeport Generating Station from Iowa Southern Utilities. The station originally had three 20 MW units; however, the third unit was never used. Cargill intended to replace the third unit. The Board did not issue a declaratory order because it had the authority to waive the generation requirements for facilities of 100 MW or less if the public interest was not detrimentally affected. The Board granted the waiver on February 17.

**WRU-00-10-3372 (TCU-00-1) Broadstream Communications**

On January 12 Broadstream filed to provide local exchange service. It also requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The waivers were granted on March 21.

**WRU-00-11-225 UtiliCorp United Inc.**

On February 22 UtiliCorp requested a waiver for calendar year 2000 of the \$500 million annual limit on foreign acquisitions. For 2000 UtiliCorp requested to expend up to \$1.25 billion on foreign acquisitions without filing a request for reorganization. The Board granted the request on March 22.

**WRU-00-12-419 Qwest Communications Corporation, LCI International Telecom Corp., USLD Communications, Inc., Phoenix Network, Inc., and TeleDistance, Inc.**

Qwest's decision to merge with U S West forced the divestiture of Qwest's in-region interLATA service. Subsequently all of the Qwest subsidiary intraLATA and interLATA long distance business in Iowa was transferred to Touch America. On February 23 the companies filed a notification of their intent to provide interexchange services in Iowa. At the same time it requested a waiver of the Board's anti-slamming rules. The Board granted the request for waiver on June 22.

**WRU-00-13-3060 (TCU-00-7) Winstar Wireless, Inc.**

On February 14 Winstar filed for a certificate to provide local exchange service in Iowa. At the same time it requested waiver of the requirements to use a prescribed system of accounts, to maintain its records in Iowa, and to publish a directory. The Board granted the waivers on May 15.

**WRU-00-14 (TCU-00-8) Concentric Carrier Services, Inc.**

On February 24 Concentric filed an application to provide local exchange service in the state. On May 4 Concentric filed a letter requesting to withdraw the application. The Board notified the company by letter on May 10 acknowledging the withdrawal.

**WRU-00-15-156 MidAmerican Energy Company**

On March 6 MidAmerican filed its monthly purchased gas adjustment calculation. It also requested a waiver relating to the calculation of the Rb factor for the months of March through August 2000.

Abnormally warm weather from November 1999 through February 2000 resulted in sales below forecasted volumes. The proposed change would result in a lower undercollection. The waiver was granted on April 3.

**WRU-00-16-225 (WRU-99-13-225) Peoples Natural Gas Company, Division of UtiliCorp United Inc.**

On March 9 Peoples filed a request for waiver of the rule that requires utilities to schedule monthly meter readings. It asked the Board to allow it to continue the bimonthly meter reading project for the year 2000 granted in Docket No. WRU-99-13-225. The waiver was granted on April 21.

**WRU-00-17-3381 (TCU-00-6) Universal Access, Inc.**

On February 10 UAI requested a waiver of the requirements to use a prescribed system of accounts, to maintain its books and records in Iowa, and to independently publish a directory. The Board granted the waivers on April 25.

**WRU-00-18-3391 (TCU-00-15) Advanced Telcom Group, Inc.**

On March 21 ATGI filed to provide local exchange service. It also requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. On May 19 the Board granted the waivers.

**WRU-00-19-430 Minburn Telephone Company and Minburn Telecommunications, Inc.**

On March 24 Minburn and Minburn Telecom filed a request for waiver of the rule that the two companies undertake survey procedures, EAS studies, and certain other requirements. The two companies wish to establish extended area service between the two exchanges. The Board granted the waiver on September 21 because there would be no rate increase to provide this service.

**WRU-00-20 Wilson's Orchard**

On April 3 Wilson's Orchard filed a request for waiver of the rule requiring it to obtain phone service from Liberty Communications. The business, located in Liberty's service territory, has an Iowa City address and considers itself an Iowa City business. It wanted to purchase service from Qwest in the Iowa City exchange. The Board granted the waiver on December 20 because continued enforcement would place an undue and unreasonable hardship on the petitioner.

**WRU-00-21-156 MidAmerican Energy Company**

On October 29, 1999, the U.S. Court of Appeals issued an order that affirmed the FERC order that required refunds of amounts paid for Kansas ad valorem tax. On February 28, 2000, the Board directed MidAmerican to file a plan to begin refunding the money. On March 17 MidAmerican filed an application for rehearing and stay of the February 28 order. On March 28 the Board denied the stay and indicated that it would address the request for rehearing in a later order. On April 3 MidAmerican filed a refund plan and requested a waiver to retain the refund in a special refund retention account until November 1, 2000. The Board granted the

waiver and rehearing on April 14. The Board approved the plan on August 21.

**WRU-00-22-3222 (TCU-00-17) OneStar Long Distance, Inc**

On March 24 OneStar filed to provide local exchange service. At the same time it requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The waivers were granted on June 21.

**WRU-00-23 SDG Macerich Properties, L.P.**

On April 12 Macerich filed for a temporary waiver of the master metering rule. The company, which had recently purchased Southridge Mall, proposed to continue using master metering for the remaining term of existing leases; however, the electric charges would no longer be subject to retroactive reconciliation. Macerich would include provisions that comply with the Board's master metering rule in any new leases. The Board granted the request on June 13.

**WRU-00-24-3374 (TCU-00-3) NewPath Holdings, Inc.**

On January 20 NewPath applied for a certificate to provide local exchange service in Iowa. At the same time the company requested the Board waive the requirements to use a prescribed system of accounts and to publish a directory. The Board granted the waivers on April 14.

**WRU-00-25-3283 (TCU-00-9) @Link Networks, Inc.**

On February 24 @Link filed for a certificate to provide local exchange service. At the same time it requested waiver of the requirements to use a prescribed system of accounts, to maintain its books and records in Iowa, and to publish a directory. The Board granted the waivers on May 19.

**WRU-00-26-3386 (TCU-00-11) Maxcess, Inc.**

On March 10 Maxcess filed an application to provide local exchange service in Iowa. It also requested waiver of the requirements that it use a prescribed system of accounts, maintain its books and records in Iowa, and publish a directory. The Board granted the waivers on May 19.

**WRU-00-27-3393 (TCU-00-18) TRX, Inc.**

On March 27 TRX filed to provide local exchange service. At the same time it requested waiver of the requirements to use a prescribed system of accounts and to publish a directory. The Board granted the waivers on June 26.

**WRU-00-28 Gary McIntire**

On April 18 Gary McIntire requested waiver of the requirements for establishing one-way extended area service (EAS) from Lockridge to Fairfield. Mr. McIntire requested the waiver after the Board dismissed the request for one-way EAS in Docket No. ES-263, because the ballot results did not meet the requirement that more than 65 percent of those returning ballots vote in favor of one-way EAS. Mr. McIntire requested a waiver because Lockridge has EAS to Mount Pleasant and this satisfied the need for EAS for some customers. Also, the number of ballots returned was too low to obtain an accurate measurement of interest. The Board denied the request on September 21 because four separate ballotings have not shown sufficient community of interest.

**WRU-00-29-3047 (SPU-99-31) U S West Communications, Inc. and Citizens Telecommunications Company of Iowa**

On November 9 U S West and Citizens filed for a reorganization. At the same time the companies requested a waiver of the slamming rule. On May 5 the Board did not disapprove the reorganization. It also found

that a waiver of the slamming rule was unnecessary because its rules did not apply to this transfer of customers. At the same time the Board waived the requirement that Citizens keep its records in Iowa.

**WRU-00-30 (GCU-00-1) Louisa Development Company, L.L.C.**

On April 27 Louisa filed to construct and operate a merchant electric power plant in Louisa County. It also filed for a waiver of the rule that requires an informational meeting to be held prior to the filing of the application. On June 13 Louisa filed a withdrawal without prejudice for both the application and waiver request. The Board accepted the withdrawal on June 16.

**WRU-00-31 (GCU-00-2) Underwood Development Company, L.L.C.**

On April 28 Underwood filed an application to construct and operate a merchant electric power plant in Washington County. It also filed a waiver of the rule that requires an informational meeting to be held prior to the filing of the application. On June 13 Underwood withdrew its application and waiver request. The Board accepted both on June 16.

**WRU-00-32-3406 (TCU-00-24) Metromedia Fiber Network Services, Inc.**

On April 26 MFNS filed to provide local services. It also requested waiver of the requirements to use a prescribed system of accounts and to maintain its records in Iowa. The Board granted the waivers on July 24.

**WRU-00-33 (TCU-00-25) IC Fiber Iowa, LLC**

On May 8 IC Fiber filed to provide local exchange service. It also requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The Board granted the waivers on August 7.

**WRU-00-34 (TCU-00-26) KMC Telecom V, Inc.**

On May 8 KMC filed for a certificate to provide local exchange service. At the same time it requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The waivers were granted on August 7.

**WRU-00-35-3390 (TCU-00-12) Communication Connections, L.C.**

On March 17 Connections filed to provide local exchange service. It also requested waiver of the requirements to use a prescribed system of accounts and to publish a directory. The Board granted the waivers on June 14.

**WRU-00-36 (TCU-00-20) essential.com, inc.**

On April 3 essential filed to provide local exchange service. It also requested waiver of the requirements to use a prescribed system of accounts, to keep all records in Iowa, and to publish a directory. The waivers were granted on June 27.

**WRU-00-37-3019 (TCU-00-27) Primus Telecommunications, Inc.**

On May 12 Primus filed to provide local exchange service. It also requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The Board granted the waivers on August 10.

**WRU-00-38-3376 (TCU-00-28) SNG Communications, LLC**

On May 17 SNG filed to provide local exchange service. It also requested waiver of the requirements to use a prescribed system of accounts and to publish a directory. The Board granted the waivers on August 15.

**WRU-00-39-225 Peoples Natural Gas Company, Division of UtiliCorp United Inc.**

On May 25 Peoples filed a request for waiver of the requirement that a utility use the same weather normalization methodology used in a prior approved purchased gas adjustment and rate case. Peoples proposed to realign weather stations for use in the calculation of its 1999-2000 PGA filing. The Board granted the waiver on August 15.

**WRU-00-40-3417 (TCU-00-29) Maverix.net, Inc.**

On May 30 Maverix filed to provide local exchange service. It also requested waiver of the requirements to use a prescribed system of accounts and to publish a directory. The Board granted the waivers on August 25.

**WRU-00-41-3418 (TCU-00-30) NexGen Integrated Communications, L.C.**

On May 31 NexGen filed to provide local exchange service. It also requested waiver of the requirements to use a prescribed system of accounts and to publish a directory. The Board granted the waivers on August 8.

**WRU-00-42-436 TTI National, Inc.**

On June 1 TTI requested a waiver of the subrule that requires individual customer verification to change a customer's local or long distance provider. TTI bought the customer base of National Tele-Communications, Inc., Parcel Consultants, Inc., Minimum Rate Pricing, Inc., and Discount Call Rating, Inc. TTI included a copy of the customer notice. On September 21 the Board granted the waiver.

**WRU-00-43-3419 (TCU-00-32) WorkNet Communications, Inc.**

On June 5 WorkNet filed for a certificate to provide local exchange services. It also requested waiver of the Board's rules to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The Board granted the waivers on September 5.

**WRU-00-44 Louisa Development Company, L.L.C. and Underwood Development Company, L.L.C.**

On June 8 Louisa and Underwood filed for a waiver of the rule to identify filing requirement deficiencies in an application for a generating certificate, or accept the application and set a procedural schedule, within 45 days after the application is filed. Louisa filed an application for a generating certificate (GCU-00-1) on April 27, 2000, and Underwood filed on April 28, 2000, (GCU-00-2). The waiver was granted on June 12.

**WRU-00-45-3423 (TCU-00-35) LH Telecom, Inc.**

On June 9 LH Telecom filed to provide local exchange services. It also requested waiver of the requirements to use a prescribed system of accounts and to publish a directory. The waivers were granted on September 7.

**WRU-00-46-3392 (TCU-00-16) USA Quick Phone, Inc.**

On March 22 Quick Phone filed for a certificate to provide local exchange services. On June 12 Quick Phone requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. On June 20 the Board extended the date for determination an additional 60 days. The Board granted the waivers on August 18.



**WRU-00-47-3424 (SPU-99-29) Iowa Telecommunications Services, Inc.**

On October 20, 1999, GTE and Iowa Telecom filed a joint application for reorganization. On May 30, 2000, Iowa Telecom requested a waiver of the accounting plan requirement in connection with providing intrastate IntraLATA Message Telephone Service on a deregulated basis. The Board granted the waiver on July 31, 2000.

**WRU-00-48-3422 (TCU-00-34) Essex Communications, Inc.**

On June 5 Essex filed for a certificate to provide local exchange services. It also requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The Board granted the waivers on September 29.

**WRU-00-49 Atmos Energy Corporation**

On June 19 Atmos filed a request for waiver with respect to its proposed purchase of Louisiana Gas Service. On August 15 the Board granted the waiver finding that review of the reorganization was not necessary in the public interest.

**WRU-00-50-3429 (TCU-00-38) IPVoice Communications, Inc.**

On July 5 IPVoice filed for a certificate to provide local exchange services. The company also requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The Board granted the waivers on September 22.

**WRU-00-51-3430 (TCU-00-39) Vectris Telecom, Inc.**

On July 6 Vectris applied for a certificate to provide local exchange service. It also requested waiver of the requirements to use a prescribed system of accounts, to keep its

records in Iowa, and to publish a directory. The Board granted the waivers on October 3.

**WRU-00-52-3434 (TCU-00-42) Orange City Communications, L.L.P.**

On July 17 OCC filed for a certificate to provide local exchange services in the Orange City exchange of Frontier. OCC also requested waiver of the requirements to use a prescribed system of accounts and to publish a directory. The Board granted the waivers on September 21.

**WRU-00-53-201 Amana Society Service Company**

On July 20 Amana filed a request for waiver of the requirement for utilities to conduct annual public information campaigns regarding the hazards of grain bins near power lines. Amana said the annual campaign does not provide any additional safety information that Amana is not already providing. The Board granted the waiver on September 8 because the Amana Society, which also owns the utility, owns the only farm in the territory.

**WRU-00-54-484 Frontier Communications of America, Inc.**

On July 31 Frontier requested a waiver of the rule requiring individual customer verification to change the customer's local or long distance provider. Frontier requests the waiver for customers of Global Crossing Telecommunications who reside in Frontier's territory. Frontier, an affiliate of Global, has purchased the portion of Global's customer base located in Frontier's territory. The Board granted the waiver on September 21.

**WRU-00-55-3472 (TCU-00-44) Telergy Network Services, Inc.**

On July 31 Telergy filed for a certificate to provide local exchange services. It also

requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The Board granted the waivers on September 18.

**WRU-00-56-3427 (TCU-00-46) Global TeleLink Services, Inc.**

On August 3 Global filed for a certificate to provide local exchange services. It also requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The Board granted the waivers on October 25.

**WRU-00-57 Business Properties**

On August 8 William Lanphere filed a request for waiver of the individual metering requirements for electric service provided to a multioccupancy premise. Mr. Lanphere owns a commercial office building with centralized heating and air conditioning in Storm Lake. Because of turnover and changing needs of the tenants, it is impractical to require individual metering. The waiver was granted on November 9.

**WRU-00-58-156 MidAmerican Energy Company**

On August 9 MidAmerican requested waiver of certain meter testing requirements. The rule requires, among other things, that an electric meter be tested for accuracy whenever it is removed from service. MidAmerican requested the waiver whenever the removed meter is to be retired from service and whenever a temporary meter installation is moved to a permanent meter installation at the same location. On November 21 the Board granted the waiver request for inoperable meters removed from service and for damaged, but still registering, meters removed from service and not used for billing of consumption that occurred after the meter was damaged. The

request was denied for damaged meters that continue to register and are used for billing of consumption after the damage occurs and for obsolete meters. Meters moved from a temporary to permanent meter location need not be tested and, therefore, do not require a waiver.

**WRU-00-59-484 (TCU-00-41) Frontier Communications of America, Inc.**

On July 17 FCA filed to provide local exchange services. At the same time it requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The waivers were granted on September 21.

**WRU-00-60-3480 (TCU-00-48) Omniplex Communications Group, LLC**

On August 18 Omniplex filed for a certificate to provide local exchange service. It also requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The Board granted the waivers on October 4.

**WRU-00-61-272 Qwest Corporation**

On August 16 Qwest filed for a waiver of the requirement that a public telephone utility publish a telephone directory not less than annually. It asked to be allowed to publish the 2000/2001 issue of the Oskaloosa directory as a 14-month issue to allow it to consolidate the Oskaloosa directory into the Ottumwa directory. The waiver was granted on September 26.

**WRU-00-62-3479 (TCU-00-49) Telera Communications, Inc.**

On August 17 Telera filed to provide local exchange service. At the same time it requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The waivers were granted on September 29.

**WRU-00-63-3493 (TCU-00-51)**

**Broadband Digital Technologies, Inc.**

On August 25 BDTI filed an application for a certificate to provide local exchange services. It also requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The Board granted the waivers on September 29.

**WRU-00-64-3421 (TCU-00-33) Arrival Communications, Inc.**

On June 5 Arrival filed for a certificate to provide local exchange services in Iowa. At the same time it requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The waivers were granted on September 5.

**WRU-00-65-225 Peoples Natural Gas Company, Division of UtiliCorp United Inc.**

On August 25 Peoples filed for limited waiver of the rule that requires a rate-regulated utility to file a purchased gas adjustment reconciliation by October 1 of each year. The employee responsible for this filing had been ill. On September 5 the Board extended the filing date to November 1.

**WRU-00-66-3495 (TCU-00-52) Premiere Network Services, Inc.**

On September 5 Premiere filed for a certificate to provide local exchange service. It also requested the Board to grant it waivers of certain rules and regulations. On December 1 the Board extended the date for making a determination on the application to February 1, 2001, because Premiere did not provide proof of notice. The docket is pending.

**WRU-00-67-3462 (TCU-00-37)**

**ServiSense.com, Inc.**

On June 28 ServiSense filed to provide local exchange service. At the same time it requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The Board granted the waivers on September 21.

**WRU-00-68-3499 (TCU-00-56) Telicor, Inc.**

On September 27 Telicor filed to provide local exchange services. It also requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The Board granted the waivers on November 13.

**WRU-00-69-3508 (TCU-00-57) UtiliCorp Communications Services, Inc.**

On September 29 UtiliCorp filed for a certificate to provide local exchange services. It also requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The Board granted the waivers on December 14.

**WRU-00-70-3510 (TCU-00-58) 1-800-Reconex, Inc.**

On October 9 Reconex filed to provide primarily resold prepaid local exchange services. At the same time it requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The waivers were granted on December 19.

**WRU-00-71-3291 Alltel Communications, Inc. and 360° Long Distance, Inc.**

On October 10 ACI and 360° Long Distance, Inc. filed a request for waiver of the Board's rule that requires individual customer verification to change the customer's local or long distance provider. On December 31, 360LD would be merged into ACI and customers of 360LD would be transferred to ACI. The waiver was granted on November 9.

**WRU-00-72-3511 (TCU-00-59) Sigma Networks Telecommunications, Inc.**

On October 10 Sigma filed to provide local exchange services. At the same time Sigma requested waiver of the requirements to publish a directory, to use a prescribed system of accounts, and to keep its records in Iowa. On December 4 Sigma filed to withdraw its application.

**WRU-00-73-3512 (TCU-00-60) New Access Communications LLC**

On October 12 New Access filed for a certificate to provide local exchange services. At the same time it requested waivers of the requirements to use a prescribed system of accounts, to keep its records in the state, and to publish a directory. The docket is pending.

**WRU-00-74-978 Iowa Lakes Electric Cooperative**

**WRU-00-75-156 MidAmerican Energy Company**

**WRU-00-78-151 Alliant Energy Group (IES Utilities Inc.)**

**WRU-00-79-150 Alliant Energy Group (Interstate Power Company)**

On October 12 Iowa Lakes requested waiver of the rule that provides a bill is rendered to a customer when it is deposited in the U.S. mail with postage prepaid. The bill rendering date is then used to determine

when a payment is considered late. This prevents billing by electronic means. Iowa Lakes planned to implement an electronic billing program to customers on a voluntary basis. On October 24 MidAmerican filed a request for joinder and also requested a waiver of the same rule applicable to natural gas bills. On October 30 Interstate and IES filed a petition for waiver of both rules. All three companies were in the process of developing optional electronic billing methods. On November 21 the Board granted all of the waiver requests.

**WRU-00-76-151 IES Utilities Inc.**

On October 26 IES filed a request for waiver of the rule that requires a utility to refund an overbilling amount by bill credit or check with interest, if the net overbilling from a PGA reconciliation meets certain requirements. On October 27 IES withdrew the request.

**WRU-00-77-3474 (TCU-00-47) Z-Tel Communications, Inc.**

On August 3 Z-Tel filed to provide local exchange services. It also requested to waive the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The waivers were granted on November 1.

**WRU-00-80-3482 (TCU-00-50) FairPoint Communications Solutions Corp.**

On August 18 FairPoint filed to provide local exchanges services. It also requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The waivers were granted on November 13.

**WRU-00-81-325 WorldCom, Inc.**

On November 13 WorldCom filed a request for waiver of the rule that requires individual customer verification to change the customer's local or long distance

provider. WorldCom stated that its wholly-owned subsidiary, Touch 1 Long Distance, Inc., was being merged into MCI WorldCom Communications, Inc., another wholly owned subsidiary. As part of the merger, Touch 1's customer base would be transferred to MCI WorldCom. The waiver was granted on December 28.

**WRU-00-82-151 (RFU-00-6) IES Utilities Inc.**

On September 28 IES filed its purchased gas adjustment reconciliation. On November 7 IES filed its refund plan and on November 20 filed a request to waive the November refund requirement. IES stated that because of the illness of a key programmer it would not be able to refund the overcollection as required in November, but would be able to make the refund in January 2001. The Board granted the waiver on November 29.

**WRU-00-83-272 (INU-00-2) Qwest Corporation**

Qwest filed its § 271 application with the Board on January 31. On February 10 the Board opened an investigation (Docket No. INU-00-2) to review the application. On September 1 Qwest filed a motion requesting that the Board issue an order that would grant confidential treatment to certain specific information and to information claimed to be confidential by all parties filed throughout the remainder of the proceeding. On December 12 the Board granted the request for confidential treatment. It also waived the provisions of 199 IAC 1.9(6) that required the filing of a separate attached request for confidential treatment for this proceeding for Qwest.

**WRU-00-84-3518 (TCU-00-61) Vectren Communications Services, Inc.**

On December 5 Vectren filed to provide local exchange services. At the same time it requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The docket is pending.

**WRU-00-85-3475 Zone Telecom, Inc.**

On December 15 Zone filed a request for waiver of the rule that requires individual customer verification to change the customer's local or long distance provider. Zone had purchased The Furst Group, Inc., including Furst's customer base of 259 customers. Zone intended to continue to provide long distance service to those customers. The docket is pending.

**WRU-00-86-3427 (TCU-00-62) eVulcan, Inc., d/b/a beMANY!**

On December 18 eVulcan filed to provide local exchange services. It also requested waiver of the requirements to use a prescribed system of accounts, to keep its records in Iowa, and to publish a directory. The docket is pending.

**WRU-00-87-3057 Verizon Select Services Inc. and Bell Atlantic Communications Inc., d/b/a Verizon Long Distance**

On December 26 VSSI and VLD filed a request for waiver of the rule requiring individual customer verification to change the customer's local or long distance service. VSSI and VLD are wholly-owned subsidiaries of Verizon Communications. VSSI will be transferring its customers to VLD as part of a corporate restructuring. The docket is pending.

**WRU-00-88-272 (WRU-99-8-272, INU-00-3) U S West Communications, Inc., n/k/a Qwest Corporation**

On February 11 Qwest filed a petition asking the Board to determine that the provision of local directory assistance services in Iowa are subject to effective competition and should be deregulated. At

the same time Qwest filed a waiver of the requirement to file an accounting plan. The Board had previously waived the accounting plan requirements in Docket No. WRU-99-8-272 in anticipation of a Qwest filing to deregulate intraLATA directory assistance. The docket is pending.

## **Federal Agency Proceedings**

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### **Federal Communications Commission**

The IUB participates in FCC proceedings and gives comments to the FCC to encourage interstate regulatory policies that enhance effective competition in ways that benefit consumers and that recognize the needs of Iowa's telecommunications market.

The FCC granted the Board delegated authority to adopt number pooling in area codes 515 and 641 to conserve telephone numbering resources and to mitigate the need for future area code relief.

After urging by the Board and other state commissions, the FCC convened a Federal-State Joint Conference on deployment of advanced services. In April 2000 the Board and the Nebraska Public Service Commission served as co-hosts for the Midwestern Regional Field Hearing of the Joint Conference in South Sioux City, Nebraska. FCC Chairman William Kennard and Jo Anne Sanford, North Carolina Utilities Commission Chair, served as facilitators. Senator Bob Kerry of Nebraska and Congressman Tom Latham of Iowa attended. Panel topics centered on broadband, wireless, and telemedicine. Panelists from Iowa included Betsy Roe of the Governor's Strategic Planning Council, Patty Anderson, City of Hawarden, Lyle Korver, Orange City Communications, and Dr. Michael Kienzle from the University of Iowa. Chairman Allan Thoms acted as co-moderator for the wireless panel. Attendance was estimated at 350-400 people. Broadband site visits were made to the City of Hawarden and Orange City, Iowa. The Hawarden trip was to a central office and coax plant. The Orange City visit consisted of wireless demonstrations for telephone and internet access.

The Board commented in the following major rulemaking activities of the FCC.

CC-96-45	Federal-State Joint Board on Universal Service
CC-96-262	Access Charge Reform
CC-98-67	Telecommunications Relay Services and Speech-to-Speech Services for Individuals with Hearing and Speech Disabilities

### **Federal Energy Regulatory Commission**

The Board participated in protracted settlement negotiations concerning Kansas ad valorem taxes on the Northern Natural Gas Company system (Docket No. RP98-39). The negotiations ultimately led to a settlement that FERC approved on December 27, 2000. Iowa led a group of seven customer states that received refunds of more than \$50 million.

The Board became active in the development of the Midwest Independent Transmission System Operator (MISO), of which Alliant Energy has become a member. MISO intends to serve as the regional transmission operator for the Midwest.

The Board participated in several FERC dockets. In Docket ER01-312, Alliant's transmission rates were modified. In Docket EL99-92, MidAmerican transmission rates

were changed and FERC confirmed the Board's delineation of MidAmerican's transmission and distribution facilities.

### **U.S. Department of Transportation, Office of Pipeline Safety**

The Board filed comments in two federal pipeline safety rule makings.

Docket No. RSPA-99-6106: Pipeline Safety – Periodic Updates to Pipeline Safety Regulations (1999). The comments primarily compared the proposed changes to 49 CFR Part 192, the federal natural gas pipeline safety regulations, to a 1999 work product of a joint committee of the National Association of Pipeline Safety Representatives and American Gas Association which had identified a number of areas, some included in this rule making and some not, where Part 192 could be improved. The Board had a staff representative on this committee.

Docket No. RSPA-98-4957: Pipeline Safety – Revision of Natural Gas Transmission and Gathering Pipeline Incident and Annual Report Forms. The Board's comments identified areas where it was felt the format and content of the draft forms could be improved.



## **Court Cases**

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### **Iowa District Court**

#### ***Office of Consumer Advocate v. Iowa Utilities Board***

**Polk County No. AA-3557**

**(Docket No. FCU-99-3)**

On November 6, 2000, the Office of Consumer Advocate appealed the Board's orders in Docket No. FCU-99-3, Re: Sweckers vs. Midland Power Cooperative, to Polk County District Court. On December 1 Gregory and Beverly Swecker, the complainants in the Board docket, filed a motion to intervene and petition for judicial review of certain additional issues. The Board's orders found that certain provisions of Midland Power Cooperative's cogeneration tariff were in violation of Iowa Code § 476.21 because they unreasonably discriminated against customers because of the customers' intended use of renewable energy sources. Consumer Advocate challenged the Board's application of prior Iowa judicial decisions to determine that federal law preempts Iowa's alternate energy producer statute as applied to rural electric cooperatives. The Sweckers challenged those parts of the Board's orders that uphold provisions of the Midland cogeneration tariff relating to insurance, interconnection, and similar matters. No procedural schedule was set as of the end of 2000.

#### ***Rutherford, et al., v. Iowa Utilities Board***

**Marshall County No. CV3082-0699**

**(Docket No. E-21258)**

On June 17, 1999, Bradley Rutherford, et al., filed a petition for judicial review of the Board's decision granting IES Utilities Inc. a franchise to build an electric transmission line in Marshall County. Among other things, Mr. Rutherford challenged the line route selected by the Board. The Board's brief was filed March 17, 2000, and oral argument was held on June 26, 2000.

### **Iowa Supreme Court**

#### ***Keith E. Meyer v. Iowa Utilities Board***

**S. Ct. No. 99-1927; Scott County Nos. AA-93770, and AA-93886**

**(Docket No. SPU-98-8)**

On October 13, 1999, Keith Meyer appealed to the Iowa Supreme Court a District Court decision affirming the Board's denial of Mr. Meyer's request for rehearing in a reorganization proceeding before the Board. The Board denied the request for rehearing because Mr. Meyer was not a party to the reorganization proceeding. In addition, the District Court said that only parties to an agency proceeding may seek judicial review of the agency's underlying decision and therefore also dismissed Mr. Meyer's appeal of the Board's decision. That aspect of the District Court ruling was also appealed by Mr. Meyer to the Iowa Supreme Court. It was assigned to the Court of Appeals without oral argument. On September 30, 2000, the Court of Appeals found favorably for the Board that Mr. Meyers had exhausted his administrative remedies.

***MidAmerican Energy Company v. Iowa Utilities Board***

**S. Ct. No. 99-1529; Polk County Nos. AA-3173, AA-3195, AA-3196  
(Docket Nos. C-97-53, C-98-119, C-98-137)**

Three appeals by MidAmerican Energy Company of similar Board orders were consolidated by the Polk County District Court. Each Board order denied MidAmerican a request for formal complaint proceedings and required MidAmerican to interconnect with an alternate energy production facility (AEP) under a net billing arrangement. On August 24, 1999, the District Court reversed the Board and found that net billing arrangements were preempted by federal law. The Board and the Office of Consumer Advocate filed a joint appeal to the Iowa Supreme Court on September 22, 1999. The final Board brief was filed on August 18, 2000.

***North Star Steel v. Iowa Utilities Board***

**S. Ct. No. 99-0342; Polk County No. AA-3127  
(Docket No. DRU-98-1)**

On January 27, 1999, the District Court affirmed a declaratory ruling issued by the Board that found, among other things, that Iowa's exclusive electric service territory statutes (Iowa Code §§ 476.22 through 476.26) applied to generation, transmission, and distribution. North Star Steel appealed to the Iowa Supreme Court on February 25, 1999. The final brief was filed on October 8, 1999. Oral argument is anticipated in early 2001.

***S.E. Iowa Cooperative Electric Association v. Iowa Utilities Board***

**S. Ct. No. 99-1376; Henry County No. LALA010133  
(Docket Nos. E-21312, E-21313)**

On October 13, 1998, S.E. Iowa Cooperative filed a petition for judicial review of the Board's decision to grant Mt. Pleasant Municipal Utilities' petitions for franchise to erect transmission lines in Henry County, Iowa. The Board filed its responsive brief on May 26, 1999. Hearing and final submission occurred on June 7, 1999. The court issued a ruling on July 27, 1999, affirming the Board's decision and denying the appeal. S.E. Iowa Cooperative filed a notice of appeal on August 25, 1999. The Board filed its final Supreme Court brief on January 3, 2000.

**U. S. District Court – Southern District of Iowa**

***GTE v. Thoms, Dierenfeld, & George and AT&T***

**S.D. No. 4-97-CV-70118  
(Docket Nos. ARB-96-3, M-263)**

GTE Midwest Incorporated appealed on February 24, 1997, from a Board decision approving an interconnection agreement with AT&T. Numerous statutory and constitutional challenges were made to the interconnection agreement. Following a change in the law, the court ordered a limited remand on March 4, 1998. The Board completed the remand and returned the matter to the court on August 27, 1998. On September 21, 1998, the proceedings were stayed pending decisions by the Federal Communications Commission and the Eighth Circuit Court of Appeals on matters bearing on the case. The case was stayed throughout 1999. Voluntary stipulation of dismissal was filed on September 27, 2000, and made effective September 28, 2000.

## U.S. Court of Appeals – Eighth Circuit

*U S West Communications, Inc. v. Thoms, Boyd & George, AT&T, and MCI Metro Access Transmission, Inc.*

**8th Cir. No. 99-2589; S.D. IOWA No. 4-97-CV-70082**

**(Docket Nos. ARB-96-1, ARB-96-2)**

This is an appeal from a Board decision approving interconnection agreements with MCI and AT&T. U S West mounted numerous statutory and constitutional challenges to the interconnection agreements. At the request of the Board, due to a change in the law, the court ordered a limited remand on January 14, 1998. The Board's decision on remand was returned to court on May 15, 1998. After answers and briefing, oral argument was held and the case was submitted on November 16, 1998. On January 25, 1999, the court issued an order affirming some of the provisions of the interconnection agreements and remanding others. This was the same day the Supreme Court issued its opinion in AT&T v. Iowa Utilities Board, which had a significant impact on the order. On April 19, 1999, the court issued an order granting MCI's and AT&T's motion for reconsideration and amending the former judgment. U S West filed a notice of appeal to the Eighth Circuit on May 20, 1999. On July 14, 1999, the clerk granted U S West's unopposed motion to hold the appeal in abeyance, pending the Eighth Circuit Court's decision on the AT&T v. Iowa Utilities Board remand issues. The case continues to be held in abeyance pending the Supreme Court's decision on certiorary of the Eight Circuit's holding that the pricing methodology ordered by the Federal Communications Commission is unlawful.

## Assessments

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### Remainder Assessments for Fiscal Year 2000

#### Fiscal Year 2000 Expenditures

Utilities Division	\$ 5,678,689.67
Indirect Expenses	28,648.00
Administrative Services Expenses	164,153.29
<b>Total Assessable Base</b>	<b>5,871,490.96</b>

#### Fiscal Year 2000 Deductions

Direct Assessments	897,270.35
Pipeline Assessments	63,455.71
Electric Assessments	74,110.22
Federal OPS Reimbursement	172,421.23
Misc. Adjustments & Assessments	19,696.40
<b>Total Deductions</b>	<b>1,226,953.91</b>

**Fiscal Year 2000 Remainder Base** **\$ 4,644,537.05**

### 1999 Utility Revenues and 2000 Assessments

<b>Rate Regulated Utilities</b>	<b>1999 Revenues</b>	<b>Assessments</b>
Water Companies	\$ 20,396,790	\$ 27,640.31
Electric & Gas Companies	2,255,415,098	3,056,381.84
Gas Companies	102,183,716	138,472.27
Telephone Companies	486,203,998	658,869.88
Interexchange Telephone Companies	2,253,786	3,054.17
Rural Electric Cooperatives	18,040,835	24,447.69
Sub-total	\$ 2,884,494,223	\$ 3,908,866.16
<b>Non-Rate Regulated Utilities</b>		
Municipal Electric Companies	\$ 223,922,527	\$ 151,722.13
Municipal Gas Companies	8,363,934	5,667.11
Municipal Electric & Gas Companies	72,565,116	49,167.60
Rural Electric Cooperatives	475,114,389	321,921.00
Telephone Companies	192,548,522	130,464.19

	<b>1999 Revenues</b>	<b>Assessments</b>
Interexchange Telephone Companies	113,242,016	76,728.86
<b>Sub-total</b>	<b>1,085,756,504</b>	<b>735,670.89</b>
 <b>Total of All Utilities</b>	 <b>\$ 3,970,250,727</b>	 <b>\$ 4,644,537.05</b>

**Assessment Rates:**

Rate Regulated Utilities: \$.001355 or \$1.35 per \$1,000 of Assessable Revenue

Non-Rate Regulated Utilities: \$.000677 or \$.67 per \$1,000 of Assessable Revenue

## Direct Assessments

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### Schedule A

#### Direct Assessment Billings

Archer Daniels Midland	\$ 59.30
AT & T Communications	7,023.53
Frontier Communications of Iowa	47,107.40
GTE Midwest	3,010.79
IES Utilities	127,586.21
Interstate Power Company	155,535.57
Iowa Network Services	1,860.93
Iowa Telecom	21,641.67
Linn County REC	4,758.06
Louisa Development	2,115.89
MCI WorldCom	2,847.98
McLeod	3,597.02
MidAmerican Energy – Electric	204,958.89
MidAmerican Energy – Gas	69,161.51
Peoples Natural Gas Company	28,024.21
Sprint	690.54
Underwood Development	433.49
United Cities Gas Company	6,447.78
US WEST (Qwest)	210,409.58
<b>Total Direct Assessments</b>	<b>\$ 897,270.35</b>

### Schedule B

#### Pipeline Billings

Ag Processing	\$ 8.00
Alliance Pipeline	7,215.54
Amoco Pipeline Company	0.00
ANR Pipeline Company	4,910.50
Arcadian Corporation	6.00
Archer Daniels Midland	8.00
Bedford Municipal	25.50
Brighton Municipal Gas System	15.00

Lenox, City of	7.00
Corning Municipal Utility	20.00
Fairbank Municipal Utility	18.00
Heartland Pipeline Company	0.00
IES Utilities	4,355.15
Interstate Power Company	163.50
Kaneb Pipeline Operating Partnership	0.00
Kinder Morgan Operating LP	139.59
Lenox Municipal Gas Utility	42.00
Manning Municipal Gas Department	20.00
Mid-America Pipeline	2.00
MidAmerican Energy Company	3,091.80
Montezuma Municipal Utilities	37.50
Morning Sun Municipal Gas Utility	2.50
Moulton Municipal Gas System	6.00
Natural Gas Pipeline Company of America	13,105.00
Northern Plains Natural Gas	7,629.00
Northern Natural Gas Company	28,168.21
Peoples Natural Gas Company	351.00
Quantum Chemical Company	10.00
Sioux City Brick & Tile Company	4.00
United Cities Gas Company	69.00
US Gypsum Company	12.00
Wall Lake, City of	2,057.48
Wayland Municipal Gas Utility	11.00
Wellman Municipal Gas System	12.00
Williams Pipeline	2,582.95
Winfield Municipal Gas Utility	5.00
<b>Total Pipeline Billings</b>	<b>\$ 74,110.22</b>

## Schedule C

### Electric Docket Billings

Ames Municipal	\$ 243.29
Brooklyn Municipal	601.89
Central Iowa Power Cooperative	12,322.75
Corn Belt Power Cooperative	12,150.84
Dairyland Power Cooperative	921.18
Denison Municipal Utilities	0.00
Gowrie Municipal Utilities	0.00
IES Utilities	18,722.65

Independence Light & Power	0.00
Interstate Power Company	4,973.18
L & O Power Cooperative	673.91
MidAmerican Energy Company	8,312.86
Mt. Pleasant Utility	0.00
NE Missouri Electric	1,670.12
Northwest Iowa Power Cooperative.	1,340.72
Paullina Municipal	205.63
Storm Lake Power Partners	0.00
Union Electric d/b/a Amerenu	631.50
Webster City	685.19
<b>Total Electric Docket Billings</b>	<b>\$ 63,455.71</b>



## **Remainder Assessments**

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### ***Rate Regulated***

	<b>Calendar 1999 Revenues</b>	<b>FY 2000 Assessments</b>
<b>Water</b>		
Iowa-American Water Co.	\$ 20,396,790	\$ 27,640.31
<b>Electric &amp; Gas</b>		
Interstate Power Company	231,324,536	313,474.94
IES Utilities	756,736,174	1,025,476.29
MidAmerican Energy Company - Electric	907,500,543	1,229,781.68
MidAmerican Energy Company – Gas	359,853,845	487,648.93
<b>Natural Gas Companies</b>		
United Cities Gas	5,604,587	7,594.95
Peoples Natural Gas	96,579,129	130,877.32
<b>Rural Electric Cooperative</b>		
Linn County REC	18,040,835	24,447.69

### ***Nonrate Regulated Electric and Gas***

#### **Municipal Electric Companies**

Afton	437,812	296.65
Akron	589,019	399.10
Algona	5,396,281	3,656.33
Alta	697,381	472.52
Alta Vista	107,884	73.10
Alton	442,081	299.54
Ames	27,383,191	18,553.90
Anita	371,794	251.91
Anthon	314,004	212.76
Aplington	415,555	281.57
Atlantic	4,966,761	3,365.30
Auburn	122,160	82.77
Aurelia	463,358	313.96
Bancroft	684,606	463.87

	<b>Calendar 1999 Revenues</b>	<b>FY 2000 Assessments</b>
<b>Municipal Electric</b>		
Bellevue	1,331,745	902.34
Breda	248,919	168.66
Buffalo	322,894	218.78
Burt	236,563	160.29
Callender	160,201	108.55
Carlisle	1,148,995	778.52
Coggon	318,922	216.09
Corwith	209,091	141.67
Danville	338,837	229.58
Dayton	389,853	264.15
Denison	5,000,332	3,388.05
Denver	712,552	482.80
Dike	441,685	299.27
Durant	973,505	659.61
Dysart	571,559	387.27
Earlville	318,021	215.48
Eldridge	2,352,863	1,594.22
Ellsworth	444,337	301.07
Estherville	2,721,747	1,844.16
Farnhamville	246,509	167.03
Fonda	328,152	222.34
Fontanelle	288,612	195.55
Forest City	3,415,137	2,313.98
Fredericksburg	1,505,267	1,019.92
Glidden	404,247	273.90
Gowrie	526,405	356.67
Grafton	112,267	76.07
Grand Junction	444,020	300.85
Greenfield	1,792,474	1,214.52
Grundy Center	1,701,644	1,152.97
Guttenberg	1,053,719	713.96
Hinton	389,805	264.12
Hopkinton	299,525	202.95
Hudson	849,441	575.55
Independence	4,240,576	2,873.27

	<b>Calendar 1999 Revenues</b>	<b>FY 2000 Assessments</b>
<b>Municipal Electric Companies</b>		
Indianola	4,692,399	3,179.41
Keosauqua	871,221	590.31
Kimballton	130,122	88.17
La Porte City	856,773	580.52
Lake Mills	2,311,046	1,565.88
Lake View	897,445	608.08
Larchwood	328,461	222.55
Laurens	1,170,498	793.09
Lawler	198,434	134.45
Lehigh	170,730	115.68
Livermore	204,638	138.66
Long Grove	171,194	116.00
Mapleton	751,842	509.42
Maquoketa	3,717,124	2,518.59
Marathon	194,992	132.12
McGregor	452,467	306.58
Milford	1,722,504	1,167.11
Mount Pleasant	4,453,561	3,017.58
Muscatine	52,174,361	35,351.54
Neola	239,620	162.36
New Hampton	3,535,569	2,395.58
New London	1,093,289	740.77
Ogden	767,786	520.23
Onawa	1,545,438	1,047.14
Orange City	3,365,159	2,280.11
Orient	173,745	117.72
Panora	826,374	559.92
Paton	188,229	127.54
Paullina	417,257	282.72
Pella	11,078,609	7,506.48
Pocahontas	998,317	676.42
Primghar	502,264	340.32
Readlyn	271,080	183.67
Renwick	264,537	179.24
Rockford	523,617	354.78

	<b>Calendar 1999 Revenues</b>	<b>FY 2000 Assessments</b>
<b>Municipal Electric Companies</b>		
Sergeant Bluff	1,471,479	997.02
Shelby	224,171	151.89
Sibley	1,741,871	1,180.23
Spencer	6,230,885	4,221.83
Stanhope	254,061	172.14
Stanton	348,651	236.23
State Center	954,738	646.90
Story City	2,518,042	1,706.14
Stratford	362,779	245.81
Strawberry Point	635,993	430.93
Stuart	1,074,270	727.89
Sumner	912,826	618.50
Tennant	31,567	21.39
Traer	1,376,102	932.40
Villisca	501,162	339.57
Vinton	1,968,150	1,333.55
Waverly	6,885,937	4,665.67
Webster City	8,828,261	5,981.72
West Liberty	2,626,827	1,779.85
West Point	854,041	578.67
Westfield	74,460	50.45
Wilton	1,465,258	992.81
Winterset	2,922,434	1,980.14
Woolstock	165,552	112.17

**Municipal Gas Companies**

Allerton	854,205	578.78
Bedford	449,733	304.72
Brighton	161,895	109.69
Clearfield	90,147	61.08
Emmetsburg	1,369,932	928.23
Everly	239,750	162.45
Gilmore City	418,710	283.70
Guthrie Center	711,538	482.11

	<b>Calendar 1999 Revenues</b>	<b>FY 2000 Assessments</b>
<b>Municipal Gas Companies</b>		
Lineville	84,337	57.14
Lorimor	91,827	62.22
Morning Sun	227,929	154.44
Moulton	157,140	106.47
Prescott	74,766	50.66
Rolfe	223,845	151.67
Sac City	888,133	601.77
Titonka	132,509	89.78
Waukee	1,236,233	837.63
Wayland	345,015	233.77
Wellman	321,452	217.80
Winfield	284,838	193.00

#### **Municipal Electric and Gas Companies**

Bloomfield	2,768,992	1,876.17
Brooklyn	1,042,724	706.51
Cascade	1,302,194	882.32
Cedar Falls	23,632,126	16,012.37
Coon Rapids	1,995,387	1,352.00
Corning	1,248,182	845.72
Fairbank Municipal Electric	399,964	271.00
Fairbank Municipal Gas	233,399	158.14
Graettinger Municipal Gas	206,612	139.99
Graettinger Electric	397,278	269.18
Harlan	5,505,074	3,730.05
Hartley Municipal Electric	785,421	532.17
Hartley Municipal Gas	548,187	371.43
Hawarden	2,125,935	1,440.46
Lake Park	955,437	647.37
Lamoni	1,760,142	1,192.61
Lenox Municipal Electric	796,117	539.42
Lenox Municipal Gas	522,717	354.17
Manilla Municipal Electric	386,427	261.83
Manilla Municipal Gas	270,588	183.34

	<b>Calendar 1999 Revenues</b>	<b>FY 2000 Assessments</b>
<b>Municipal Electric and Gas Companies</b>		
Manning Municipal Electric	1,497,111	1,014.39
Manning Natural Gas	614,146	416.12
Montezuma Municipal Electric	1,400,361	948.84
Montezuma Municipal Gas	612,499	415.01
Osage	4,076,939	2,762.39
Preston Municipal Electric	416,392	282.13
Preston Municipal Gas	248,552	168.41
Remsen	1,066,256	722.46
Rock Rapids	2,084,658	1,412.49
Sabula	507,341	343.76
Sanborn Municipal Electric	732,992	496.65
Sanborn Municipal Gas	837,128	567.21
Sioux Center	5,587,805	3,786.10
Tipton Municipal Electric	1,898,362	1,286.26
Tipton Municipal Gas	895,351	606.66
Wall Lake	421,766	285.77
West Bend Electric	763,917	517.60
West Bend Gas	501,302	339.66
Whittemore	525,579	356.11
Woodbine Gas	343,738	232.90
Woodbine Electric	650,018	440.43

### **Rural Electric Cooperatives**

Allamakee-Clayton Electric Cooperative	8,815,501	5,973.08
Amana Society Service Company	4,440,413	3,008.67
Atchison-Holt Electric Cooperative	1,067,138	723.06
Boone Valley Electric Cooperative	223,953	151.74
Butler County Rural Electric Cooperative	9,598,594	6,503.67
Calhoun County Electric Cooperative	2,442,735	1,655.11
Cass Electric Cooperative	86,089	58.33
Central Iowa Power Cooperative	101,709,214	68,914.63
Chariton Valley Electric Cooperative	5,415,120	3,669.10
Clarke Electric Cooperative	6,200,867	4,201.49
Corn Belt Power Cooperative	49,457,394	33,510.61

	<b>Calendar 1999 Revenues</b>	<b>FY 2000 Assessments</b>
<b>Rural Electric Cooperatives</b>		
East-Central Iowa Rural Electric Cooperative	11,619,377	7,872.89
Eastern Iowa Light & Power Cooperative	42,637,004	28,889.35
Farmers Electric Cooperative Kalona	1,071,409	725.95
Farmers Elec. Cooperative, Greenfield	7,617,248	5,161.18
Federated Rural Electric Association	35,434	24.01
Franklin Rural Electric Cooperative	3,446,368	2,335.14
Freeborn-Mower Electric Cooperative	8,749	5.93
Glidden Rural Electric Cooperative	2,975,896	2,016.36
Grundy County Rural Electric Cooperative	4,217,077	2,857.34
Grundy Electric Cooperative	249,882	169.31
Guthrie County Rural Electric Cooperative	6,114,347	4,142.87
Hancock County Rural Electric Cooperative	3,371,310	2,284.28
Harrison County Rural Electric Cooperative	3,901,797	2,643.72
Hawkeye Tri-County Electric Cooperative	8,910,066	6,037.15
Heartland Power Cooperative	7,229,749	4,898.63
Humboldt County Rural Electric Cooperative	3,299,261	2,235.46
Iowa Lakes Electric Cooperative	19,012,490	12,882.20
L & O Power Cooperative	3,153,667	2,136.82
Lyon Rural Electric Cooperative	3,457,238	2,342.50
Maquoketa Valley Rural Electric Cooperative	16,902,920	11,452.83
Marshall County Rural Electric Cooperative	6,093,955	4,129.05
Midland Power Cooperative	15,662,992	10,612.70
Nishnabotna Valley Rural Electric Cooperative	5,508,256	3,732.20
Nobles Cooperative Electric Association	8,902	6.03
North West Rural Electric Cooperative	13,350,809	9,046.04
Northwest Iowa Power Cooperative	33,534,287	22,721.70
Osceola Electric Cooperative	1,948,251	1,320.07
Pella Cooperative Electric Association	3,780,032	2,561.22
Pleasant Hill Community Line	258,928	175.44
Rideta Electric Cooperative	3,491,006	2,365.38
S.E. Iowa Cooperative Electric Association	11,528,750	7,811.48
Sac County Rural Electric Cooperative	1,633,059	1,106.50
Southern Iowa Electric Cooperative	6,469,661	4,383.62
Southwest Iowa Service Cooperative	4,342,303	2,942.19
T. I. P. Rural Electric Cooperative	8,590,115	5,820.36

	<b>Calendar 1999 Revenues</b>	<b>FY 2000 Assessments</b>
<b>Rural Electric Cooperatives</b>		
Tri-County Electric Cooperative	113,459	76.88
United Electric Cooperative	548,099	371.37
Western Iowa Power Cooperative	7,175,872	4,862.12
Woodbury County Rural Electric Cooperative	3,997,841	2,708.80
Wright County Rural Electric Cooperative	8,389,505	5,684.44



## Remainder Assessments

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	Calendar 1999 Revenues	FY 2000 Assessments
<i>Rate Regulated Telephone</i>		
<b>Local Telephones</b>		
Frontier Communications of Iowa	31,988,998	43,349.27
GTE Midwest	125,818,000	170,499.81
US WEST Communications	328,397,000	445,020.80
<b>Interexchange Telephones</b>		
Evercom Systems	1,420,560	1,925.04
Gerlach Communications	50,941	69.03
Intellical Operators Services	316,430	428.80
Network Operator Services	61,133	82.84
One Call Communications, d/b/a OPTICOM	57,330	77.69
Pay Phones Unlimited	318,431	431.52
T-NETIX	28,961	39.25
<i>Nonrate Regulated Telephones</i>		
<b>Local Telephones</b>		
Ace Telephone	2,160,711	1,464.02
Alpine Communications, L.C.	3,785,405	2,564.86
Amana Colonies Telephone Company	978,109	662.73
Andrew Telephone Company	192,592	130.49
Arcadia Telephone Cooperative	249,351	168.95
AT&T Communications	167,238	113.31
Atkins Telephone Company	349,187	236.60
Ayrshire Farmers Mutual Telephone Company	323,508	219.20
Baldwin Nashville Telephone Company	185,521	125.70
Barnes City Cooperative Telephone Company	97,979	66.39
Bernard Telephone Company	416,527	282.22
Blue Earth Valley Telephone Company	34,605	23.45
Breda Telephone	733,479	496.98
Brooklyn Mutual Telephone Company	735,269	498.19
Burt Telephone Company	271,413	183.90
Butler Bremer Mutual Telephone Company	1,229,243	832.89

	<b>Calendar 1999 Revenues</b>	<b>FY 2000 Assessments</b>
<b>Local Telephones</b>		
Cascade Telephone Company	1,041,002	705.35
Casey Mutual Telephone Company	320,757	217.33
Center Junction Telephone Company	71,544	48.48
Central Scott Telephone Company	2,051,802	1,390.23
Century Telephone of Chester	72,719	49.27
CenturyTel of Postville	750,090	508.23
Citizens Mutual Telephone Company	2,416,753	1,637.51
City of Hawarden-HiTec	163,610	110.86
Clarence Telephone Company	506,446	343.15
Clarksville Telephone Company	494,672	335.17
Clear Lake Independent Telephone Company	3,280,826	2,222.97
C-M-L Telephone Cooperative	340,725	230.86
Colo Telephone Company	473,414	320.77
Coon Creek Telecommunications	66,255	44.89
Coon Creek Telephone Company	373,033	252.75
Coon Valley Cooperative Telephone	296,646	201.00
Coop. Telephone Exchange	226,838	153.70
Cooperative Telephone Company	712,946	483.07
Corn Belt Telephone Company	533,496	361.48
Cumberland Telephone Company	248,033	168.06
Danville Mutual Telephone Company	606,905	411.22
Defiance Telephone Company	160,795	108.95
Dixon Telephone Company	276,323	187.23
Dumont Telephone Company	368,501	249.68
Dunkerton Telephone Cooperative	421,651	285.70
East Buchanan Telephone Cooperative	936,625	634.62
Ellsworth Cooperative Telephone	456,917	309.59
Farmers & Businessmen's Mutual	765,272	518.52
Farmers & Merchants Mutual	448,509	303.89
Farmers Cooperative Telephone Company	728,919	493.89
Farmers Mutual Cooperative Telephone - Moulton	320,386	217.08
Farmers Mutual Cooperative Telephone – Shelby	1,170,382	793.01
Farmers Mutual Telephone Company - Jesup	1,080,383	732.03
Farmers Mutual Telephone Company - Shellsburg	922,381	624.97
Farmers Mutual Telephone Company - Stanton	574,284	389.11
Farmers Telephone Company - Batavia	262,456	177.83
Farmers Telephone Company - Essex	332,459	225.26
Farmers Telephone Company - Nora Springs	909,484	616.23
Farmers Telephone Company - Riceville	1,728,246	1,171.00

	<b>Calendar 1999 Revenues</b>	<b>FY 2000 Assessments</b>
<b>Local Telephones</b>		
Fenton Cooperative Telephone Company	123,133	83.43
FiberCom	116,407	78.87
Firstel	2,905,439	1,968.62
Forest City Telecom	380,186	257.60
Frontier Communications – Schuyler	371,661	251.82
Goldfield Access Network	61,398	41.60
Goldfield Telephone Company	336,217	227.81
Grand Mound Cooperative Telephone	295,498	200.22
Grand River Mutual Telephone	3,456,085	2,341.72
Griswold Cooperative Telephone Company	1,161,661	787.10
Hawkeye Telephone Company	288,775	195.66
Heart of Iowa Communications	214,702	145.47
Heart of Iowa Telecommunications Cooperative	382,608	259.24
Heartland Telecommunications Company of Iowa	5,701,222	3,862.95
Hills Telephone Company	922,603	625.12
Hospers Telephone Exchange	438,242	296.94
Hubbard Cooperative Telephone	349,154	236.57
Huxley Cooperative Telephone Company	1,213,134	821.98
IAMO Telephone Company	175,024	118.59
Interstate 35 Telephone Company	893,768	605.59
Jefferson Telephone Company	1,668,165	1,130.29
Jordan Soldier Valley Cooperative Telephone	148,699	100.75
Kalona Cooperative Telephone Company	1,219,256	826.13
Keystone Farmers Cooperative Telephone Company	716,635	485.57
La Motte Telephone Company	219,187	148.51
La Porte City Telephone Company	1,343,204	910.11
Laurel Telephone Company	199,133	134.93
LCI Int'l Telecom, d/b/a Qwest Comm. Services	4,013,027	2,719.09
Lehigh Valley Cooperative Telephone	1,054,400	714.42
Lone Rock Cooperative Telephone Company.	138,056	93.54
Lost Nation-Elwood Telephone Company	530,065	359.15
Lynnville Comm. Telephone Company	123,933	83.97
Mabel Cooperative Telephone Company.	561,382	380.37
Manilla Telephone Company	333,122	225.71
Marne & Elk Horn Telephone Company	683,059	462.82
Martelle Cooperative Telephone	122,159	82.77
Massena Telephone Company	296,627	200.98
MCI WorldCom Communications, Inc.	21,340,297	14,459.44
McLeod TeleManagement, Inc.	42,582,386	28,852.45

	<b>Calendar 1999 Revenues</b>	<b>FY 2000 Assessments</b>
<b>Local Telephones</b>		
Mechanicsville Telephone Co.	475,950	322.49
Mediapolis Telephone Co.	1,164,522	789.04
Mid-Iowa Telephone Coop. Assn.-Gilman	920,519	623.71
Miles Coop. Telephone Assn.	342,049	231.76
Miller Telephone Co.	45,438	30.79
Minburn Telecommunications	202,307	137.08
Minburn Telephone Company	294,440	199.50
Minerva Valley Telephone Company	481,118	325.99
Modern Cooperative Telephone Company	580,161	393.10
Montezuma Mutual Telephone Company	1,638,079	1,109.91
Mutual Telephone Company of Morning Sun	377,584	255.84
Mutual Telephone Company of Sioux Center	1,780,290	1,206.26
North English Cooperative Telephone Company	373,712	253.21
Northeast Iowa Telephone Company	970,408	657.51
Northern Iowa Telephone Company	1,427,655	967.33
Northwest Iowa Telephone Company	2,675,241	1,812.65
Northwest Telephone Cooperative	886,039	600.35
Norway Rural Telephone Company	410,558	278.18
Ogden Telephone Company	861,945	584.02
Olin Telephone Company	473,514	320.84
Onslow Cooperative Telephone	242,671	164.43
Oran Mutual Telephone Company	208,073	140.98
Palmer Mutual Telephone Company	200,591	135.91
Palo Cooperative Telephone	211,203	143.10
Panora Cooperative Telephone	937,116	634.96
Peoples Telephone Company	463,370	313.96
Prairie Telephone Company	573,261	388.42
Prairieburg Telephone Company	120,931	81.94
Preston Telephone Company	749,338	507.73
Qwest Communications	949,516	643.36
Radcliffe Telephone Company	324,985	220.20
Readlyn Telephone Company	550,585	373.06
Ringsted Telephone Company	225,333	152.68
River Valley Telephone Cooperative	463,097	313.78
Rockwell Cooperative Telephone	805,633	545.87
Royal Telephone Company	216,922	146.98
Ruthven Telephone Exchange Company	408,808	276.99
Sac County Mutual Telephone Company	611,638	414.42
Schaller Telephone Company	1,080,149	731.87

	<b>Calendar 1999 Revenues</b>	<b>FY 2000 Assessments</b>
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**Local Telephones**

Scranton Telephone Company	309,130	209.46
Searsboro Telephone Company	286,053	193.82
Sharon Telephone Company	463,788	314.25
Shell Rock Telephone Company	517,535	350.66
South Central Communications	1,234,402	836.39
South Slope Cooperative Telephone	3,893,462	2,638.07
Southwest Telephone Exchange	440,392	298.39
Springville Cooperative Telephone	444,051	300.87
Stratford Mutual Telephone Company	381,324	258.37
Sully Telephone	553,248	374.86
Superior Telephone Cooperative	92,662	62.78
Swisher Telephone Company	341,622	231.47
Templeton Telephone Company	248,324	168.26
Terril Telephone Company	262,454	177.83
Titonka Telephone Company	268,459	181.90
United Farmers Telephone Company	417,906	283.16
Van Buren Telephone Company	1,477,507	1,001.11
Van Horne Coop. Telephone Co. and BLT Local Transport Group	366,096	248.05
Ventura Telephone Company	255,514	173.13
Villisca Farmers Telephone Company	577,634	391.38
Walnut Telephone Company	460,099	311.75
Webb Dickens Telephone	375,188	254.21
Webster Calhoun Cooperative Telephone	5,183,041	3,511.85
Wellman Cooperative Telephone	704,276	477.19
West Iowa Telephone Company	2,690,330	1,822.87
West Liberty Telephone, d/b/a Liberty Comm.	1,814,402	1,229.38
Western Iowa Telephone	1,745,474	1,182.67
Westside Independent Telephone Company	236,073	159.95
Wilton Telephone Company	1,190,673	806.76
Winnebago Cooperative Telephone	3,258,259	2,207.68
Woolstock Mutual Telephone	124,239	84.18
Wyoming Mutual Telephone Company	307,825	208.57

**Interexchange Telephones**

Affinity Corporation	114,849	77.82
Ameritech Communications International	101,449	68.74
Brooklyn Communications	154,465	104.66
Business Discount Plan	153,662	104.12

	<b>Calendar 1999 Revenues</b>	<b>FY 2000 Assessments</b>
<b>Interexchange Telephones</b>		
Cable & Wireless USA	331,808	224.82
Combined Billing	134,612	91.21
CommuniGroup of K.C., d/b/a CGI	164,322	111.34
GE Capital Communication Services	208,726	141.43
IADA Services	1,773,903	1,201.94
Incomnet Communications	85,661	58.04
Iowa Network Services	9,967,873	6,753.88
Local Long Distance, d/b/a Local Alliance Network	451,039	305.61
MCI f/k/a Touch 1 Long Distance	63,151	42.79
MCI WorldCom Network Services	16,923,310	11,466.65
MCI WorldCom, f/k/a Teleconnect Long	60,498,362	40,991.39
Norstan Network Services	151,915	102.93
OneStar Long Distance	417,902	283.16
Phoenix Network	68,488	46.41
Premiere Communications, d/b/a Premiere Enhanced Calling	59,166	40.09
Primus Telecommunications	86,581	58.66
Sprint Communications	14,665,345	9,936.73
The Furst Group	74,465	50.45
Touch 1 Communications	399,313	270.75
Transcommunications	58,993	39.97
TSC Payphone	153,785	104.20
TTI National	599,000	405.86
UniDial Communications	424,917	287.91
Universal Communications of Allison	487,373	330.23
VarTec Telecom	2,738,545	1,855.54
WCTA Long Distance	317,561	215.17
Webster-Calhoun Long Distance	1,350,162	914.82
WinStar Wireless	61,313	41.54
<b>Fiscal Year 2000</b>		
<b>Total Remainder Assessment</b>	<b>3,970,250,727</b>	<b>4,644,537.05</b>

## Dual Party Assessments

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	Dual Party 1999 Revenues Reported	Dual Party Calendar 1999 Revenue	Fiscal 2000 Dual Party Assessment
AT&T Communications	Inter	\$92,888,161	\$147,924.98
AT&T Communications	Local	167,238	192.15
Ace Telephone	Inter	1,557,980	2,481.09
Ace Telephone	Local	753,903	866.22
Affinity	Inter	114,849	182.90
Alpine Communications	Inter	588,222	936.75
Alpine Communications	Local	3,956,414	4,545.82
Amana Colonies Telephone	Local	1,116,816	1,283.19
Ameritech Communications	Inter	101,449	161.56
AmeriVision Communications	Inter	489,592	779.68
Andrew Telephone	Local	200,858	230.78
Arcadia Telephone Cooperative	Local	263,154	302.36
Atkins Cooperative Telephone	Inter	2,628	4.19
Atkins Cooperative Telephone	Local	361,422	415.27
Ayrshire Farmers Mutual	Inter	286,503	456.26
Ayrshire Farmers Mutual	Local	59,449	68.31
Baldwin-Nashville Telephone	Local	195,716	224.87
Barnes City Cooperative Telephone	Local	102,001	117.20
Bernard Telephone	Local	441,336	507.08
Blue Earth Valley	Inter	25,840	41.15
Blue Earth Valley	Local	15,342	17.63
Breda Telephone Corp.	Local	812,395	933.42
Broadwing Comm, f/ka/ Eclipse	Inter	1,889,825	3,009.56
Broadwing Telecommunications, f/k/a IXC	Inter	486,790	775.22
Brooklyn Communications	Inter	154,465	245.99
Brooklyn Mutual Telephone	Local	755,030	867.51
Budget Call Long Distance	Inter	144,221	229.67
Burt Telephone	Local	302,927	348.06
Business Discount Plan	Inter	153,662	244.71
Butler-Breemer Mutual Telephone	Local	1,323,757	1,520.96
C L Tel Long Distance	Inter	611,016	973.05
Cable & Wireless USA	Inter	331,808	528.41
Cascade Telephone Company	Local	1,130,092	1,298.45

	<b>Dual Party 1999 Revenues Reported</b>	<b>Dual Party Calendar 1999 Revenue</b>	<b>Fiscal 2000 Dual Party Assessment</b>
Casey Mutual Telephone Company	Local	338,601	389.04
Center Junction Telephone Company	Local	76,351	87.73
Central Scott Telephone Company	Local	2,210,179	2,539.44
CenturyTel of Chester	Inter	50,022	79.66
CenturyTel of Chester	Local	22,697	26.08
CenturyTel of Postville	Inter	130,028	207.07
CenturyTel of Postville	Local	620,062	712.44
Citizens Mutual Telephone	Inter	225,163	358.57
Citizens Mutual Telephone	Local	2,844,045	3,267.74
City of Hawarden-HiTec	Inter	100,631	160.26
City of Hawarden-HiTec	Local	111,818	128.48
Clarence Telephone	Local	539,087	619.40
Clarkville Telephone	Local	529,730	608.65
Clear Lake Independent Telephone	Inter	2,009,769	3,200.57
Clear Lake Independent Telephone	Local	2,164,128	2,486.53
C-M-L Telephone Cooperative	Local	369,020	423.99
Colo Telephone Company	Inter	431,550	687.25
Colo Telephone Company	Local	134,441	154.47
Combined Billing	Inter	79,422	126.48
Combined Billing	Local	55,190	63.41
Comdata Telecomm Services	Inter	63,190	100.63
CommuniGroup of KC, d/b/a/CGI	Inter	164,322	261.68
Complete Communication Services	Inter	87,232	138.92
Complete Communication Services	Local	22,377	25.71
Consolidated Billing	Inter	122,705	195.41
Coon Creek Telecommunications	Local	71,269	81.89
Coon Creek Telephone	Inter	21,775	34.68
Coon Creek Telephone	Local	404,663	464.95
Coon Valley Cooperative Telephone	Inter	4,898	7.80
Coon Valley Cooperative Telephone	Local	327,757	376.58
Cooperative Telephone Exchange	Inter	123,963	197.41
Cooperative Telephone Exchange	Local	102,875	118.20
Cooperative Telephone Company	Local	825,228	948.17
Corn Belt Telephone	Local	633,674	728.08
Crystal Communications-Hickory Tech	Inter	492,569	784.42
Crystal Communications-Hickory Tech	Local	14,359	16.50



	<b>Dual Party 1999 Revenues Reported</b>	<b>Dual Party Calendar 1999 Revenue</b>	<b>Fiscal 2000 Dual Party Assessment</b>
Cumberland Telephone	Local	278,864	320.41
Danville Mutual Telephone	Local	654,647	752.17
Defiance Telephone Company	Local	168,499	193.60
Destia Communications, n/k/a Viatel Services	Inter	195,138	310.76
Dixon Telephone	Local	289,507	332.64
Dumont Telephone Company	Inter	75,336	119.97
Dumont Telephone Company	Local	577,856	663.94
Dunkerton Telephone Cooperative	Local	478,063	549.28
East Buchanan Telephone Cooperative	Local	1,020,583	1,172.62
Electric Lightwave	Inter	84,978	135.33
Ellsworth Cooperative Telephone	Inter	428,404	682.24
Ellsworth Cooperative Telephone	Local	145,360	167.02
ETCLD	Inter	53,340	84.94
Evercom Systems	Inter	1,420,560	2,262.25
Excel Telecommunications	Inter	3,930,635	6,259.56
Fenton Cooperative Telephone	Local	143,524	164.91
FiberCom	Local	123,022	141.35
FIRSTEL	Inter	1,872,278	2,981.61
FIRSTEL	Local	1,033,161	1,187.08
Farmers & Bus. Telephone Company	Local	813,318	934.48
Farmers & Merchants Mutual Telephone	Inter	11,940	19.01
Farmers & Merchants Mutual Telephone	Local	538,333	618.53
Farmers Cooperative Telephone	Local	762,465	876.05
Farmers Mutual Coop. Telephone - Moulton	Local	337,742	388.06
Farmers Mutual Coop. Telephone-Harlan	Local	1,247,122	1,432.91
Farmers Mutual Telephone - Jesup	Local	1,183,210	1,359.48
Farmers Mutual Telephone - Shellsburg	Inter	20,136	32.07
Farmers Mutual Telephone - Shellsburg	Local	1,048,507	1,204.71
Farmers Mutual Telephone - Stanton	Inter	544,720	867.47
Farmers Mutual Telephone - Stanton	Local	153,391	176.24
Farmers Telephone Company - Batavia	Local	267,845	307.75
Farmers Telephone Company - Essex	Local	356,694	409.83
Farmers Telephone Company - Nora Springs	Local	1,820,958	2,092.24
Farmers Telephone Company - Riceville	Local	962,305	1,105.66
FMTC Long Distance	Inter	300,484	478.52
Forest City Telecom	Inter	252,784	402.56

	<b>Dual Party 1999 Revenues Reported</b>	<b>Dual Party Calendar 1999 Revenue</b>	<b>Fiscal 2000 Dual Party Assessment</b>
Forest City Telecom	Local	146,498	168.32
Frontier Communications - Schuyler	Inter	174,833	278.42
Frontier Communications - Schuyler	Local	196,828	226.15
Frontier Communications	Local	27,278,773	31,342.64
Frontier Long Distance	Inter	320,363	510.18
GE Capital Communication	Inter	208,726	332.40
Gerlach Communications	Inter	6,227	9.92
Gerlach Communications	Local	44,714	51.38
Global Crossing Bandwidth	Inter	3,032,619	4,829.46
Global Crossing Telecommunications	Inter	8,805,067	14,022.12
Goldfield Access Network	Local	63,808	73.31
Goldfield Telephone Company	Local	362,175	416.13
Grand Mound Cooperative Telephone	Local	308,201	354.12
Grand River Mutual Telephone	Local	3,812,824	4,380.84
Griswold Cooperative Telephone	Local	1,258,671	1,446.18
GTE Communications f/k/a GTE Card Service	Inter	6,429,043	10,238.29
Hawkeye Telephone Company	Local	330,739	380.01
Heart of Iowa Communications	Inter	247,092	393.50
Heart of Iowa Communications	Local	242,788	278.96
Heart of Iowa Telecommunications	Local	498,478	572.74
Heartland Telecommunications of Iowa	Local	6,837,828	7,856.50
Hertz Technologies	Inter	392,258	624.67
Hills Telephone	Inter	735,821	1,171.80
Hills Telephone	Local	573,568	659.02
Hospers Telephone Exchange	Inter	240,292	382.67
Hospers Telephone Exchange	Local	323,831	372.07
Hubbard Cooperative Telephone	Local	372,903	428.46
Huxley Cooperative Telephone	Inter	1,010,702	1,609.55
Huxley Cooperative Telephone	Local	319,597	367.21
IADA Services	Inter	1,773,903	2,824.95
IAMO Telephone	Inter	653	1.04
IAMO Telephone	Local	185,544	213.19
Incomnet Communications	Inter	85,661	136.42
Intellical Operators	Inter	316,430	503.92
Intermedia Communications	Inter	80,392	128.02
Interstate 35 Telephone	Local	947,722	1,088.91

	<b>Dual Party 1999 Revenues Reported</b>	<b>Dual Party Calendar 1999 Revenue</b>	<b>Fiscal 2000 Dual Party Assessment</b>
Inter-Tel NetSolutions	Inter	78,858	125.58
Iowa Network Services	Inter	39,550,941	62,985.12
Iowa Telecommunications	Inter	53,189,000	84,703.82
Iowa Telecommunications	Local	75,964,000	87,280.78
Jefferson Telephone	Local	2,854,392	3,279.63
Jordan-Soldier Valley Cooperative	Inter	105,951	168.73
Jordan-Soldier Valley Cooperative	Local	42,748	49.12
Kalona Cooperative Telephone	Inter	1,546	2.46
Kalona Cooperative Telephone	Local	1,339,989	1,539.61
Keystone Farmers Cooperative Telephone	Local	723,597	831.40
La Motte Telephone	Local	231,735	266.26
La Porte City Telephone	Local	1,396,302	1,604.32
Laurel Telephone	Local	204,995	235.53
LCI International Telecom, d/b/a Qwest	Inter	4,013,027	6,390.77
Lehigh Valley Cooperative Telephone	Inter	888,247	1,414.54
Lehigh Valley Cooperative Telephone	Local	389,792	447.86
Link Communications	Inter	73,550	117.13
Local Long Distance	Inter	451,039	718.28
Lone Rock Cooperative Telephone	Local	159,333	183.07
Long Distance Wholesale	Inter	177,892	283.29
Lost Nation-Elwood Telephone	Local	629,544	723.33
Lynnville Comm. Telephone	Local	123,933	142.40
Mabel Cooperative Telephone	Inter	229,764	365.90
Mabel Cooperative Telephone	Local	331,618	381.02
Manilla Telephone Company	Local	349,570	401.65
Marne & Elk Horn Telephone	Inter	559,001	890.21
Marne & Elk Horn Telephone	Local	124,058	142.54
Martelle Cooperative Telephone	Local	133,363	153.23
Massena Telephone Company	Local	382,877	439.92
McLeod Telemanagement	Inter	33,870,143	53,938.42
McLeod Telemanagement	Local	42,582,386	48,926.12
MCI WorldCom, f/k/a WorldCom Tech	Inter	21,340,297	33,984.56
MCI WorldCom Network Services	Inter	16,923,310	26,950.48
MCI WorldCom-Teleconnect	Inter	3,998,364	6,367.42
MCI TeleCom	Inter	56,499,998	89,976.60
MCI WorldCom-TTI	Inter	599,000	953.91

	<b>Dual Party 1999 Revenues Reported</b>	<b>Dual Party Calendar 1999 Revenue</b>	<b>Fiscal 2000 Dual Party Assessment</b>
Mechanicsville Telephone	Local	517,167	594.21
Mediapolis Telephone	Local	1,240,469	1,425.27
Mid-Iowa Long Distance	Inter	121,637	193.71
Mid-Iowa Telephone Cooperative-Gilman	Local	983,067	1,129.52
Miles Cooperative Telephone	Local	363,708	417.89
Miller Telephone	Local	49,640	57.04
Minburn Telecommunications	Local	217,413	249.80
Minburn Telephone	Local	314,690	361.57
Minerva Valley Telephone	Inter	1,734	2.76
Minerva Valley Telephone	Local	502,080	576.88
Modern Cooperative Telephone	Local	648,311	744.89
Montezuma Mutual Telephone	Inter	1,303,932	2,076.52
Montezuma Mutual Telephone	Local	363,315	417.44
Mutual Telephone Company of Morning Sun	Local	412,913	474.43
Mutual Telephone Company of Sioux Center	Local	2,290,008	2,631.16
Net-Tel Corporation	Inter	529,875	843.83
Network Opeator Services	Inter	61,133	97.35
Norlight Telecommunications	Inter	588,474	937.15
Norstan Network Services	Inter	151,915	241.93
North English Cooperative Telephone	Local	409,246	470.21
Northeast Iowa Telephone	Inter	603,810	961.57
Northeast Iowa Telephone	Local	738,035	847.98
Northern Iowa Telephone Company	Local	1,607,558	1,847.04
Northwest Iowa Telephone	Inter	1,649,252	2,626.44
Northwest Iowa Telephone	Local	1,086,809	1,248.72
Northwest Telephone Cooperative	Inter	665,258	1,059.43
Northwest Telephone Cooperative	Local	310,373	356.61
Norway Rural Telephone	Local	461,730	530.52
NOS Communications	Inter	360,933	574.79
NOS Communications-NOSVA	Inter	598,686	953.41
Ogden Telephone	Local	944,879	1,085.64
Olin Telephone	Local	523,852	601.89
One Call Comm, d/b/a Opticom	Inter	57,330	91.30
One Star Long Distance	Inter	417,902	665.51
Onslow Coop Telephone	Local	249,908	287.14
OPEX Communications	Inter	147,735	235.27

	<b>Dual Party 1999 Revenues Reported</b>	<b>Dual Party Calendar 1999 Revenue</b>	<b>Fiscal 2000 Dual Party Assessment</b>
Oran Mutual Telephone	Inter	3,956	6.30
Oran Mutual Telephone	Local	219,264	251.93
Palmer Mutual Telephone	Local	209,362	240.55
Palo Cooperative Telephone	Local	344,910	396.29
Panora Cooperative Telephone	Local	1,069,075	1,228.34
Pay Phones Unlimited	Inter	168,397	268.17
Pay Phones Unlimited	Local	332,041	381.51
Peoples (Care of New Ulm)	Local	557,984	641.11
Phoenix Network	Inter	68,488	109.07
Prairie Telephone	Local	605,960	696.23
Prairieburg Telephone	Local	127,063	145.99
Premiere Comm-Premiere Calling	Inter	59,166	94.22
Preston Telephone	Local	797,448	916.25
Primus Telecommunications	Inter	86,581	137.88
QWEST	Inter	41,574,000	66,206.86
QWEST	Local	356,221,000	409,289.20
Qwest Communications	Inter	949,516	1,512.11
Radcliffe Telephone	Local	350,843	403.11
Readlyn Telephone	Inter	21,597	34.39
Readlyn Telephone	Local	576,988	662.95
Ringsted Telephone	Local	230,855	265.25
River Valley Telephone Cooperative	Local	514,271	590.88
Rockwell Cooperative Telephone	Inter	704,142	1,121.35
Rockwell Cooperative Telephone	Local	264,348	303.73
Rolling Hills Comm	Inter	59,302	94.44
Royal Telephone	Local	242,197	278.28
RRV Enterprises-Consumer Access	Inter	76,986	122.60
RSLCOM USA-Westinghouse Comm.	Inter	273,163	435.01
Ruthven Telephone Exchange	Local	461,655	530.43
Sac County Mutual Telephone	Local	673,848	774.23
Schaller Telephone	Local	1,083,197	1,244.57
Scranton Telephone	Local	331,932	381.38
Searsboro Telephone	Local	299,286	343.87
Sharon Telephone	Inter	11,755	18.72
Sharon Telephone	Local	580,930	667.47
Shell Rock Telephone	Inter	386,813	616.00

	<b>Dual Party 1999 Revenues Reported</b>	<b>Dual Party Calendar 1999 Revenue</b>	<b>Fiscal 2000 Dual Party Assessment</b>
Shell Rock Telephone	Local	219,268	251.93
South Central Communications	Local	1,349,261	1,550.27
South Slope Cooperative Telephone	Local	4,962,854	5,702.20
Southwest Telephone Exchange	Local	465,882	535.29
Springville Cooperative Telephone	Local	480,288	551.84
Sprint Communications	Inter	14,665,345	23,354.65
Stratford Mutual Telephone	Local	389,062	447.02
Sully Telephone Assn.	Local	601,037	690.58
Superior Telephone Cooperative	Local	99,861	114.74
Swisher Telephone	Local	350,928	403.21
Talk.Com Holding d/b/a Tel-Save	Inter	532,235	847.59
TCG Omaha	Inter	408,571	650.65
Teleglobe (Telco d/b/a Dial & Save)	Inter	599,509	954.72
TeleHub Network Services	Inter	99,923	159.13
Templeton Telephone	Local	263,932	303.25
Terril Telephone	Local	285,746	328.32
The Furst Group	Inter	74,465	118.59
Titonka Telephone	Local	293,136	336.81
T-Netix	Inter	263,165	419.09
Touch 1 Communications	Inter	399,313	635.91
Touch 1 Long Distance	Inter	63,151	100.57
Transcommunicatins	Inter	58,993	93.95
TSC Payphone Corp	Local	153,785	176.70
UniDial Communications	Inter	424,917	676.68
United Farmers Telephone	Inter	320,509	510.41
United Farmers Telephone	Local	97,397	111.91
Universal Comm of Allison	Inter	41,043	65.36
Universal Comm of Allison	Local	516,690	593.66
Van Buren Telephone	Local	1,602,892	1,841.68
Van Horne Cooperative Telephone & BLT	Local	395,486	454.40
Van Horne Cooperative Telephone & BLT	Inter	47,996	76.43
VarTec-Clear Choice	Inter	2,738,545	4,361.15
Ventura Telephone	Inter	161,784	257.64
Ventura Telephone	Local	173,213	199.02
Villisca Farmers Telephone	Local	588,600	676.29
Walnut Telephone	Local	497,743	571.89

	<b>Dual Party 1999 Revenues Reported</b>	<b>Dual Party Calendar 1999 Revenue</b>	<b>Fiscal 2000 Dual Party Assessment</b>
WCTA Long Distance	Inter	317,561	505.72
Webb-Dickens Telephone	Local	432,616	497.07
Webster-Calhoun Cooperative Telephone	Local	5,523,894	6,346.82
Webster-Calhoun Long Distance	Inter	1,350,162	2,150.14
Wellman Cooperative Telephone	Inter	35,279	56.18
Wellman Cooperative Telephone	Local	765,602	879.66
West Iowa Telephone	Local	3,019,475	3,469.30
West Liberty d/b/a Liberty Communications	Local	2,175,700	2,499.83
Western Iowa Telephone	Inter	1,607,389	2,559.78
Western Iowa Telephone	Local	327,920	376.77
Westside Independent Telephone	Local	247,965	284.91
Wilton Telephone	Local	1,190,673	1,368.05
Winnebago Cooperative Telephone	Inter	2,115,199	3,368.47
Winnebago Cooperative Telephone	Local	1,538,230	1,767.39
WinStar Wireless	Inter	52,462	83.55
WinStar Wireless	Local	8,851	10.17
Woolstock Mutual Telephone Assn.	Local	128,807	148.00
Working Assets Long Distance	Inter	177,628	282.87
Wyoming Mutual Telephone	Local	325,616	374.12
<b>Total Fiscal Year 2000 Billings</b>		<b>\$ 1,068,445,742</b>	<b>\$ 1,426,228.29</b>

## Energy Centers Assessments

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	<b>Calendar 1998 Revenue</b>	<b>Energy Center</b>	<b>Global Warming</b>	<b>FY 2000 Assessments</b>
<b>Rate Regulated</b>				
Interstate Power Company	248,872,143	211,541	37,331	248,872
IES Utilities	732,500,443	622,626	109,875	732,501
MidAmerican Energy - Electric	920,572,397	782,487	138,086	920,573
MidAmerican Energy - Gas	336,351,489	285,898	50,453	336,351
United Cities Gas	5,132,721	4,363	770	5,133
Peoples Natural Gas	94,112,367	79,995	14,117	94,112
<b>Municipal Electric and Gas</b>				
Afton	439,749	374	66	440
Akron	722,346	614	108	722
Algona	4,978,103	4,231	747	4,978
Allerton	719,919	612	108	720
Alta	659,773	561	99	660
Alta Vista	118,466	100	18	118
Alton	419,700	357	63	420
Ames	26,337,173	22,386	3,951	26,337
Anita	373,731	318	56	374
Anthon	330,202	281	49	330
Aplington	370,130	315	55	370
Atlantic	4,557,747	3,874	684	4,558
Auburn	121,211	103	18	121
Aurelia	477,104	405	72	477
Bancroft	645,893	549	97	646
Bedford	444,901	378	67	445
Bellevue	1,270,299	1,080	190	1,270
Bloomfield	3,003,104	2,553	450	3,003
Breda	256,151	218	38	256
Brighton	162,275	138	24	162
Brooklyn	1,031,018	876	155	1,031



	<b>Calendar 1998 Revenue</b>	<b>Energy Center</b>	<b>Global Warming</b>	<b>FY 2000 Assessments</b>
<b>Municipal Electric and Gas</b>				
Buffalo	316,801	269	48	317
Burt	233,210	198	35	233
Callender	163,426	139	24	163
Carlisle	1,172,537	997	176	1,173
Cascade	1,250,666	1,063	188	1,251
Cedar Falls	23,012,044	19,559	3,452	23,011
Clearfield	82,096	70	12	82
Coggon	328,871	280	49	329
Coon Rapids	1,504,392	1,278	226	1,504
Corning	1,339,404	1,138	201	1,339
Corwith	182,166	155	27	182
Danville	336,764	286	51	337
Dayton	362,495	308	54	362
Denison	4,923,605	4,185	739	4,924
Denver	692,492	588	104	692
Dike	447,451	380	67	447
Durant	949,375	807	142	949
Dysart	652,826	555	98	653
Earlville	315,451	268	47	315
Eldridge	2,381,573	2,025	357	2,382
Ellsworth	474,519	404	71	475
Emmetsburg	1,305,920	1,110	196	1,306
Estherville	2,682,433	2,280	402	2,682
Everly	286,492	243	43	286
Fairbank	628,875	535	94	629
Farnhamville	259,408	220	39	259
Fonda	326,442	277	49	326
Fontanelle	283,534	241	43	284
Forest City	3,399,536	2,890	510	3,400
Fredericksburg	1,420,104	1,207	213	1,420
Gilmore City	384,556	327	58	385
Glidden	403,928	343	61	404
Gowrie	547,251	465	82	547
Graettinger	605,735	515	91	606

	<b>Calendar 1998 Revenue</b>	<b>Energy Center</b>	<b>Global Warming</b>	<b>FY 2000 Assessments</b>
<b>Municipal Electric and Gas</b>				
Grafton	119,250	101	18	119
Grand Junction	468,056	398	70	468
Greenfield	1,728,917	1,470	259	1,729
Grundy Center	1,668,340	1,418	250	1,668
Guthrie Center	636,557	541	96	637
Guttenberg	1,061,281	902	159	1,061
Harlan	5,120,296	4,352	768	5,120
Hartley	1,293,542	1,100	194	1,294
Hawarden	2,201,759	1,872	330	2,202
Hinton	382,529	326	57	383
Hopkinton	326,963	278	49	327
Hudson	863,234	734	129	863
Independence	4,059,766	3,451	609	4,060
Indianola	4,748,217	4,036	712	4,748
Keosauqua	897,618	763	135	898
Kimballton	128,376	109	19	128
La Porte City	885,263	752	133	885
Lake Mills	2,020,824	1,718	303	2,021
Lake Park	962,409	818	144	962
Lake View	903,995	768	136	904
Lamoni	1,746,634	1,485	262	1,747
Larchwood	325,759	277	49	326
Laurens	899,945	765	135	900
Lawler	189,652	162	28	190
Lehigh	173,677	148	26	174
Lenox	1,274,691	1,084	191	1,275
Lineville	86,223	73	13	86
Livermore	215,165	183	32	215
Long Grove	191,111	162	29	191
Lorimor	90,568	77	14	91
Manilla	597,003	507	90	597
Manning	2,239,579	1,904	336	2,240
Mapleton	749,872	638	112	750
Maquoketa	4,336,641	3,686	651	4,337

	<b>Calendar 1998 Revenue</b>	<b>Energy Center</b>	<b>Global Warming</b>	<b>FY 2000 Assessments</b>
<b>Municipal Electric and Gas</b>				
Marathon	249,484	212	37	249
McGregor	429,975	366	64	430
Milford	1,453,397	1,235	218	1,453
Montezuma	1,907,525	1,622	286	1,908
Morning Sun	220,327	187	33	220
Moulton	178,678	152	27	179
Mount Pleasant	4,365,610	3,711	655	4,366
Muscatine	40,890,285	34,762	6,134	40,896
Neola	242,420	206	36	242
New Hampton	3,438,895	2,923	516	3,439
New London	1,287,877	1,095	193	1,288
Ogden	881,642	750	132	882
Onawa	1,484,762	1,262	223	1,485
Orange City	3,124,651	2,656	469	3,125
Orient	161,794	138	24	162
Osage	3,814,165	3,242	572	3,814
Panora	792,068	673	119	792
Paton	184,737	157	28	185
Paullina	421,230	358	63	421
Pella	11,653,085	9,905	1,748	11,653
Pocahontas	928,742	790	139	929
Prescott	70,242	60	10	70
Preston	683,469	581	102	683
Primghar	491,490	417	74	491
Readlyn	271,394	230	41	271
Remsen	1,181,757	1,005	177	1,182
Renwick	241,673	206	36	242
Rock Rapids	2,067,718	1,758	310	2,068
Rockford	798,402	678	120	798
Rolfe	272,699	232	41	273
Sabula	498,050	423	75	498
Sac City	957,940	814	144	958
Sanborn	1,339,930	1,139	201	1,340
Sergeant Bluff	1,427,435	1,213	214	1,427

	<b>Calendar 1998 Revenue</b>	<b>Energy Center</b>	<b>Global Warming</b>	<b>FY 2000 Assessments</b>
<b>Municipal Electric and Gas</b>				
Shelby	232,242	197	35	232
Sibley	1,662,431	1,413	249	1,662
Sioux Center	5,362,369	4,558	804	5,362
Spencer	5,838,350	4,962	876	5,838
Stanhope	257,686	219	39	258
Stanton	360,048	306	54	360
State Center	992,479	843	149	992
Story City	2,939,012	2,498	441	2,939
Stratford	372,216	316	56	372
Strawberry Point	634,436	539	95	634
Stuart	1,002,039	852	150	1,002
Sumner	1,253,774	1,066	188	1,254
Tennant	32,766	28	5	33
Tipton	2,941,092	2,500	441	2,941
Titonka	131,950	112	20	132
Traer	1,445,271	1,228	217	1,445
Villisca	522,338	444	78	522
Vinton	2,050,198	1,743	307	2,050
Wall Lake	434,180	369	65	434
Waukee	902,224	767	135	902
Waverly	6,984,171	5,936	1,048	6,984
Wayland	362,946	309	54	363
Webster City	7,946,180	6,754	1,192	7,946
Wellman	312,060	265	47	312
West Bend	1,345,505	1,144	202	1,346
West Liberty	2,682,344	2,280	402	2,682
West Point	930,405	790	140	930
Westfield	73,891	63	11	74
Whittemore	569,492	484	85	569
Wilton	1,497,944	1,273	225	1,498
Winfield	289,037	246	43	289
Winterset	2,977,374	2,530	447	2,977
Woodbine	912,032	775	137	912
Woolstock	134,314	114	20	134

	<b>Calendar 1998 Revenue</b>	<b>Energy Center</b>	<b>Global Warming</b>	<b>FY 2000 Assessments</b>
<b>Rural Electric Cooperatives</b>				
Allamakee-Clayton Electric Cooperative	8,340,681	7,090	1,251	8,341
Amana Society Service Cooperative	4,675,317	3,974	701	4,675
Atchison-Holt Electric Cooperative	1,056,835	898	159	1,057
Boone Valley Electric Cooperative	269,720	230	40	270
Butler County Rural Electric Coop.	7,909,768	6,724	1,186	7,910
Calhoun County Electric Cooperative	2,193,223	1,864	329	2,193
Cass Electric Cooperative	91,218	77	14	91
Central Iowa Power Cooperative	5,074,454	4,313	761	5,074
Chariton Valley Electric Cooperative	5,424,215	4,610	814	5,424
Clarke Electric Cooperative	5,908,047	5,022	886	5,908
Corn Belt Power Cooperative	0	0	0	0
East-Central Iowa Rural Electric Coop.	11,694,415	9,940	1,754	11,694
Eastern Iowa Light & Power Coop.	38,068,949	32,360	5,710	38,070
Farmers Electric Coop. - Kalona	1,033,788	879	155	1,034
Farmers Electric Coop. - Greenfield	7,746,727	6,585	1,162	7,747
Federated Rural Electric	40,772	35	6	41
Franklin Rural Electric Cooperative	3,283,341	2,791	492	3,283
Freeborn-Mower Electric Cooperative	10,144	8	2	10
Glidden Rural Electric Cooperative	2,785,371	2,367	418	2,785
Grundy County Rural Electric Coop.	3,590,857	3,052	539	3,591
Grundy Electric Cooperative	249,834	212	38	250
Guthrie County Rural Electric Coop.	6,142,251	5,221	921	6,142
Hancock County Rural Electric Coop.	3,292,668	2,799	494	3,293
Harrison County Rural Electric Coop.	3,899,700	3,315	585	3,900
Hawkeye Tri-County Electric Coop.	8,568,762	7,284	1,285	8,569
Heartland Power Cooperative	7,079,178	6,017	1,062	7,079
Humboldt County Rural Electric Coop.	3,423,103	2,910	513	3,423
Iowa Lakes Electric Cooperative	18,849,187	16,022	2,827	18,849
L & O Power Cooperative	0	0	0	0
Linn County Rural Electric Cooperative	17,149,112	14,577	2,572	17,149
Lyon Rural Electric Cooperative	3,214,497	2,732	482	3,214
Maquoketa Valley Rural Electric Coop.	16,809,365	14,288	2,521	16,809
Marshall County Rural Electric Coop.	6,045,986	5,139	907	6,046
Midland Power Cooperative	14,733,293	12,523	2,210	14,733

	<b>Calendar 1998 Revenue</b>	<b>Energy Center</b>	<b>Global Warming</b>	<b>FY 2000 Assessments</b>
<b>Rural Electric Cooperatives</b>				
Nishnabotna Valley Rural Elec. Coop.	5,420,578	4,608	813	5,421
Nobles Cooperative Electric	9,277	8	1	9
North West Rural Electric Cooperative	13,102,739	11,138	1,965	13,103
Northwest Aowa Power Cooperative	1,622,803	1,380	243	1,623
Osceola Electric Cooperative	1,780,409	1,513	267	1,780
Pella Cooperative Electric	3,607,734	3,067	541	3,608
Pleasant Hill Community Line	243,969	207	37	244
Rideta Electric Cooperative	3,427,674	2,914	514	3,428
S.E. Iowa Cooperative Electric	11,123,842	9,455	1,669	11,124
Sac County Rural Electric Cooperative	1,747,618	1,486	262	1,748
Southern Iowa Electric Cooperative	4,480,896	3,809	672	4,481
Southwest Iowa Service Cooperative	4,334,190	3,684	650	4,334
T. I. P. Rural Electric Cooperative	8,464,926	7,195	1,270	8,465
Tri-County Electric Cooperative	115,213	98	17	115
United Electric Cooperative	568,731	484	85	569
Western Iowa Power Cooperative	7,303,437	6,208	1,095	7,303
Woodbury County Rural Electric Coop.	4,184,854	3,557	628	4,185
Wright County Rural Electric Coop.	7,806,057	6,635	1,171	7,806
<b>Total</b>	<b>2,925,028,714</b>	<b>2,486,281</b>	<b>438,748</b>	<b>2,925,029</b>

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