

# 2010

## ANNUAL REPORT

**Iowa Utilities Board**

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## THE BOARD

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### **ROB BERNTSEN, CHAIR**

On March 5, 2009, Governor Chet Culver appointed Rob Berntsen to serve as a Board Member and the Chair of the Iowa Utilities Board. On May 1, 2009, Berntsen began a term that runs through April 30, 2015.

Berntsen is a member of the National Association of Regulatory Utility Commissioners (NARUC) Electricity Committee, Secretary of the Organization of MISO States (OMS) Board of Directors, at-large member for the OMS Executive Committee, and Advisory Council member of the New Mexico State University Center for Public Utilities.

A native of Marion, Iowa, Berntsen started working for the State of Iowa in 1999 in the Iowa Secretary of State's Office where he eventually became Deputy Secretary of State. In 2003 he became the state director of the John Edwards for President Iowa caucus campaign. Berntsen is also a Captain in the U.S. Army Reserves JAG Corps and in 2005 was deployed to Iraq where he served as Chief of Administrative Law for the 3rd COSCOM. Berntsen completed his service in Iraq in 2006.

Since that time and prior to joining the IUB, Berntsen served as corporate counsel for an energy utility holding company based in Evansville, Indiana. He is licensed to practice law in Iowa and practiced law in Indiana through a business counsel license.

Berntsen graduated with distinction from the University of Iowa's College of Law in 1998. He received a B.S. from Georgetown University in Washington, D.C. in 1992.

## THE BOARD

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### **DARRELL HANSON, BOARD MEMBER**

Darrell Hanson was appointed by Governor Chet Culver on November 9, 2007 to fill an unexpired term on the Iowa Utilities Board. His term runs until April 30, 2013.

Hanson is a National Association of Regulatory Utility Commissioners (NARUC) member and serves on the NARUC Committee on Energy Resources and the Environment. Hanson serves as the Board's representative to the Advisory Council of the Iowa Energy Center. He also serves on the Advisory Board of the Financial Research Institute.

Hanson graduated with High Distinction from the University of Iowa in 1976. He received a Masters Degree in political science from the University of Northern Iowa in 1991, with additional graduate study in economics.

A native of northeast Iowa, Hanson represented Delaware County and surrounding areas in the State Legislature for eight terms from 1979 through 1994. While serving in the Legislature he also taught economics and American history at Upper Iowa University and political science at the University of Northern Iowa. In 1995 he served as Senior Director of Transportation and Economic Development for the Iowa Northland Regional Council of Governments based in Waterloo. From 1996 to 2007 he was the County Extension Education Director for the Iowa State University Extension office in Delaware County.

Hanson has been a member of the Manchester City Council, Manchester Area Chamber of Commerce Board of Directors, Delaware County Economic Development Commission, and Manchester Board of Adjustment. He chaired the Manchester Enterprise Zone Commission from 2001 to 2007 and chaired the Manchester Local Access Cable Television Committee from 1997 to 2007. He has received Manchester's Distinguished Service Award and the Delaware County Friend of Agriculture award. Hanson was a member of the Iowa Environmental Council (IEC) Board of Directors from 1994 to 2004 and IEC Vice President in 1997 and 1998. He served as a member of the Iowa Environmental Protection Commission from 2000 to 2007 including three terms as commission chair.

## THE BOARD

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### **KRISTA TANNER, BOARD MEMBER**

Krista Tanner of Clive began serving as a member of the Iowa Utilities Board on April 16, 2007. She was reappointed by Governor Chet Culver to fill an unexpired term that runs through April 2011.

Tanner is a National Association of Regulatory Utility Commissioners (NARUC) member and serves on the NARUC Committee on Telecommunications. She is also a member of the Federal-State Joint Conference on Advanced Services.

Board Member Tanner is a member of the Mid-American Regulatory Conference (MARC) and serves as its vice-president. Tanner is the chair of the Iowa Broadband Deployment Governance Board. She is also the Board representative on the Iowa Climate Change Advisory Council and serves on the Center for Global and Regional Environmental Research (CGRER) Advisory Board.

Tanner is a 2000 graduate of Drake University Law School, where she graduated with honors and earned a Certificate in Legislative Practice. Prior to law school, she received her Bachelor's degree from the University of Northern Iowa with a double major in Russian and History.

As an attorney, Tanner is a member of the Polk County Bar Association and Polk County Women Attorneys. In addition, she has actively participated in the Polk County Volunteer Lawyer's Project, both as a volunteer and a board member. She is also very involved in the community. She was a "Big Sister" with Big Brothers/Big Sisters of Central Iowa for over six years and was a member of the 2005-2006 class of the Greater Des Moines Leadership Institute. Tanner was also named to the Des Moines Business Record 40 Under 40 class of up-and-coming leaders in Greater Des Moines.

## 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. 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 Iowa 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 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 200 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.

The additional responsibility of regulating 923 public utilities (702 telephone companies) began to overshadow the Commission's other duties. In 1975 the industry passed the \$1 billion threshold in intrastate operating revenues and regulation of motor and rail transportation was transferred 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 Iowa 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 (OCA) 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, the Iowa Utilities Board (IUB), 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 OCA was made a division of the Department of Justice.

In 1989 the Iowa Legislature abolished the practice of the IUB and the OCA utilizing shared technical staff. The Board was also given authority to oversee mergers and acquisitions of utility companies. The 1990 Iowa Legislature, 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 the FERC.

As a result, gas could be obtained competitively at hundreds of delivery points in Iowa. Since the late 1980s industrial customers in Iowa have been purchasing gas in the open competitive market, but small volume customers faced continued barriers. In August 2000 the Board required each rate-regulated natural gas utility to file draft tariffs to implement transportation to small volume end-users.

In April 2001 the Board implemented new rules establishing the criteria for certification of competitive natural gas providers. The rules allowed certified competitive natural gas providers to pool transportation service to Iowa small-volume business and residential customers for the first time. The large-volume competitive natural gas providers that served Iowa industrial customers previously continued providing service, but became certified under the new rules.

The electric industry was also changing. The Federal Energy Policy Act of 1992 (EPACT) permitted independent power producers to enter the wholesale power market where they could sell electric capacity and energy to utilities at unregulated market rates. EPACT also authorized the 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. The Legislature considered electric competition proposals in 1998, 1999, and 2000 but nothing was enacted. In September 2000,



after the California energy crisis, 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, which continued in 2001. In December 2001 the IUB released a report entitled "Report on Electric Delivery Reliability Inquiry, A Staff Analysis, Docket No. NOI-2000-0004."

In 2001 the Iowa Legislature adopted House File 577 to attract the development of electric power generating and transmission facilities in the state. The new legislation streamlined the statutory generation siting requirements and allowed advance ratemaking principles for the construction of certain generation plants built by rate-regulated utilities. It required the Board to establish ratemaking principles that will apply when new plant costs are included in electric rates. Utility companies were previously required to wait until new plants actually went on line before learning how regulators would treat their investment.

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.

With Executive Order Eight in 1999 the Governor asked all state agencies to review their rules for need, clarity, intent and

statutory authority, cost, and fairness. In February 2000 the Board issued its plan for regulatory review. After receipt of public comments, staff teams developed recommended changes to the Board's rules. During 2001, the Board submitted its recommended rule changes to the Governor in its assessment report.

In 2002 the Board was given discretion to reduce the filing requirements to streamline petitions for extension of electric franchises. Also in 2002 the state's Interagency Missouri River Authority was established to represent Iowa interests regarding membership in the Missouri River Basin Association. The IUB was named a member agency. The interagency group is charged with promoting the management of the Missouri River in a manner that does not negatively impact landowners along the river or the state's economy.

In 2003 the IUB became a founding member of the Organization of MISO States (OMS). The OMS is a non-profit, self-governing organization of representatives from each state with regulatory jurisdiction over entities participating in the Midwest Independent Transmission System Operator, Inc. (MISO), a regional transmission organization as defined by the FERC. The purpose of the OMS is to coordinate regulatory oversight among the states, including recommendations to MISO, the MISO Board of Directors, the FERC, other relevant government entities, and state commissions as appropriate.

In 2004 and 2005 the Board deregulated the rates for local telephone service in a total of 40 Iowa exchanges where it made a finding of effective competition. The Board will continue to regulate service quality in these exchanges and monitor the markets. The Board initiated the rate deregulation proceeding after conducting a statewide local telecommunications competition survey, which indicated specific geographic areas or certain customer groups had a choice of service providers.

In 2005 legislation removed price controls from all local telephone service in Iowa but the most basic single line residential and business services of Iowa's large incumbent local exchange carriers. Previously, these carriers had been fully price regulated. The Board continued to price regulate the incumbent carriers' basic services during a projected three- to five-year phase-out period. A portion of the proceeds from any single line increases during the transition period must be used to install high-speed Internet service in rural areas. The law also enabled local exchange carriers to file complaints with the Board against other local exchange carriers they believe have engaged in anti-trust activities. The Board could order a local exchange carrier to adjust its retail rates and assess a civil penalty.

In 2005 Iowa enacted legislation creating two separate production tax credits for electricity generated by eligible renewable-energy facilities. The credits are subject to approval by the Board. Iowa Code Chapter 476C created a production tax credit of 1.5

cents per kilowatt-hour for electricity generated by and purchased from eligible wind and other renewable-energy facilities, including biomass and solar. Iowa Code Chapter 476B created a production tax credit of one cent per kilowatt-hour for electricity generated by and purchased from eligible wind-energy facilities. The Board adopted final rules on the facility eligibility process in Docket No. RMU-2005-0008. The tax credits are issued and tracked by the Iowa Department of Revenue.

In April 2006 the Board approved more uniform Interstate Power and Light Company (IPL) class rate structures and rate changes, moving closer to equalizing electric rates across IPL's four electric service territories in Iowa. Rate disparities resulted from past mergers and acquisitions of utilities that had varying rate structures. In deciding the company's previous rate case (Docket No. RPU-2004-0001), the Board established a flexible target for equalizing rates over a five-year period for residential and commercial customer classes and a three-year timeframe for large commercial and lighting customer classes.

In July 2006 the Board commenced a multi-layered energy efficiency initiative in Iowa. A component of this was the Iowa Weatherization Challenge in which the IUB works with local community organizations across Iowa to recruit volunteers and solicit donations to help weatherize homes for Iowa's low-income families, elderly, and disabled individuals. The Board also began investigation and reassessment of various policies, rules, legislation, and utility energy

efficiency programs as well as evaluation of the use of new and emerging technologies.

The energy efficiency push extended to the national level. In 2006 a National Action Plan for Energy Efficiency was unveiled. Iowa was instrumental in forming this national energy-saving plan under the leadership of the IUB Members. Its numerous recommendations elevated the importance of energy efficiency as part of the work of utility regulatory bodies. The recommendations build upon the best existing practices from successful efficiency programs to remove barriers that had traditionally limited utilities and customers from pursuing cost-effective energy efficiency resources.

Legislation passed in 2007 required that providers of cable or video service acquire a franchise either from the Board or a municipality. The new statute and rules did not give the Board regulatory authority over cable service.

Pursuant to Iowa Code, on June 27, 2008, the Board issued a decision order finding that sufficient market forces existed throughout Iowa to constrain the price of

single line flat-rated residential and business rates in general. The record also showed that competitive offerings from competitive local exchange carriers, wireless carriers, and cable providers were available in much of the state and most Iowa consumers had a choice of telecommunications service providers. Therefore, effective July 1, 2008, the Board no longer held retail rate jurisdiction over single line flat-rated residential and business service rates of local exchange telecommunications carriers in Iowa.

In January 2009 the IUB implemented its new Internet Electronic Filing System (EFS). The new paperless filing process enables the public to view most case documents filed in Board proceedings from the EFS Web site, <http://efs.iowa.gov>, or from a link on the Board's Web site, <http://iub.iowa.gov>. This new system came after many months of preparation. Working with a vendor, Board staff designed and tested the EFS and trained internal and external users in how to use the EFS. An EFS Help Desk was also established:

- Phone: (515) 725-7337
- E-mail: [efshelpdesk@iub.iowa.gov](mailto:efshelpdesk@iub.iowa.gov)

## JURISDICTION AND REGULATORY AUTHORITY OF THE IOWA UTILITIES BOARD

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The Board's authority is stated in summary form in Iowa Code §§ 476.1 and 474.9. The Board regulates the rates and services of electric, natural gas, and water utilities, the services of communications utilities, and generally supervises all pipelines and the transmission, sale, and distribution of electrical current.

The Board regulates the rates and services of two investor-owned **electric** companies, MidAmerican Energy Company (MEC) and Interstate Power and Light Company (IPL), which is the utility subsidiary of Alliant Energy Company serving Iowa. Together these companies serve more than 1 million electric customers. Municipal electric utilities are regulated only in matters specified by statute. 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 that has opted to have the Board set its rates.

The Board has general jurisdiction over **gas** utilities furnishing natural gas by piped distribution under Chapter 476, but does not regulate propane gas. The Board regulates the rates and services of the following four large investor-owned gas utilities: MEC, IPL, Black Hills Energy, and Atmos Energy Corporation. The Board also regulates certain areas of gas service provided by municipal utilities. Gas utilities having fewer than 2,000 customers are subject to separate rate and service regulatory provisions under Iowa Code § 476.1C.

The Board has general regulatory authority over two-way, landline **telecommunications** under chapter 476. Although, it does not regulate cellular service or cable television service, in December 2007, new rules went into effect to implement a new law providing the Board authority to issue cable television franchise agreements. The Board regulates only the service, and not the rates, of local service providers in Iowa. In addition, under Iowa Code Chapter 476 and 47 U.S.C. § 252 of the Federal Telecommunications Act of 1996, the Board has authority to resolve inter-utility disputes between competitors. Finally, the Board has jurisdiction to hear all complaints regarding any unauthorized change to a telecommunications customer's account (i.e., slamming and cramming), even if the service in question is deregulated.

The Board also regulates the rates and service of one investor-owned **water** utility, Iowa-American Water Company. The company serves about 60,000 water customers in its Davenport and Clinton districts. The Board does not regulate small or municipally owned waterworks.

Also included in the Board's jurisdiction is certification of electric power generators (Chapter 476A), granting of franchises for electric transmission lines (Chapter 478), supervision of the transportation or transmission of a solid, liquid, or gas, except water, through intrastate pipelines (Chapter 479), the authority to implement federal regulation of interstate pipelines (Chapter

479A), and the authority to implement certain controls over hazardous liquid pipelines to protect landowners and tenants from environmental or economic damages (Chapter 479B).

In addition to ratemaking and service regulation, the Board has the authority to resolve complaints, enforce safety and engineering standards, approve plans for energy efficiency programs, approve plans for recovery of costs to control emissions from generating facilities, oversee affiliate transactions, and review proposals for reorganization.

Under Chapter 477C, the Board administers a dual party relay service to allow communication-impaired persons to use the telephone. It also administers an equipment distribution program to provide telecommunications devices for the deaf to eligible persons.

## VISION STATEMENT

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The Iowa Utilities Board is valued as the regulatory expert and solutions-oriented partner in electric, natural gas, and telecommunications issues.

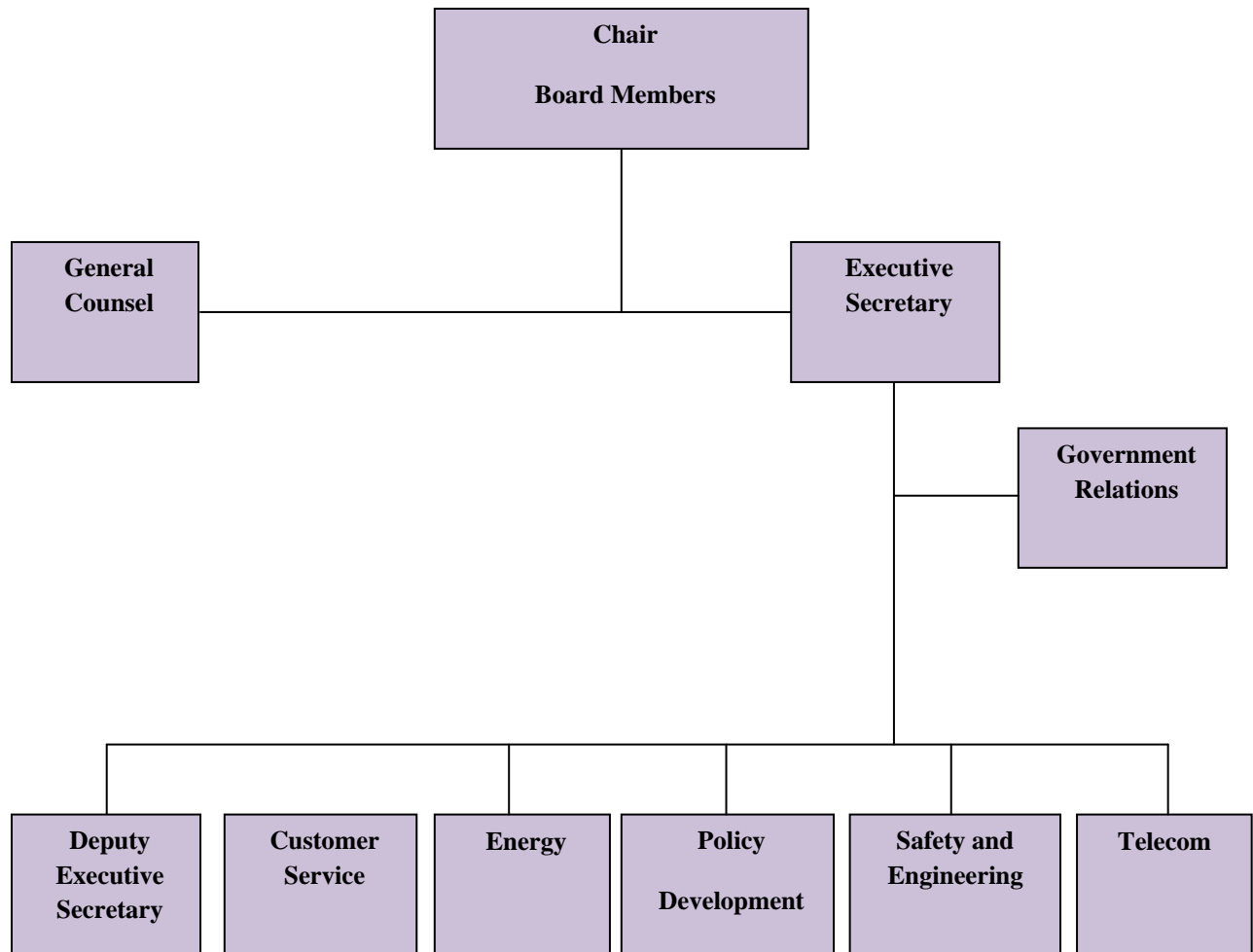
## MISSION STATEMENT

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The Iowa Utilities Board regulates utilities to ensure that reasonably priced, reliable, environmentally responsible, and safe utility services are available to all Iowans.

## ORGANIZATION OF THE AGENCY

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## EXECUTIVE SECRETARY

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### **Joan Conrad, Executive Secretary (November 2009 - present)**

- *IUB Legislative Liaison (1997-2010)*
- *Iowa Power Fund Board – Alternate member (2007-present)*
- *IDED Regulatory Assistance Coordinator – IUB representative (2003-present)*
- *Iowa Energy Council – IUB representative (2003-2010)*
- *Bachelor's degree (Marquette University)*

Appointed by the Utilities Board under Iowa Code Chapter 474, the Executive Secretary oversees the operation of the agency and assists the Board in assuring the work of the agency is completed efficiently and effectively. The Executive Secretary serves as the agency's chief of staff. The Deputy Executive Secretary, the five section managers, and the Legislative Liaison report to the Executive Secretary.

The Executive Secretary is the custodian of the Board seal and all Board records. The Executive Secretary or designee is responsible for attesting the signatures of the Board members and placing the seal on original Board orders. The Executive Secretary or 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, Deputy Executive Secretary/Records Center, Accounting & Assessments, and IT Manager (December 2009 – to present)**

- *Former Executive Secretary (2001-2009) and Deputy Executive Secretary (1998-2001)*
- *Joined agency in July 1982 as analyst in Electric Rates Section*
- *Member, NARUC Staff Subcommittees on Executive Management*
- *Former Member, NARUC Staff Subcommittee on Accounting and Finance*
- *Bachelor of Business Administration degree in Accounting (Iowa State University)*
- *Prepares agency budget*
- *Ensures essential administrative business is completed*
- *Project manager for new office building*

### 2010 DUTIES AND HIGHLIGHTS

#### **Records and Information Center**

- Receives, routes, and maintains all filings made with the Board.
- Provides public access to Board files.
- Ensures that orders are served on parties to a docket.
- Helps to establish and, in turn, follow retention guidelines for various dockets.
- Works in conjunction with the State records center.
- Ensures that periodicals and pertinent information is distributed to the Board and staff, and maintained in the information center.
- Ensured that essential agency records would be retained and moved in an orderly manner to the new office building.

#### **Records Center Filings in 2010**

Complaint	155
Competitive Natural Gas Provider	4
Electric Delivery Reliability	53
Electric Energy Adjustment	24
Electric Franchise or Extension	65
Energy Efficiency Plan	2
Emissions Plan and Budget	2
Formal Complaint	15
Negotiated Interconnection Agreement	72
Notice of Inquiry	2
Pipeline Permit	21
Pipeline Safety	2
Purchased Gas Adjustment	56
Rate Notification	5
Rate Proceeding	2
Refund Plan	1

Rule Making	3
Service Proceeding	15
Tariff Revision	185
Telephone Certificate Proceeding	9
Video Cable Authority	14
Waiver request	19
<b>Total</b>	<b>724</b>

### **Accounting and Assessments Section Highlights**

- Provided billing, payment, and accounting services for the IUB, the Iowa Insurance Division, and the Office of Consumer Advocate (OCA).
- Calculated, billed, collected, and accounted for assessments to utility companies for IUB and OCA services.
- Billed and collected funds for Dual Party Relay, the Iowa Energy Center, and the Center for Global and Regional Environmental Research.
- During the 2010 calendar year, processed and paid 1,183 vouchers for Relay Iowa's Equipment Distribution Program.
- Active in the State of Iowa Financial Managers organization.
- Ensured that essential agency financial/billing information was retained and moved in an orderly manner to the new building.

### **Information Technology Team Highlights**

- Continued to develop and support the Electronic Filing System (EFS) which became available for use by the public on January 2, 2009, providing on-line access to public documents filed with and orders issued by the Board. Each of the 6,722 filings made during 2010 contained an average of four documents. The largest filing contained 144 documents.
- Members of the IT team and others from the EFS team led training sessions for internal and external users of EFS.
- Participated in agency strategic planning efforts and a Kaizen event for agency process improvement.
- Active in the State of Iowa E-mail study, the Joint Chief Information Officers Council, the CIO Council security committee, and other enterprise technology efforts.
- Actively assisted ITE in migrating to Enterprise E-Mail systems, by testing, configuring, and training users.
- Provided technology resources, training, support, and tools for the agency.
- Responsible for maintenance and support of the agency computer systems, including network and desktop hardware and software as well as user support.
- Provided strategic and tactical support for the agency's present and future business processes and coordinated information technology processes with enterprise and external systems.

- Monitored information security and implemented timely corrective measures.
- Recommended appropriate information technology and data policies and procedures for the agency and participated in policy discussions at the enterprise level.
- Developed, updated, and maintained the IUB Website and worked collaboratively within the agency to develop Website content.
- Provided continuing technical support to IUB users and installed updated desktop and server hardware and software according to the agency's established schedule. In 2010, the IT team updated the agency's productivity software to Microsoft Office 2007 and coordinated training sessions for IUB staff.
- Prepared for the move to the new office building by mapping user information and equipment locations ahead of time.
- Continued to learn about new products and services, determining agency need.

## GENERAL COUNSEL

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### **David Lynch, General Counsel (December 2002-present)**

- *Board attorney (1983-87, 1998-2002)*
- *Former State Staff Chair, Federal-State Joint Board on Separations*
- *Past Chair, National Regulatory Research Institute Research Advisory Committee*
- *Bachelor's degree (Yale University), J.D. degree (University of Iowa)*

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

### **2010 HIGHLIGHTS**

See Court Cases section of the 2010 Annual Report, page 91.

## CUSTOMER SERVICE

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### **Chuck Seel, Customer Service Section Manager (October 1998-present)**

- *Manager of customer information and complaint resolution and public information*
- *Board liaison for Homeland Security and Emergency Management*
- *Director of agency's Continuity of Operations Plan*
- *U. S. Department of Energy Iowa Energy Emergency Assurance Coordinator (electric/natural gas)*
- *Member, NARUC staff subcommittees on Consumer Affairs and Critical Infrastructure*
- *Federal Emergency Management Agency NIMS 100, 200, 300 and ICS 700 Trained*
- *Homeland Security Exercise Evaluator Trainer*
- *Bachelor's degree in Mass Communications (Kansas State University)*

The Customer Service Section is divided into customer complaints and inquiries and public information. Analysts in the customer inquiry section respond to public telephone, e-mail, and written correspondence about utility activities and service complaints. The analysts also work with the Energy and Telecommunications Sections on tariffs, rate cases, and other issues with a consumer interest. The public information section includes consumer education programs, consumer information brochures, media relations, and other activities to increase public awareness of energy and telecommunications issues. Additional duties performed by Customer Service staff include planning agency Continuity of Operations and providing utilities related support to the Iowa Division of Homeland Security and Emergency Management.

### **2010 HIGHLIGHTS**

- Customer Service analysts responded to 5,400 customer contacts of which nearly 2,000 were complaints about utility services or practices. Most other contacts were classified as misdials, where the customer was trying to contact their utility and either reached the IUB by misdialing or called the IUB for help reaching the utility directly.
- Customer Service staff conducted 19 education and training meetings with 417 staff of utilities and Community Action Program agency caseworkers on topics related to energy service, low-income assistance, and the winter disconnection moratorium. This year, municipal attendees received municipal utility clerks certification curriculum credits for attending a meeting. This education and training effort continues to receive positive feedback.
- Customer Service staff responded to 166 requests from utilities for assistance on rules interpretations for customer situations they were dealing with directly. Customer Service staff met with various utilities on a quarterly basis to discuss utility complaint issues. Customer Service staff handled arrangements for the

consumer comment hearings in the Black Hills Energy rate case (Docket No. RPU-2010-0002) where consumers were invited to attend comment hearings held in Council Bluffs, Dubuque, and Newton. Customer Service staff also handled arrangements for the consumer comment hearings in the Interstate Power and Light Company rate case (Docket No. RPU-2010-0001) where consumers were invited to attend comment hearings held in West Branch, Peosta, Marion, Spirit Lake, Mason City, Newton, Osceola, Ottumwa, and Fort Madison.

- Customer Service staff, support staff, and various utilities staff participated in a week-long Kaizen event. The Kaizen event was focused upon continuous improvement of Customer Service complaint processes. Overall results reduced total steps involved in handling Customer Service complaints by 36 percent. Customer Service staff will continue to review processes for improvements. Most complaints are now processed electronically rather than on paper.
- In 2010, the IUB issued 27 news releases and logged 128 formal media inquiries, including inquiries from out-of-state national or regional media outlets including *The Wall Street Journal/Dow Jones News Service*, *Hearst Newspapers*, *Telecommunications Reports*, *San Jose Mercury News*, *Wind Power Energy Magazine*, *Lee Newspapers Montana State Bureau*, and *Albert Lea (Minnesota) Tribune*. A majority of the out-of-state inquiries were related to Iowa's wind energy policies and successes as well as natural gas pipeline safety.
- As part of its consumer education program, the IUB issued monthly consumer awareness releases on timely utility-related topics throughout the year.

## CUSTOMER SERVICE 2010 YEAR END REPORT - CONTACTS/ISSUES

	Contacts/Letters		Number of Issues	
	Actual		Actual	
<b>VERBALS</b>	<b>2010</b>	<b>2009</b>	<b>2010</b>	<b>2009</b>
Gas	<b>325</b>	618	<b>352</b>	779
Electric	<b>1,117</b>	1,196	<b>1,240</b>	1,463
Water	<b>78</b>	117	<b>85</b>	121
Local Telephone	<b>407</b>	512	<b>419</b>	546
Long Distance	<b>87</b>	82	<b>91</b>	87
<b>TOTAL VERBALS</b>	<b>2,014</b>	2,525	<b>2,187</b>	2,996

<b>C-FILES</b>	<b>2010 (Actual 155)</b>	<b>2009 (Actual 301)</b>	<b>2010</b>	<b>2009</b>
Gas	<b>21</b>	84	<b>34</b>	174
Electric	<b>96</b>	159	<b>174</b>	326
Water	<b>7</b>	3	<b>11</b>	3
Local Telephone	<b>41</b>	114	<b>64</b>	123

Long Distance	14	18	25	18
<b>TOTAL C-FILES</b>	<b>179</b>	<b>378</b>	<b>308</b>	<b>644</b>

<b>RC-FILES</b>	<b>2010 (Actual 133)</b>	<b>2009 (Actual 201)</b>	<b>2010</b>	<b>2009</b>
Gas	6	35	6	39
Electric	35	56	41	69
Water	5	8	6	10
Local Telephone	61	87	70	102
Long Distance	23	15	23	17
<b>TOTAL RC-FILES</b>	<b>130</b>	<b>201</b>	<b>146</b>	<b>237</b>

<b>GC-FILES</b>	<b>2010 (Actual 217)</b>	<b>2009 (Actual 345)</b>	<b>2010</b>	<b>2009</b>
Gas	30	79	30	83
Electric	116	157	123	165
Water	9	17	10	18
Local Telephone	46	54	47	57
Long Distance	12	20	12	20
<b>TOTAL GC-FILES</b>	<b>213</b>	<b>327</b>	<b>222</b>	<b>343</b>

<b>TOTAL ALL TYPES</b>	<b>2010</b>	<b>2009</b>	<b>2010</b>	<b>2009</b>
Gas	382	816	422	1,075
Electric	1,364	1,568	1,578	2,023
Water	99	145	112	152
Local Telephone	555	767	600	828
Long Distance	136	135	151	142
<b>SUBTOTAL</b>	<b>2,536</b>	<b>3,431</b>	<b>2,863</b>	<b>4,220</b>
Misdialed Calls	2,883	3,221		
<b>GRAND TOTAL</b>	<b>5,419</b>	<b>6,652</b>	<b>2,863</b>	<b>4,220</b>

**\*NOTE:** An individual complaint file may cover more than one utility type (for example, gas/electric or local telephone/long distance telephone). If the complaints in the file cover more than one utility type, the total number may be higher than the number of actual files established. The actual number of written complaints is listed below the year. A GC-File may have complaints outside IUB jurisdiction and be placed in a category type of other (for example, wireless), which is not listed.

**Complaint types:**

Verbal – a telephone contact.

C-File - Complaint File, an informal investigation in which staff proposes a resolution. This resolution may be appealed to the Board.

RC File - Referred Complaint, a complaint about an issue over which IUB lacks jurisdiction.

GC File - General Correspondence, general comment/correspondence with no specific complaint requiring investigation or action.

## ENERGY SECTION

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### **Jeff Kaman, Energy Section Manager (December 2006-present)**

- *NARUC Staff Subcommittee on Electricity*
- *North American Electric Reliability Corporation (NERC) Planning Committee*
- *John Deere, Power Plant Supervisor/Engineer (2001-06)*
- *John Deere, Facilities Engineer (2000-01)*
- *Officer, United States Navy, Naval Nuclear Propulsion Program (1993-1999)*
- *Master's degree in Environmental Engineering (University of Notre Dame)*
- *Bachelor's degree in Mechanical Engineering (University of Michigan)*

### **2010 HIGHLIGHTS**

- Gas and electric monthly cost adjustments were reviewed and annual audits completed.
- Data collection and analysis for Iowa's electric profile were summarized on the IUB Website, <http://iub.iowa.gov/>.
- The Board held hearings and concluded the Interstate Power and Light Company (IPL) general rate case, Docket No. RPU-2010-0001, with its verbal decision in December 2010 and order anticipated in January 2011.
- The Board held hearings on the Black Hills Energy (BHE) general rate case, request for a new capital cost recovery mechanism, and settlement with the Office of Consumer Advocate in Docket No. RPU-2010-0002.
- Energy Section staff supported Board Chair Berntsen's service as an Organization of Midwest ISO States (OMS) Executive Committee member and as OMS representative at the Midwest ISO (MISO) Advisory Committee. Staff participated in several MISO and OMS related efforts and also served on several MISO work groups.

In 2010, the Energy Section reviewed and corrected or approved a multitude of monthly recurring and periodic filings. Recurring monthly filings include the purchased gas adjustments (PGA) for natural gas costs and energy adjustment clauses (EAC) for electricity costs. These recurring filings were reviewed for accuracy, impact, and trends. Unit costs for natural gas and electricity fuel costs, as well as usage, were generally lower in 2009 and 2010 than in 2008. This is partially explained by the general economic downturn as well as new sources of natural gas supply from shale deposits.

Energy Section staff also processed refund, tariff, service territory change, waiver and other filings during the year – 205 new docketed filings in addition to recurring business. In addition, Energy Section staff participated on many agency inter-disciplinary teams addressing policy issues, rate increase requests, formal complaints, and rule makings. Below is a brief summary of highlighted cases and issues that the Energy Section worked on extensively in 2010, by industry.



## **ELECTRICITY**

### **IPL RATE CASE**

In March 2010 IPL brought a general electric rate increase request in Docket No. RPU-2010-0001. Substantial cost drivers included the rate impact of constructing the 200-megawatt Whispering Willow East wind farm and increased electric transmission costs paid to ITC Midwest LLC, as well as credits to customers based on anticipated savings on federal taxes. The Board ordered the permanent rate increase at slightly below the temporary rate level, which was substantially less than the company's full requested increase, but the Board did approve recovery for storm and flood damage and then-current transmission cost increases. In addition, the Board approved a rider for IPL to recover transmission costs approved by the Federal Energy Regulatory Commission (FERC) and paid to ITC Midwest LLC. The Board's order was conditioned on IPL agreeing not to seek a general rate increase for three years.

IPL electricity fuel costs were generally lower in 2009 and 2010 than 2008. Currently these do not appear in IPL general electricity rates. Instead, these are reviewed in an electric energy adjustment clause (EAC) proceeding and any lower costs for fuel are separately reflected one-for-one in the EAC rate on customer bills.

### **WIND GENERATION**

At the close of 2010, Board staff estimated that 17 to 20 percent of all electricity generated in Iowa is from wind. This output is generated in Iowa but may be consumed outside of the state. The estimate reflects the expected annual performance of all wind generation installed in Iowa to date, not historic performance, and is based on the following assumptions: (1) currently installed wind capacity of 3,670 megawatts in Iowa, per the American Wind Energy Association's Web site through 2010; (2) Iowa average wind capacity factor of 33.3 percent; and (3) U.S. Department of Energy-Energy Information Administration figures for electricity generated in Iowa (from all/other sources) in 2009. Using the same methodology and applying it to other states, it was also estimated that Iowa ranked first in the country in wind generation output as a percentage of all electricity generation in the state. No new large wind projects were constructed in Iowa in 2010, consistent with trends nationally. In Docket No. RPU-2009-0003, the Board granted MidAmerican Energy Company (MEC) approval for up to 1,001 megawatts of new wind projects in Iowa, subject to some conditions. In December 2010, MEC announced the purchase of 593 megawatts of wind turbines for future projects.

### **TRANSMISSION**

MEC and Alliant/IPL are both members of MISO, the FERC-regulated entity that operates the electric transmission system and wholesale market in portions of 13 states. During 2010, Energy Section staff continued its extensive participation in various MISO and OMS stakeholder groups. In these forums, the Board and staff seek to ensure electricity consumer value and protect Iowa's interests. Important issues in 2010 included the review of major regional transmission plans and redesign of the MISO cost allocation for new transmission, which was very complex and contentious, to enable its construction.

## **NATURAL GAS**

### **PRICE VOLATILITY**

Four investor-owned utilities serve customers in Iowa and are subject to rate regulation of distribution costs: Black Hills Energy (BHE), Alliant/IPL, MidAmerican Energy (MEC), and Atmos Energy. Shale gas supply helped to keep gas costs lower in 2010. Staff reviewed gas costs in monthly and annual purchased gas adjustment factor (PGA) filings, as well as gas utility hedging programs designed to reduce the volatility of natural gas prices charged to customers. Any lower costs for gas are separately reflected one-for-one in the PGA rate on customer bills.

### **BHE RATE CASE**

On June 8, 2010, BHE filed for a natural gas rate increase in Docket No. RPU-2010-0002. Subsequently, a settlement on the rate increase and a new mechanism to recover investment costs was filed by BHE and the Office of Consumer Advocate (and others). The Board held a hearing, requested additional information on several issues, and planned to issue a decision on all matters by January 2011.

### **PIPELINE COST RECOVERY**

On November 19, 2009, the FERC established hearings, under section 5 of the Natural Gas Act, to determine whether the rates charged by Northern Natural Gas Company (Northern) and Natural Gas Pipeline Company of America LLC were just and reasonable. The FERC found that an analysis of the cost and revenue data in the companies' Form 2 reports for 2008 indicated that the companies may have been substantially over-recovering their costs of service. The order directed Northern to file a cost and revenue study for the latest 12-month period available as of the date of the order. Although pipeline rates are subject to the FERC's and not the Board's jurisdiction, these two gas pipelines indirectly serve and impact costs for most Iowa natural gas customers through local distribution companies such as a municipal gas utility, MEC, IPL, or BHE. The Board intervened and participated in these FERC proceedings to protect Iowa customers.

## **WATER**

Iowa-American Water Company serves customers in the Davenport area (Quad Cities District) and Clinton district, and is the only jurisdictional water utility in Iowa. There were no significant filings related to Iowa-American in 2010.

## POLICY DEVELOPMENT

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### **Frank Bodine, Policy and Development Section Manager (June 2002-June 2010)**

- *Private consultant (October 2000- May 2002)*
- *Illinois Commerce Commission staff (September 1984- September 2000)*
- *Energy Analyst, Illinois Department of Energy and Natural Resources (October 1982-August 1984)*
- *Economic Analyst, Institute for Energy Analysis in Oak Ridge, Tennessee (June 1979-September 1982)*
- *Bachelor's degree in Economics (Lincoln University)*
- *Master's degrees in Economics (University of Missouri), Management (University of Southern California)*

### **2010 HIGHLIGHTS**

The Policy Section is unique in that it works on issues, projects, and docketed cases involving all utility industries including telecommunications, natural gas, electric, and water.

- Performed analysis and review of energy efficiency programs.
- Processed eligibility applications for, and answered questions about, the wind and renewable energy tax credit programs and established rules for renewable energy interconnection and innovation zones.
- Continued to address transmission and energy market issues in collaborations with regional organizations.
- Facilitated the release of the 2009 market monitoring survey report for retail local voice services.
- Policy staff was involved in the following dockets: Interstate Power and Light (IPL) electric rate case (Docket No. RPU-2010-0001), Black Hills Energy (BHE) gas rate case (Docket No. RPU-2010-0002), Iowa Telecom and Windstream reorganization (Docket No. SPU-2009-0010), Qwest and CenturyLink reorganization (Docket No. SPU-2010-0006), renewable energy rule makings (Docket Nos. RMU-2009-0008 and RMU-2009-0010), MidAmerican Energy Company (MEC) reclassification of its substations (Docket no. SPU-2010-0007), IPL and BFC Electric Company complaint (C-2009-0266), and the telecommunication market monitoring survey (Docket No. NOI-2009-0001).

### **ENERGY EFFICIENCY**

Policy staff led the agency work on energy efficiency. Investor-owned utilities continued to implement new energy efficiency plans approved by the Board in 2009, for IPL (Docket No. EEP-2008-0001), BHE (Docket No. EEP-2008-0003), and MEC (Docket No. EEP-2008-0002). Staff advised the Board on the approval of the new program for Efficiency First Renewable

Energy developed by IPL. Policy staff also attended the Office of Consumer Advocate Stakeholder Collaborative meetings which were authorized in the orders approving the plans.

New legislation required the municipals and cooperatives to develop statewide assessments of potential and energy efficiency plans with goals. At the end of 2009, joint plans were filed by the Iowa Association of Municipal Utilities (Docket No. EEP-2009-0001) and by the Iowa Association of Electric Cooperatives (Docket No. EEP-2009-0002). Policy staff reviewed these joint plans, obtained additional information from the associations, and drafted reports which the Board sent to the General Assembly at the end of the year. (See [Evaluation of Energy Efficiency Goals and Programs Filed with the Iowa Utilities Board by the Iowa Association of Municipal Utilities](#) and [Evaluation of Energy Efficiency Goals and Programs Filed with the Iowa Utilities Board by the Iowa Association of Electric Cooperatives.](#))

## **RENEWABLE ENERGY**

Policy staff was involved in a variety of renewable energy issues including continuing to process applications and answer questions for the wind and renewable energy tax credits (Iowa Code Chapters 476B and 476C). Policy staff also completed the following rule making dockets:

- **Electric Interconnection of Distributed Generation Facilities (Docket No. RMU-2009-0008).** The adopted rules establish a standard set of procedures, forms, and agreements for interconnecting a wide range of Public Utility Regulatory Policies Act (PURPA) Qualifying Facilities and Alternate Energy Production facilities by rate-regulated electric utilities. The intent is to provide a simpler, more streamlined process for smaller facilities, greater transparency for the interconnection process as a whole, and clarified technical standards.
- **Small Wind Innovation Zones (Docket No. RMU-2009-0010).** The adopted rules establish a process for the Board to designate political subdivisions (including, but not limited to, cities and counties) as “small wind innovation zones” in accordance with Iowa Code § 476.48.

In addition, Policy staff researched and reported on renewable energy tax credits and their potential usage under an expanded state or federal renewable portfolio standard scenario.

## **TRANSMISSION**

Policy staff continued to work extensively with the Midwest Independent Transmission System Operator (MISO), Organization of MISO States (OMS), NARUC, FERC, and the Department of Energy to balance the interests of all electric market participants. Policy staff worked on issues related to regional planning, electric transmission and generation siting, resource adequacy, market monitoring and mitigation, cost allocations and pricing, demand response, quality of service, and electric reliability. During 2010, Policy staff continued its participation in:

- The Regional Expansion Criteria and Benefits Task Force, providing for broad-based stakeholder discussion and advice leading to the new transmission project category of “multi-value project” and cost-sharing on a usage basis throughout the MISO footprint. This also includes a review of the selection criteria and cost allocation methodologies for market efficiency projects that commenced in the last quarter.
- The OMS Cost Allocation and Regional Planning (CARP) initiative, serving as the Board’s designated staff negotiator at the monthly meetings of CARP’s 13 state representatives. The initiative addressed regional transmission planning and cost allocation methodologies to encourage appropriate transmission expansion and wind generation development in the MISO footprint.
- The Upper Midwest Transmission Development Initiative (UMTDI), whose work in 2010 culminated in the identification of six renewable energy transmission corridors. The corridors could be considered as primary paths for future transmission analysis and development in the region that would advance energy, economic, and environmental progress in the five UMTDI states.
- MISO’s stakeholder process to develop resource adequacy requirements enhancements which provided broad-based stakeholder discussion and advice to MISO on the question of which enhancements to propose.
- The Transmission Cost Allocation Work Group, which followed various cost allocation initiatives, including MISO’s MVP filing in Docket No. ER10-1791 and FERC’s generic cost allocation notice of proposed rule making in Docket No. RM10-23. This work included helping to generate comments to file at FERC.

## ENERGY

In 2010, Policy staff was heavily involved in the following energy-related dockets:

- **IPL Proposed Electric Rate Increase (Docket No. RPU-20010-0001)**  
IPL filed a proposed electric rate increase requesting a 13.8 percent increase in rates, a 10.5 percent return on equity (ROE), and rate design changes that marked the end of a multi-year process for equalizing rates across IPL’s three geographic service areas. The case went to hearing and the Board held its oral decision meeting in December 2010. The final order was expected in January 2011.
- **BHE Proposed Gas Rate Increase (Docket No. RPU-20010-0002)**  
BHE filed a proposed gas rate increase requesting a 2.85 percent increase in rates and an 11.7 percent ROE. A modified settlement was reached with an increase in its revenue requirement of 2.07 percent; however, no ROE was established. The proposed settlement went to hearing and was to be decided by the Board early in 2011.
- **Smart Grid (Docket No. NOI-2008-0003)**  
The Board expanded its inquiry that was opened in response to the requirements of the

federal Energy Independence and Security Act of 2007 to consider issues related to implementation of Smart Grid technologies. The Board held workshops in 2009 and continued to receive comments from participants in 2010. Six Iowa Rural Electric Cooperatives and one investor-owned utility have received waivers of certain sections of Board rules on electric meter testing to economically install automated metering on their systems. On April 1, 2010, IAMU received the final, signed agreement for the \$5 million smart grid investment grant from the Department of Energy. The Smart Grid Team continues to monitor significant developments related to Smart Grid issues at both the state and national levels.

## **TELECOMMUNICATIONS**

On July 7, 2009, the Board initiated an inquiry (Docket No. NOI-2009-0001) to obtain current market information on retail local voice services within Iowa. The purpose of the inquiry was to obtain information needed to evaluate the status of competition within local voice service markets at the community level in Iowa. As part of the inquiry, the Policy staff collected data from local telecommunications service providers. The resulting 2009 market monitoring survey report for retail local voice services was released in September 2010.

Policy staff also assisted with several telecommunications dockets before the Board. These dockets included Docket No. FCU-2007-0002, Qwest vs. Superior Telephone, et al; Docket No. NOI-2008-0002, State Universal Service Fund; Docket No. RMU-2009-0009, High Volume Access Services; Docket No. SPU-2009-0010, Iowa Telecom and Windstream Reorganization; Docket No. NOI-2010-0001, Broadband Technology Opportunities Program Review; Docket No. NOI-2010-0002, National Broadband Plan and State Broadband Deployment Plan; and Docket No. SPU-2010-0006, Qwest and CenturyTel Reorganization. Policy staff also assisted the Board with activities centered on Iowa broadband initiatives included in the federal American Reinvestment and Recovery Act and activities related to the Iowa Broadband Deployment Governance Board.

## SAFETY AND ENGINEERING

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### **Donald J. Stursma, Safety and Engineering Section Manager (July 1989-present)**

- *Joined agency in February 1981 as principal gas and water engineer supervising pipeline safety and permit programs.*
- *Electric safety and franchise supervision added in 1989.*
- *Member/Past Chair, National Association of Pipeline Safety Representatives (NAPSR).*
- *Chairman, NAPSR Grant Allocation/Strategic Planning Committee.*
- *Member, NAPSR Liaison Committee.*
- *Member, U.S.D.O.T. Pipeline and Hazardous Materials Administration (PHMSA) Technical Pipeline Safety Standards Committee (TPSSC).*
- *Member, NAPSR/USDOT task group on implementation of Distribution Integrity Management regulations.*
- *Member, NARUC Staff Subcommittee on Pipeline Safety.*
- *Member, American Society of Civil Engineers.*
- *Iowa Natural Resources Council (1974-1981), State dam safety engineer (1979-1981).*
- *Registered professional engineer.*
- *Bachelor's degree in Civil Engineering (Iowa State University).*

### **2010 HIGHLIGHTS**

- Fifty-nine electric franchise petitions were filed with the Board.
- The Board issued 19 new electric line franchises, 24 extensions to expiring franchises, 16 amendments to existing franchises, and one temporary construction permit.
- The Board acted on five natural gas pipeline permit petitions.
- Forty-seven natural gas pipeline operators and 130 electric line operators were inspected for compliance with safety standards.
- The Board received a Natural Gas Pipeline Safety grant allocation of \$590,728 for its inspection program.
- A \$35,000 grant was obtained for the Attorney General's education and training activities regarding the Iowa One Call law.
- The Board obtained a federal grant of \$100,000 in partnership with Common Ground Iowa to produce an interactive training DVD and host an educational Iowa Excavation Safety Summit.

The Safety and Engineering Section is responsible for the regulation of safety, construction, and operation and maintenance of facilities of gas and electric service providers and pipeline and electric transmission and distribution companies. The 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, as well as conducting inspections of natural gas and electric utilities for compliance with safety standards. The section also acts as an interstate agent for the Federal Department of Transportation in pipeline safety matters.

## **ELECTRIC**

Fifty-nine electric franchise proceedings (E-dockets) were initiated in 2010. Of the 59 petitions filed, 19 were for new franchise, 16 were for amendment of an existing franchise, and 24 were for franchise extension. Additionally, one proposed electric line project was assigned a docket number, but did not progress beyond the informational meeting stage by the end of 2010.

In 2010, the Board issued 11 new franchises, 29 extensions of expiring franchises, and 18 amendments to existing franchises. The above numbers included final action taken on petitions filed in years preceding 2010. The beginning of 2010 revealed 25 petitions pending before the Board - eleven for franchise extension and fourteen for new franchise or amendment. The close of 2010 showed 27 pending petitions - sixteen for new franchise, six for extension, and five for amendment.

In 2010, 130 utilities operating electric supply lines throughout Iowa received a visit from the Board's electric field inspectors. They inspected office records and conducted 216 safety code compliance inspections of electrical lines and facilities. These inspections also reviewed the utilities' compliance with required inspection and maintenance plans.

The utilities filed seven electric contact accident reports with the Board. One of the accidents resulted in a fatality. In addition, Board staff investigated and made recommendations to the Board regarding safety and service matters in five citizen complaints.

## **NATURAL GAS PIPELINE**

In 2010, the Board acted on six dockets for natural gas pipeline permits. The six permit petitions were for one new pipeline, one existing pipeline, and four pipeline permit renewals. In 2010, as part of a certification agreement with the U.S. Department of Transportation, Office of Pipeline Safety, Engineering staff inspected 57 intrastate natural gas operators for compliance with federal pipeline safety standards. This encompassed 50.9 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 317.2 person-days on standard inspections, 3 days on investigating incidents or accidents, 23.7 days on follow-up inspections, 4.5 days on on-site operator training, 5.5 days on integrity management, 0.5 days on damage prevention, and 50.9 days on design, testing, and construction. In 2010 Engineering staff intrastate inspections found 173 probable violations of federal and state pipeline safety rules and took 41 compliance actions. The beginning of 2010 revealed 125



probable violations. The close of 2010 showed 105 corrected and 193 probable violations remaining.

## **GRANTS**

The Board is reimbursed for up to 80 percent of the cost of its natural gas pipeline safety inspection program through a grant from the U.S. Department of Transportation. However, the actual amount of federal reimbursement is dependent upon the availability of appropriated funds and state program performance. The grant allocation received for 2010 was \$590,728. The Board received \$257,727 for the work done in the last half of 2009 and \$231,856 for work done in the first half of 2010.

In 2010, the Board obtained a federal grant of \$35,000 for use by the Attorney General to continue to provide education and training activities regarding the Iowa One Call law. In addition, the Board obtained a federal grant of \$100,000 in partnership with Common Ground Iowa to produce an interactive training DVD and host an educational Iowa Excavation Safety Summit.

## **2010 STATISTICS**

Thirty-four accidents, incidents, or service outages were reported in 2010. Four were incidents involving jurisdictional piping, nine were interruptions of service to customers, 15 were courtesy calls involving incidents that were not reportable but were considered significant enough by the operator to inform the Board, and six were non-jurisdictional incidents. Of the 34 reported, 15 of the accidents, incidents, or outages resulted from third-party damage. Engineering staff investigated nine of the incidents.

The Engineering staff also gave seven presentations on safety and regulatory matters to gas utility personnel, regulatory groups, and the public. The section manager and staff participated in conferences and on national committees involving grant allocation/strategic planning, distribution integrity management, damage prevention, and pipeline safety. Additionally, the section manager served on the federal Technical Pipeline Safety Standards Committee.

## TELECOMMUNICATIONS

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### **John Ridgway, Telecommunications Section Manager (July 2000-present)**

- *More than 44 years working in the telecom industry.*
- *NARUC Staff Committee on Telecommunications – Chair.*
- *Regional Oversight Committee – Past Chair.*
- *Federal/State Joint Board on Universal Service – Staff member.*
- *706 Joint Conference on Advanced Services – Staff member.*

### **2010 HIGHLIGHTS**

- Worked on Broadband assessment and deployment.
- Forecast exhaust dates for telephone numbering resources in Iowa's five area codes.
- Traditional Relay Iowa service decreased as video relay and Internet relay use increased.
- Oversaw captioned telephone service to Iowans for fourth year.
- Oversaw the Relay Iowa equipment distribution program.
- Board approved Iowa Telecom and Qwest reorganization proposals.

### **THE NATIONAL BROADBAND PLAN AND IOWA'S BROADBAND DEPLOYMENT**

In March 2010 the Federal Communications Commission (FCC) released the National Broadband Plan (NBP). The NBP contains a wide array of recommendations to bring high speed internet services to all areas of the country. Two important aspects of the NBP are recommended reforms of the Federal Universal Service Fund (USF) and the nation's intercarrier compensation (ICC) system. The USF provides support for telephone carriers serving rural and high cost areas. Iowa's share of USF is approximately \$142 million per year. Iowa's 150 rural telephone companies receive a large percentage of USF dollars.

ICC relates to the money telecommunications carriers pay each other for the exchange of traffic across their networks. There is great disparity in the level of compensation based on the size of the carrier and the type of traffic that is exchanged. Iowa's 150 rural telephone companies have traditionally been allowed to charge the highest ICC rates.

The Board has initiated a notice of inquiry to examine the expected impacts of the NBP on Iowa's consumers, phone companies, broadband service providers, and other interested parties. The Board received a first series of comments in October 2010 in which the rural telephone companies expressed substantial concerns over proposals to reform USF and ICC.

Iowa's Broadband Deployment Governance Board (BDGB) was instituted by the Iowa Legislature in 2009 and tasked with developing a broadband plan for the state. The BDGB is a partnership of the Iowa Telecommunications and Technology Commission, the Iowa Department

of Economic Development, and the IUB. The BDGB consists of 15 members representing various organizations and demographics and is chaired by Board Member Tanner.

### **CONSERVING IOWA’S TELEPHONE NUMBERING RESOURCES**

As the number of carriers providing telecommunications services in Iowa expands, the demand for new Iowa telephone numbers increases. Telephone numbers are a finite resource and eventually the assignment of new telephone numbers will exhaust all available numbers within an area code. For decades, Iowa had just three area codes – 319, 515, and 712. About a decade ago, the demand for new telephone numbers in 515 and 319 grew so quickly that the area codes had to be split. Today, Iowa has five area codes – 319, 515, 563, 641, and 712. In 2010, Iowa’s demand for new numbering resources grew somewhat after growth had declined in 2008 and 2009.

The Board’s staff collaborates with the North American Numbering Plan Administrator (NANPA) to assure that carrier requests for blocks of telephone numbers will have the minimal impact on the expected lives of Iowa’s area codes. Twice each year, the NANPA forecasts the remaining lives of all the area codes. The October 2010 forecast indicates none of Iowa’s area codes are approaching exhaust.

<b>Iowa Area Code</b>	<b>Exhaust Year (NANPA Forecast)</b>
319	2023
515	2025
563	2036
641	2025
712	2023

### **HIGH VOLUME ACCESS SERVICES RULES**

In 2010 the Board adopted amendments to its switched access rules in Docket No. RMU-2010-0009. In rural parts of Iowa, intrastate access rates are set at higher levels because traffic volumes are generally low. The rules are intended to prevent the situation where a carrier may have high volumes of traffic and charges the higher access rates intended for low volumes of traffic.

### **UNIVERSAL SERVICES ELIGIBLE TELECOMMUNICATIONS CARRIER STATUS DESIGNATIONS AND ANNUAL HIGH COST FUND CERTIFICATIONS**

In 2010 the Board granted Eligible Telecommunications Carrier status to six new carriers pursuant to 47 U.S.C § 214(e). This federal code section delegates to the Board the responsibility of granting Eligible Telecommunications Carrier status to the carriers requesting such designation in Iowa. In 2006 the Board adopted new designation rules and requirements.

The new designation rules included the requirement for Eligible Telecommunications Carrier applicants to submit a two-year network improvement and maintenance plan, among other items.

In 2010 the Board certified 249 Eligible Telecommunications Carriers pursuant to 47 C.F.R. 54.314 – State Certification of Support for Rural Carriers. Eligible Telecommunications Carriers that want to receive federal high-cost universal service support are required to file annually signed affidavits with the Board stating that they will use the high-cost support received pursuant to 47 C.F.R. §§ 54.301, 54.305 or 54.307, or Part 36, Subpart F, of FCC regulations or successor regulations concerning high-cost universal service support, only for the provision, maintenance and upgrading of facilities and services for which the support is intended. Eligible Telecommunications Carriers are also required to submit annual filings regarding network improvement and maintenance plans and other data related to service quality.

## **RELAY IOWA**

Under Title IV of the Americans with Disabilities Act of 1990, telecommunications relay service was required to be provided 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 IUB, to develop recommendations for a telecommunications relay system. The committee's recommendations resulted in enactment of Iowa Code Chapter 477C that created telecommunications relay service in Iowa. Iowa's provision of telecommunications relay service was adopted by the Legislature and became law in July 1991. The legislation provides that the IUB administer the provision of the telecommunications relay service.

A telecommunications relay service allows persons who are deaf, hard of hearing, or have difficulty speaking to use the telephone system on a functionally equivalent basis to persons without communications impairments, using special equipment known as telecommunications devices for the deaf, or teletypewriters (TTY). 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 difficulty speaking. Relay Iowa, as the state's telecommunications relay service is known, has been in operation since August 1, 1992, and is provided by Hamilton Telephone Company of Aurora, Nebraska. Hamilton has been on contract with the IUB since January 1, 2005. The current contract expired on December 31, 2010. After releasing a Request for Proposals in April 2010, the IUB once again selected Hamilton to continue to provide Relay Iowa from January 1, 2011, through December 31, 2013, with an optional three-year extension of the contract.

The 2010 total minutes of use of Relay Iowa was 402,959 minutes, compared to 498,702 minutes in 2009 (19.2 percent decrease). Inbound calls to Relay Iowa decreased 35.5 percent, from 200,233 calls in 2009 to 129,040 calls in 2010. The continued decrease in minutes of use for the traditional relay service can be partly attributed to the increasing popularity and availability of video relay service, Internet relay service, and captioned telephone service. Video relay service allows a relay user who uses American Sign Language (ASL) to communicate with a voice

telephone user through video equipment, utilizing high-speed access and a video camera. The ASL user can then use ASL to communicate through a video relay interpreter to a voice telephone user. Internet relay service provides Internet users the ability to communicate via the relay service through Web access, rather than with a TTY or telephone. Captioned telephone service displays captions on a special telephone device called a CapTel phone. This service and equipment uses voice recognition technology to provide visual captions to persons who are hard of hearing or deaf, and who have a clear speaking voice.

The 2010 Relay Iowa average response time was 1.38 seconds compared to the average response time of 1.07 seconds in 2009. TTY calls made up approximately 54 percent of all Relay Iowa calls, voice calls accounted for 18 percent of relay calls, 28 percent were voice carryover calls, and the rest were hearing carryover, Spanish, and speech-to-speech calls.

### **CAPTIONED TELEPHONE SERVICE**

Captioned Telephone (CapTel) service was offered in Iowa beginning on January 1, 2007. CapTel service helps individuals who are hard of hearing, have experienced hearing loss later in life, or are deaf with good vocalization skills to use the telephone. CapTel is comprised of two distinct parts, the captioned telephone equipment and the associated relay service.

CapTel is a technology that requires a special CapTel-equipped phone in order to place a call. The CapTel phone works like a traditional phone with callers talking and listening to each other, except that captions are provided live for every call, similar to captioned television. The captions are displayed on the CapTel phone's built-in screen so the user can read the words while listening to the voice of the other party. This allows conversations to flow more naturally than a traditional relay call, allowing for normal interruptions and expressed emotions. CapTel services are available 24 hours a day, every day, throughout the year. The IUB has a contract for Iowa CapTel relay service with Hamilton Telephone Company. The contract term is for one year, with an option for three possible additional one-year terms.

Since the CapTel phone is a patented product, in 2010 it was only available through one vendor, Weitbrecht Communications, Inc. (WCI). In order for Iowans to be able to obtain a CapTel phone, the Board negotiated a purchase agreement with WCI to provide phones through the Iowa Equipment Distribution Program (EDP) and also through direct purchase from WCI.

The 2010 total minutes of use of CapTel Relay was 546,836 minutes, compared to 474,293 minutes in 2009 (a 15.3 percent increase). Inbound calls to CapTel Relay increased 12.9 percent, from 152,952 calls in 2009 to 172,716 in 2010. The 2010 CapTel Relay average response time was .55 seconds compared to the average response time of .50 seconds in 2009.

### **EQUIPMENT DISTRIBUTION PROGRAM**

On January 25, 1995, the equipment distribution program commenced operations in Iowa. The statewide equipment distribution program distributes assistive telecommunications devices to Iowans who are deaf, hard of hearing, deaf-blind, or have difficulty speaking. Deaf Services Unlimited (DSU), located in Des Moines, 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. During 2010, participants in the program redeemed 1,288 vouchers for equipment valued at \$263,373. The amplified phone was the equipment most in demand.

<b>Equipment Description</b>	<b>Number of Pieces</b>	<b>Total Amount</b>
Amplified phone with and without accessories	1,144	\$203,453
Captioned telephone	98	36,469
TTY with and without accessories	23	10,744
Voice carryover phone with and without accessories	5	1,206
Ringer, headset, neckloop, handset	4	224
Speech amplified phone with and without accessories	3	450
Hearing carryover phone with TTY	2	1,019
Voice activated speakerphone with remote control	8	3,245
Braille TTY, Tactile Ringer	1	6,562
<b>TOTAL</b>	<b>1,288</b>	<b>\$263,373</b>

### **SPU-2009-0010 WINDSTREAM CORPORATION AND IOWA TELECOMMUNICATIONS SERVICES, INC., D/B/A IOWA TELECOM**

On December 21, 2009, Iowa Telecom and Windstream filed for review of a proposed reorganization. The applicants entered into a merger agreement pursuant to which all stock owned by Iowa Telecom shareholders would be exchanged for Windstream stock and a cash payment. Iowa Telecom would become a Windstream subsidiary, which would be renamed "Windstream Iowa Communications, Inc.," after the transaction.

Based on the testimony and evidence filed pursuant to Iowa Code § 476.77 and 199 IAC 32, the Board found the applicants had established that the proposed reorganization was not contrary to the interests of ratepayers and the public interest. The Board also found that the other statutory factors were satisfied, in that the Board would have reasonable access to the books, records, and documents of Iowa Telecom after the reorganization; Iowa Telecom's ability to attract capital on reasonable terms and to maintain a reasonable capital structure would not be impaired; and Iowa Telecom's ability to provide safe, reasonable, and adequate service would not be impaired. On April 30, 2010, the Board issued an order permitting the proposed reorganization to proceed and terminating the docket.

**SPU-2010-0006 QWEST COMMUNICATIONS INTERNATIONAL, INC., AND CENTURYTEL, INC.**

On May 25, 2010, Qwest and CenturyLink, Inc. filed an application for expedited approval of a proposed reorganization. The applicants requested that the Board approve the indirect transfer of control of Qwest's operating subsidiaries, Qwest Corporation, Qwest LD Corp., and Qwest Communications Company, LLC, to CenturyLink. According to the applicants, the proposed reorganization was a parent-level, stock-for-stock transaction requiring no new financing or refinancing and adding no new debt.

On August 16, 2010, the applicants and the Office of Consumer Advocate filed a settlement agreement. The applicants also indicated they amended their proposal for reorganization to reflect the commitments made in the settlement regarding post-merger integration and service quality reporting, access to the merged company's records, and charitable contributions.

A hearing convened on September 27, 2010. Prior to the start of the hearing, Applicants and counsel for most of the intervening competitive local exchange carriers (CLECs) notified the Board that they had entered into a settlement agreement. Counsel for the intervening CLECs indicated that in light of the settlement, none of the intervening CLECs would participate in the hearing. Counsel provided a paper copy of a joint motion for approval of settlement agreement, which was filed electronically later on September 27, 2010. On September 28, 2010, Applicants, Cox, Mediacom, PAETEC, Sprint, 360networks, US Cellular, and LISCO filed an amended joint motion for approval of settlement agreement and CLEC intervenors' motion to withdraw.

On November 19, 2010, the Board issued an order that: 1) approved the proposed settlement between the Consumer Advocate and Applicants; 2) approved the proposed settlement between the applicants, Cox, Mediacom, PAETEC, Sprint, 360networks, US Cellular, and LISCO; and 3) did not disapprove the proposed reorganization as modified by commitments in the approved settlement agreements and in response to Board inquiries.

**CERTIFIED GAS PROVIDER (CGP)**

*The Board has rules establishing the criteria for certification of competitive natural gas providers. Iowa Code § 476.87 requires that a competitive natural gas provider or aggregator must reasonably demonstrate managerial, technical, and financial capability sufficient to obtain and deliver the services it proposes to offer. The filing requirements established by the Board for such certificates are found in 199 IAC 2.2(18) and 199 IAC 19.14. The rules allow certified competitive natural gas providers to pool transportation service to Iowa small-volume business and residential customers. Competitive natural gas providers served large industrial customers in Iowa for many years prior to the implementation of CGP rules under rules requiring large-volume transportation tariffs. Large-volume competitive natural gas providers must also become certified under those rules.*

**CGP-2001-0006 (SPU-2010-0001)  
ENBRIDGE GAS SERVICES (U.S.) L.L.C.,  
F/K/A ENBRIDGE GAS SERVICES (U.S.)  
INC.**

On August 31, 2001, the Board issued a certificate authorizing the predecessor to Enbridge L.L.C. to provide service to large volume customers. On February 18, 2010, Enbridge, Inc. notified the Board that it had merged with Tidal Energy Marketing (U.S.) L.L.C. and that the merged entities would be operating as Enbridge Gas Services L.L.C. On March 30, 2010, the Board issued an amended certificate authorizing Enbridge L.L.C to provide large volume service in Iowa.

**CGP-2010-0001 NICOR ENERCHANGE,  
LLC**

On August 26, 2010, Nicor filed an application for a certificate as a competitive natural gas provider to provide service to large volume customers. Nicor is a Delaware limited liability company (LLC) authorized to do business in Iowa. Nicor

provided its Certificate of Authorization from the Iowa Secretary of State. On September 24, 2010, the Board approved the application and issued a certificate.

**CGP-2010-0002 CONCORD ENERGY  
LLC**

On September 2, 2010, Concord filed an application for a certificate as a competitive natural gas provider to provide service to large volume customers. Concord is a Colorado LLC authorized to do business in Iowa. Concord provided its Certificate of Authorization from the Iowa Secretary of State. On October 13, 2010, the Board approved the application and issued a certificate.

**CGP-2010-0003 ENCORE ENERGY  
SERVICES, INC.**

On October 1, 2010, Encore filed an application for a certificate as a competitive natural gas provider to provide service to large volume customers. Encore is a Nebraska company authorized to do



business in Iowa. Encore provided its Certificate of Authorization from the Iowa Secretary of State. On November 22, 2010, the Board approved the application and issued a certificate.

**CGP-2010-0004 TENASKA MARKETING VENTURES**

On November 15, 2010, Tenaska filed an application requesting the issuance of a certificate as a competitive natural gas provider. The docket is pending.

## ELECTRIC FRANCHISES (E)

***A franchise is the authorization by the Board of the construction, erection, maintenance, and operation of an electric transmission line under Iowa Code Chapter 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 2010

(See page footers and Remarks section for explanation of notations/abbreviations)

NEW	FILED	COMPANY	FRANCHISE ISSUED
E-21944	07/15/09	ITC	01/25/10
E-21983(C)	09/11/09	ITC	03/10/10
E-21984	09/21/09	ITC	04/13/10
E-21995	01/12/10	CIPCO	04/19/10
E-22001(C)	03/03/10	CIPCO	07/01/10
E-22005(C)	04/15/10	CIPCO	08/30/10
E-21973	12/24/09	Clipper Windpower	09/30/10
E-21974	12/24/09	Clipper Windpower	09/30/10
E-21996	01/12/10	ITC	10/12/10
E-22006	04/22/10	CIPCO	10/15/10
E-22004	04/12/10	Milford Municipal	10/29/01
E-22027	10/13/10	ITC	11/22/10
E-22028	10/13/10	ITC	11/22/10
E-22024	09/24/10	ITC	12/21/10

<b>AMENDMENTS</b>	<b>FILED</b>	<b>COMPANY</b>	<b>AMENDMENT ISSUED</b>
E-21495(A2)	08/10/09	CIPCO	01/13/10
E-21233(A4)	05/15/09	ITC	01/25/10
E-21147(A5)	06/18/09	ITC	01/29/10 <sup>1</sup>
E-21046(A2)	05/15/09	ITC	02/19/10
E-21518(A1)	09/15/09	CIPCO	03/10/10
E-21953(A1)	03/01/10	CIPCO	06/11/10
E-20994(A3)	12/16/09	ITC	08/27/10
E-20994(A4)	06/16/10	ITC	10/29/10
E-20869(A4)	08/16/10	ITC	10/29/10
E-21017(A1)	06/16/10	ITC	11/1/10
<b>EXTENSIONS</b>	<b>FILED</b>	<b>COMPANY</b>	<b>EXTENSION ISSUED</b>
E-21437(A1)	06/24/10	Corn Belt	11/03/10
E-21358(A1)	07/8/10	MEC	11/03/10
E-21017(A2)	06/16/10	ITC	11/09/10
E-21092(A6)	08/16/10	ITC	11/22/10
E-21976	06/16/09	CIPCO	01/25/10
E-21965	05/12/09	ITC	02/09/10
E-21977	06/16/09	CIPCO	02/19/10
E-21987	10/28/09	ITC	03/09/10
E-21986	10/12/09	ITC	03/10/10
E-21991	12/08/09	ITC	04/30/10
E-22003	04/08/10	ITC	07/01/10

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<sup>1</sup> Amendment issuance was delayed by need to resolve conflict with E-21610 – see other actions.

E-21985	10/02/09	MEC	07/07/10
E-21997	01/29/10	ITC	07/07/10
E-22007	05/06/10	ITC	10/26/10
E-22002	03/15/10	NEMO	07/12/10
E-22000	02/18/10	Dairyland Power	07/29/10
E-21998	02/01/10	CIPCO	09/03/10
E-21999	02/02/10	ITC	09/16/10
E-22013	07/06/10	CIPCO	09/30/10
E-22015	07/09/10	CIPCO	09/30/10
E-22012	07/02/10	CIPCO	10/26/10
E-22014	07/09/10	MEC	10/26/10
E-21993	12/24/09	CIPCO	10/27/10
E-22008	05/06/10	ITC	10/27/10
E-21994	12/29/09	CIPCO	11/03/10
E-21990	11/16/09	CIPCO	11/09/10
E-22016	07/09/10	ITC	11/09/10
E-22011	06/22/10	ITC	12/02/10
E-22020	08/27/10	ITC	12/02/10
E-22025	09/24/10	ITC	12/09/10

<b>OTHER ACTIONS</b>			
E-21610	12/29/09	ITC	Amend franchise 01/25/10 <sup>2</sup>
E-21535(A1)	11/14/08	CIPCO	Closed 09/01/09 <sup>3</sup>
E-21947 <sup>4</sup>	ITC	Inf. meeting 01/20/09	Closed 11/04/10
E-21992 <sup>5</sup>	MEC	Inf. meeting 02/04/10	Closed 11/04/10
E-21928	11/09/10	Enterprise (Clipper)	Extension of time 11/22/10

## 2010 SUMMARY

New franchises	14
Amendments	17
Franchise extensions	26
<b>TOTAL FRANCHISES, AMENDMENTS, AND EXTENSIONS ISSUED</b>	<b>57</b>

## OTHER DATA

Temporary construction permits	1
Informational meetings held	6

## REMARKS

- (A) Amendment to franchise and amendment number.  
 (B) Includes Temporary Construction Permit request.  
 (C) Existing line apparently never franchised or with franchise expired.  
 (D) Includes 11.6(1) separate pole line request.  
 (E) Eminent domain requested.  
 IM – Informational Meeting  
 \* Objections were filed  
 \*\* Existing line refranchised at a higher voltage

<sup>2</sup> Franchise amendment order issued to resolve conflict with route proposed in E-21147(A5). Amendment removed description of line segment that had not been built. Amendment issued separately on 1/29/10.

<sup>3</sup> Determined that amendment not required and the docket was closed 9/1/09, but final review of corrective filings in the original docket was completed in 2010.

<sup>4</sup> Project was franchised under a different docket number.

<sup>5</sup> Project was franchised in E-21358(A1).

## ENERGY EFFICIENCY PLANS (EEP)

*EEPs must be prepared and filed with the Board by all energy utilities in Iowa. Nonrate-regulated utilities (municipals and cooperatives) file plans, but the Board does not review or approve those plans. Investor-owned utilities file EEPs when ordered to do so by the Board. Plans for investor-owned utilities must address all customer classes, including programs for low-income customers, and the plans must be cost-effective. Plans for investor-owned utilities are reviewed in contested case proceedings and the Board has authority to approve, reject, or modify a plan. Utilities recover the costs of energy efficiency implementation through an Energy Efficiency Cost Recovery charge, which is reviewed and adjusted annually. The Board also conducts prudence reviews, for investor-owned utilities, to review the performance of a utility in implementing its EEP.*

### **EEP-2008-0001 INTERSTATE POWER AND LIGHT COMPANY**

On April 23, 2008, IPL filed its new energy efficiency plan. Included in the plan were 27 electric and gas programs of which several were new. The proposed budget for 2009 was \$71 million and increased to about \$92 million by 2013. On May 23, 2008, the Board issued an order docketing the proposed plan, setting an intervention deadline, establishing a procedural schedule, and requiring additional information. A hearing was scheduled for October 7, 2008. On June 10, 2008, Community Energy Solutions, Iowa Farmers Union, and Iowa Physicians for Social Responsibility (collectively, the Coalition) filed a motion to extend the procedural schedule for 30 days to give their experts additional time to prepare testimony. Then on June 17, 2008, the Coalition amended its motion to extend the procedural schedule for 60 days due to flooding of their offices. On June 25, 2008, IPL responded to the motion by agreeing to a two-week extension. On June 27, 2008, the Board issued an order modifying the procedural schedule. On December 12, 2008, IPL, the Office of Consumer Advocate, the Industrial Employers, Sierra Club, Iowa Environmental Council,

Environmental Law and Policy Center, and the Environmental Coalition filed a joint motion to suspend the hearing.

Additionally, the parties asked that on January 1, 2009, IPL be allowed to implement, develop, and track the appropriate costs of the measures and programs in IPL's energy efficiency plan that were uncontested. Finally, the parties asked that the hearing be continued until January 13, 2009. On that same day, the Board issued an order suspending and continuing the hearing and allowing IPL to begin to implement, develop, and track all uncontested program costs and savings of its new energy efficiency plan on January 1, 2009, subject to the conditions contained in the joint motion and the final Board order in this docket. On December 15, 2008, the parties filed a non-unanimous settlement agreement. On January 13, 2009, the hearing was held as scheduled. On June 24, 2009, the Board issued its final order approving the settlement agreement, subject to certain clarifications and modifications. One requirement was to file a modified renewable energy program. On January 29, 2010, IPL filed proposed tariffs relating to the annual reconciliation of its energy efficiency cost recovery factors. When IPL

filed its modified renewable energy program on March 1, 2010, IPL said that the redevelopment of the renewable programs included collaborative meetings held on October 22, 2009, and February 2, 2010, with the OCA and other parties. IPL also established a renewable energy portfolio advisory committee (Advisory Committee), which included the OCA. The Advisory Committee met on November 17, 2009, and February 17, 2010 and offered suggestions to provide more structure to IPL's renewable programs and incentive levels. IPL noted in its March 1, 2010, filing that none of the parties or members of the Advisory Committee communicated any opposition to its modified renewable energy program. On March 30, 2010, IPL filed a supplement to its modified renewable energy program. On April 1, 2010, the Board issued an order approving IPL's proposed tariffs as part of its annual reconciliation. On April 29, 2010, the Board approved the modified renewable energy program subject to several exceptions and conditions.

#### **EEP-2008-0002 MIDAMERICAN ENERGY COMPANY**

On April 30, 2008, MEC filed its new energy efficiency plan and stated that this new plan was significantly expanded compared to the previous plan. For 2009, the proposed budget was \$62 million and would increase to \$81 million by 2013. On May 29, 2008, the Board issued an order docketing the proposed plan, setting an intervention deadline, establishing a procedural schedule, and requiring additional information. A hearing was scheduled for September 22, 2008. On June

10, 2008, Community Energy Solutions, Iowa Farmers Union, and Iowa Physicians for Social Responsibility (collectively, the Coalition) filed a motion to extend the procedural schedule for 30 days to give their experts additional time to prepare testimony. Then on June 17, 2008, the Coalition amended its motion to extend the procedural schedule for 60 days due to flooding of their offices. Additionally, the Industrial Employers (IE) had requested an extension. On June 18, 2008, MEC filed a response to the extension requests. It did not object to the final briefs being submitted on October 31, 2008, 14 days later. On June 27, 2008, the Board did not grant the 60-day extension but did reschedule the hearing to October 27, 2008. On October 23, 2008, MEC, the Office of Consumer Advocate, IE, Sierra Club, Iowa Environmental Council, Environmental Law and Policy Center, and the Coalition filed a joint motion to suspend the hearing and to allow MEC to implement and track all program costs and savings of its energy efficiency plan on January 1, 2009, subject to the terms of the final Board order. The parties were attempting to settle all issues. On October 24, 2008, the Board granted the motion, suspended the hearing, and allowed MEC to begin implementing and tracking all program costs and savings of its new energy efficiency plan on January 1, 2009, subject to the final Board order in this docket. On October 31, 2008, a settlement of all issues was filed. On March 9, 2009, the Board issued an order approving the settlement agreement and MEC's energy efficiency plan, as modified by the settlement agreement. On January 29, 2010, MEC filed

a proposed tariff, identified as TF-2010-0010, to revise its interruptible and curtailment services in its Rider GS, Rider No. 4. MEC said the proposed revisions were necessary to align the terms and conditions of the tariff with the requirements of the Midwest Independent Transmission Service Operator, Inc. (MISO) and interruptible load management and reporting; MEC joined MISO in September 2009. No objections or other responses to the proposed tariff were filed. On February 26, 2010, the Board issued an order approving the tariff.

**EEP-2010-0001 NOBLES COOPERATIVE  
ELECTRIC ASSOCIATION**

On December 7, 2010, Nobles Cooperative Electric Association filed a report on its energy efficiency goals.

**EEP-2010-0002 FEDERATED RURAL  
ELECTRIC ASSOCIATION**

On December 10, 2010, the Federated Rural Electric Association filed a report on its energy efficiency goals.



## EMISSIONS PLANS AND BUDGETS

*In a special session in June of 2001 the Legislature passed House File 577. This legislation included a provision requiring the two rate-regulated electric utilities to develop multi-year plans and budgets for managing regulated emissions from their Iowa coal-fired electric generating facilities. The Board assigned an Administrative Law Judge (ALJ) to conduct the contested cases for review of the emissions plans and budgets.*

### **EPB-2010-0150 INTERSTATE POWER AND LIGHT COMPANY**

On April 1, 2010, IPL filed an emissions plan and budget for managing regulated emissions from its coal-fired electric power generating facilities in Iowa. The plan requested approval only for the expenses from January 1, 2011, through December 31, 2012, and would supercede IPL's prior plan that was approved by the Board in 2008 in Docket No. EPB-2008-0150. On August 10, 2010, IPL and the Office of Consumer Advocate filed a joint motion and settlement agreement. On September 9, 2010, the Iowa Department of Natural Resources, Air Quality Bureau (IDNR) filed a letter stating the IDNR believed the filing met the applicable state environmental requirements and that it had no further comments at the time. On October 1, 2010, the Board issued an order finding that the emissions filing was complete and approving the settlement. The

order stated IPL's 2010 plan reasonably balanced costs, environmental requirements, economic development potential, and reliability of the generation and transmission system.

### **EPB-2010-0156 MIDAMERICAN ENERGY COMPANY**

On April 1, 2010, and September 17, 2010, MEC filed 2010 updates to its multi-year plan and budget for managing regulated emissions from its coal-fired electric power generating facilities in Iowa. On April 23, 2010, Interstate Power and Light Company filed a petition to intervene, which the Board granted on April 29, 2010. On December 27, 2010, MEC and the Office of Consumer Advocate filed a joint motion and partial settlement agreement. The docket is pending.

## FORMAL COMPLAINTS (FCU)

*FCUs are brought against a utility by another utility, a customer, the Office of Consumer Advocate, or the Board. FCU dockets are intended to determine if, in a specific instance, a utility violated Iowa law, rules, or its own tariff.*

### **FCU-2007-0002 QWEST COMMUNICATIONS CORPORATION V. SUPERIOR TELEPHONE COOPERATIVE, ET AL.**

On February 20, 2007, Qwest Communications Corporation (QCC), the long-distance arm of Qwest, filed a complaint pursuant to Iowa Code §§ 476.2, 476.3 and 476.5; 199 IAC Chapters 4 and 7; and 199 IAC 22.14 alleging violations of terms and conditions and applications of the intrastate tariffs of the following telecommunications carriers: Superior Telephone Cooperative; The Farmers Telephone Company of Riceville, Iowa; The Farmers & Merchants Mutual Telephone Company of Wayland, Iowa; Interstate 35 Telephone, d/b/a Interstate Communications Company; Dixon Telephone Company; Reasnor Telephone Company; Great Lakes Communications Company; and Aventure Communication Technology (collectively referred to as the Respondents). QCC claimed that the Respondents were engaging in a fraudulent practice by creating a scheme that involved free conference calls, chat rooms, adult content calling, podcasts, voicemail, and international calling services. QCC asserted that the Respondents were charging QCC excessive rates for their routing of calls to companies that advertise these free services and then provide kickbacks of a portion of the terminating access revenues to these free calling service companies. The Board granted several

requests for delays of the hearing before it was held from February 5, 2009 to February 12, 2009. On September 21, 2009, the Board issued its decision order, finding that the intrastate interexchange calls to the conference calling companies were not subject to access charges. Refunds and credits to the interexchange carriers were ordered. The Board also initiated a proceeding to consider proposed rules intended to prevent similar abuse in the future. The Board also ordered reclamation of telephone numbers of one Respondent (Great Lakes Communication Corp.). Several parties filed applications for rehearing. On December 3, 2009, the Board issued an order withdrawing its ordered reclamation of Great Lakes' telephone numbers, allowing the issue to be litigated solely in court and before the Federal Communications Commission (FCC). In the order, the Board indicated it would request that the FCC initiate a "for cause audit" to investigate the use of telephone numbering resources assigned to Great Lakes. On December 21, 2009, the Board filed motions in each judicial review proceeding asking the Courts to remand the proceedings to the Board so that the agency could rule on pending applications for rehearing. In February 2010 the respective courts granted the Board's motion with respect to petitions from a group of incumbent local exchange carriers and Reasnor Telephone Company. The docket was pending at the end of 2010

and a rehearing application from Great Lakes Communications and Superior Telephone as well as Aventure Communications was also before the Board for its consideration.

**FCU-2008-0006 MCIMETRO ACCESS TRANSMISSION SERVICES LLC, D/B/A VERIZON ACCESS TRANSMISSION SERVICES AND MCI COMMUNICATIONS SERVICES, INC., D/B/A VERIZON BUSINESS SERVICES V. IOWA TELECOMMUNICATIONS SERVICES, INC., D/B/A IOWA TELECOM, IOWA TELECOM NORTH, IOWA TELECOM SYSTEMS, IOWA TELECOM COMMUNICATIONS, INC., AND IT COMMUNICATIONS, LLC; FRONTIER COMMUNICATIONS OF IOWA, INC.; AND CITIZENS MUTUAL TELEPHONE COMPANY**

On February 20, 2008, Verizon filed a complaint asking the Board to reduce the intrastate switched access rates charged by Iowa Telecom's independent local exchange carrier and competitive local exchange carrier operations, Frontier and Citizens Mutual. On March 10, 2008, Iowa Telecom filed a motion to dismiss and on March 11, 2008, Frontier filed a motion to dismiss. On March 26, 2008, Verizon withdrew its complaint against Citizens Mutual. On November 14, 2008, the Board issued an order docketing the complaint, establishing a procedural schedule, and denying the motions to dismiss. On May 9, 2009, Verizon filed a motion to stay its complaint against Frontier. Verizon stated a negotiated settlement of its complaint against Frontier was likely and that Frontier supported Verizon's request for a stay. On May 21,

2009, the Board issued an order granting the motion to stay Verizon's complaint against Frontier, suspending the parts of the procedural schedule relevant to Verizon's complaint against Frontier, and requiring Verizon and Frontier to file status reports regarding the progress of their negotiations. The Board amended the procedural schedule and hearing date several times.

On October 26, 2009, Verizon and Iowa Telecom filed with the Board a motion to continue the hearing scheduled to begin on October 27, 2009. Verizon and Iowa Telecom explained they had tentatively reached a settlement of all contested issues. On October 27, 2009, the Board granted the motion to continue the hearing. On December 11, 2009, Verizon and Iowa Telecom filed a joint motion to approve a settlement agreement. On January 12, 2010, the Board issued an order requesting further information on the proposed settlement. Verizon and Iowa Telecom submitted a joint response on January 15, 2010. On February 4, 2010, the Board issued an order approving the settlement agreement. On April 8, 2010, Verizon and Iowa Telecom filed a joint motion to approve another settlement agreement. On May 11, 2010, the Board issued an order approving the settlement agreement. On July 6, 2010, Verizon filed a motion to withdraw its complaint against Frontier. On July 16, 2010, the Board issued an order that granted Verizon's motion to withdraw its complaint and closed the docket.

**FCU-2008-0014 QWEST CORPORATION  
AND SOUTH SLOPE COOPERATIVE  
TELEPHONE COMPANY**

On or about November 21, 2007, 11 residential and business customers from Cedar Rapids, Oxford, and Solon filed written complaints against Qwest and South Slope for alleged discontinuance of toll-free calling between certain Qwest customers and South Slope customers in Oxford, Solon, and Tiffin. On December 31, 2007, Board staff issued a proposed resolution concluding that Qwest violated the Board's rules by failing to provide proper notice to the Board of its discontinuance of Extended Area Service (EAS) for calls between Cedar Rapids and the three identified exchanges. On January 14, 2008, Qwest provided additional information and requested that staff reconsider the proposed resolution.

Qwest noted that the alleged EAS service was never a tariffed service. It argued the EAS agreement between South Slope and Qwest applied to Qwest customers in Cedar Rapids only when they called South Slope customers in the North Liberty exchange.

Qwest stated that calls to South Slope customers in the three exchanges were treated as local calls only because they appeared to end in the North Liberty exchange due to incorrect database entries.

On February 1, 2008, staff found Qwest never included EAS or toll-free service from Cedar Rapids to the three exchanges in its tariff, so the Board's rules regarding discontinuance of service did not apply. On February 8, 2008, South Slope filed a request to reinstate staff's original proposed resolution or initiate a formal complaint proceeding. On April 4, 2008, the Board

issued an order denying formal complaint proceedings. On April 30, 2008, South Slope filed a motion for reconsideration of the order denying formal complaint proceedings. On May 30, 2008, the Board issued an order granting South Slope's motion for reconsideration. On September 8, 2008, the Board issued an order docketing the formal complaint proceeding and assigning it to the Administrative Law Judge (ALJ). On November 5, 2008, a prehearing conference was held. On November 13, 2008, an order was issued establishing a procedural schedule and providing notice of hearing.

The hearing was scheduled for February 24, 2009. On January 1, 2009, the ALJ issued an order modifying the procedural schedule. The hearing was postponed to April 14, 2009. On April 27, 2010, the ALJ issued a proposed decision that found the existing EAS agreement between Qwest and South Slope did not include South Slope's customers in the Oxford, Solon, and Tiffin exchanges. On May 12, 2010, South Slope filed a notice of appeal to the Board. Qwest filed a response to this notice on May 26, 2010. On June 22, 2010, the Board issued an order that set a briefing schedule. The docket is pending.

**FCU-2008-0019 IT COMMUNICATIONS,  
LLC VS. QWEST CORPORATION**

On November 26, 2008, IT Communications (IT Comm) filed a complaint against Qwest that it had refused to establish IT Comm's requested Points of Interface (POI) pursuant to the parties' interconnection agreement. On January 27, 2009, a hearing was held and on February 24, 2009, the Board issued a

final order. On March 16, 2009, IT Comm filed a request for clarification or, alternatively, reconsideration, requesting the Board to clarify that (1) the Board intends its previous ordering clause to apply to every form of interconnection described in the parties' interconnection agreement and (2) there is a distinction between Qwest designated wholesale and retail facilities when interpreting Qwest's obligations to interconnect. Also on March 16, 2009, Qwest filed an application for reconsideration, arguing that the Board did not have jurisdiction to order Qwest to concur in revisions to NECA Tariff No. 4. On April 15, 2009, the Board issued an order granting IT Comm's request for reconsideration and denying Qwest's. On September 10, 2009, the Board issued an order denying IT Comm's motion filed on August 12, 2009, for expedited enforcement of the final order. On November 12, 2009, the Board held a hearing to consider issues relating to the status of IT Comm's request for interconnection. On August 13, 2010, the Board issued an order on rehearing. The Board denied the clarification and other relief requested by IT Comm. The Board also ordered that Qwest shall concur in any revision or revisions to NECA Tariff No. 4 and other necessary industry or regulatory filing relating to routing and billing of switched access traffic over the mid-span meet points of interconnection established pursuant to agreement between the parties.

**FCU-2009-0006 HAWKEYE LAND CO.,  
RICK STICKLE, AND CEDAR LAKE  
DEVELOPMENT CORP. V. ITC HOLDINGS  
CORP.**

On August 7, 2009, Hawkeye, Mr. Rick Stickle, and Cedar Lake (complainants) filed a complaint and exhibits against ITC. The complainants alleged that the Board had jurisdiction over this complaint and ITC pursuant to Iowa Code § 476.27, but that the Board did not have jurisdiction over the complainants. However, the complainants stated, they were bringing this action before the Board to exhaust their administrative remedies. Iowa Code § 476.27 and the Board's implementing rules at 199 IAC Chapter 42 are the statute and rules regarding utility crossings of railroad rights-of-way. Among other things, the complainants alleged that if the Board determined Iowa Code § 476.27 applies, the \$750 per crossing fee is inadequate and special circumstances exist which render the fee inappropriate. They further alleged that the fee is unlawful, unjust and unreasonable. The complainants further alleged that Mr. Stickle and Cedar Lake did not receive notification on the intended crossing as required by Iowa Code § 476.27 and Board rules. On August 14, 2009, the Board issued an order assigning this case to an Administrative Law Judge (ALJ). On August 17, 2009, the Office of Consumer Advocate filed an appearance. Also on August 17, 2009, ITC filed a motion to dismiss and an answer to the complaint. On August 21, 2009, the Board issued an order setting a procedural schedule and scheduling a hearing, which was later rescheduled and held on December 17 and 18, 2009, and

January 26, 2010. At the beginning of the December hearing, the ALJ granted a motion to dismiss Rick Sickie and Cedar Lake as complainants. The only remaining complainant was Hawkeye. On May 19, 2010, an order was issued that reopened the record to allow limited additional evidence. On October 14, 2010, the ALJ issued a proposed decision order holding that: 1) the statute covered Hawkeye; 2) there were no special circumstances at any of the crossings; and 3) Hawkeye had not proven it had direct expenses (including damages) in excess of the standard \$750 fee at any of the crossings due to ITC's transmission line, so the standard \$750 fee per crossing provided fair and just compensation to Hawkeye for the slight intrusion of the four wires in ITC's transmission line at each crossing. On October 28, 2010, Hawkeye filed a notice of appeal. On November 24, 2010, an order was issued setting a briefing schedule and changing the style of the docket to only Hawkeye v. ITC Holdings. The docket is pending.

**FCU-2010-0001 SPRINT  
COMMUNICATIONS COMPANY V. IOWA  
TELECOMMUNICATIONS SERVICES D/B/A  
IOWA TELECOM**

On January 6, 2010, Sprint filed a complaint against Iowa Telecom alleging Iowa Telecom was assessing incorrect charges for routing and handling certain telecommunications traffic. Sprint alleged that it properly disputed the charges and withheld the disputed amounts as contemplated by Iowa Telecom's access tariffs. Sprint further alleged that Iowa Telecom was going to cease providing

facilities for Sprint traffic beginning on January 8, 2010, effectively blocking calls. Sprint requested emergency relief to prevent Iowa Telecom from doing so. On January 22, 2010, the Board issued an order docketing the matter and setting an expedited procedural schedule. On January 27, 2010, Sprint filed a motion to withdraw, motion for clarification, and a contingent motion to revise the procedural schedule. With respect to its request to withdraw the complaint, Sprint argued that the only relief it sought was for the Board to prohibit Iowa Telecom from discontinuing service and that the specific claims in its complaint were no longer ripe. On February 1, 2010, the Board issued an order granting the motion to withdraw, denying the motion for clarification, canceling the hearing, and revising the procedural schedule. The Board explained that the docket would remain open, but not under the expedited procedural schedule established in the Board's docketing order. The docket is pending.

**FCU-2010-0002 THE ALVERNO HEALTH  
CARE FACILITY V. INTERSTATE POWER  
AND LIGHT COMPANY**

On February 1, 2010, the Board issued an order opening a formal complaint proceeding to address a billing dispute between Alverno and IPL. On March 24, 2010, the Board issued an order dismissing the formal complaint. Alverno was required to pay a \$67,216.59 back bill for natural gas service and IPL was to offer a payment agreement of up to 48 months with no interest.

**FCU-2010-0010 DIGITAL COMMUNICATIONS, INC. V. QWEST CORPORATION**

On August 2, 2010, DTI filed a complaint and request for emergency injunctive relief against Qwest. On August 5, 2010, the Board issued an order docketing DTI's complaint and establishing an expedited procedural schedule. On August 19, 2010, DTI filed a notice with the Board stating that on August 16, 2010, DTI filed a voluntary petition under Chapter 11 of the U.S. Bankruptcy Code in the U.S. Bankruptcy Court for the District of Minnesota. Also on August 19, 2010, Qwest filed a motion to stay these proceedings because of DTI's bankruptcy filing. On August 19, 2010, the Board issued an order staying the proceeding, pending further orders of the Board.

**FCU-2010-0013 S. ROSS HAECKER V. MIDAMERICAN ENERGY COMPANY**

On September 22, 2009, S. Ross Haecker filed an informal complaint alleging that MEC caused damage to several of his appliances and overcharged for natural gas service because of faulty MEC equipment. On November 2, 2009, Board staff sent a proposed resolution of the informal complaint to Mr. Haecker which found that MEC had taken the appropriate action to address the complaint and that no further action was considered necessary to address the complaint. On December 8, 2009, Mr. Haecker requested that a formal proceeding be established to allow the Board to consider his complaint against MEC. On February 24, 2010, the OCA filed a letter stating that it did not appear that a formal

proceeding was in order. On September 16, 2010, the Board issued an order denying the request for a formal complaint proceeding.

**FCU-2010-0014 ROQUETTE AMERICA, INC. V. INTERSTATE POWER AND LIGHT COMPANY**

On December 23, 2010, Roquette filed a request for expedited formal complaint proceedings against IPL. Among other things, Roquette asked the Board to determine that there are no impediments to the finalization and implementation of a proposed metering agreement with IPL. Roquette stated that it wanted to sell electricity from a cogeneration facility to the energy market administered by the Midwest Independent Transmission System Operator, Inc. (MISO), but that it was unable to do so because IPL would not finalize a proposed metering agreement. On December 29, 2010, the Board issued an order assigning the docket to its Administrative Law Judge. The docket is pending.

**FCU-2010-0015 MCC TELEPHONY OF IOWA, LLC AND MCC IOWA LLC (MEDIACOM) V. CAPITOL INFRASTRUCTURE LLC D/B/A CONNEXION TECHNOLOGIES AND PRIMECAST**

On December 30, 2010, Mediacom filed a complaint and request for emergency relief because of anticompetitive threats and practices by Connexion and Primecast. The docket is pending.

## SLAMMING/CRAMMING/JAMMING COMPLAINTS

DOCKET	CASE	DESCRIPTION	CLOSED	RESOLUTION
FCU-2009-0007	OCA v. LDC Telecomm.	Slamming	04/01/2010	\$21,000 Civil Penalty
FCU-2010-0003	OCA v. VoiceNet Tel.	Cramming	03/18/2010	See FCU-2010-0006c
FCU-2010-0004	OCA v. VoiceNet Tel.	Cramming	03/18/2010	See FCU-2010-0006c
FCU-2010-0005	OCA v. Employee Notification Services	Cramming	04/01/2010	\$3,750 Civil Penalty
FCU-2010-0006c	OCA v. VoiceNet Tel.	Cramming	03/18/2010	\$3,750 Civil Penalty
FCU-2010-0007	OCA v. TeriCom Networks	Cramming	05/26/2010	\$2,500 Civil Penalty
FCU-2010-0008	OCA v. First Fairfield, Inc.	Cramming	05/25/2010	\$2,500 Civil Penalty
FCU-2010-0009	OCA v. Internet Business Association	Cramming	09/16/2010	\$2,500 Civil Penalty
FCU-2010-0011	OCA v. Online Business Association	Cramming	11/01/2010	\$5,000 Civil Penalty
FCU-2010-0012	OCA v. TouchTone Comm.	Slamming	11/16/2010	\$1,500 Civil Penalty



## NEGOTIATED INTERCONNECTION AGREEMENTS (NIA)

*Section 252(b) of the Telecommunications Act of 1996 gives the Board the authority to approve the rates, terms, and conditions of 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. This list also includes some arbitration ordered interconnection agreements (ARB and AIA).*

DOCKET	INCUMBENT/COMPETITOR	FILED	APPROVED
NIA-2010-0001	Heart of Iowa and MCC Telephony of Iowa d/b/a Mediacom - Adopt	01/11/10	02/21/10
NIA-2010-0002	Central Scott Telephone Company and MCC Telephony of Iowa - Adopt	01/11/10	02/21/10
NIA-2010-0003	Clear Lake Independent Tel. Co. and MCC Telephony of Iowa - Adopt	01/11/10	02/21/10
NIA-2010-0004	LaPorte City Telco. and MCC Telephony of Iowa d/b/a Mediacom - Adopt	01/11/10	02/21/10
NIA-2010-0005	Lost Nat. Elwood Telco. and MCC Telephony of Iowa d/b/a Mediacom - Adopt	01/11/10	02/21/10
NIA-2010-0006	Miles Coop. Tel. Assn. and MCC Telephony of Iowa d/b/a Mediacom - Adopt	01/11/10	02/21/10
NIA-2010-0007	N. English Coop. Tel. Co. and MCC Telephony of Iowa d/b/a Mediacom - Adopt	01/11/10	02/21/10
NIA-2010-0008	Titonka Tel. Co. and MCC Telephony of Iowa d/b/a Mediacom - Adopt	01/11/10	02/21/10
NIA-2010-0009	W. Liberty Telco. and MCC Telephony of Iowa d/b/a Mediacom - Adopt	01/11/10	02/21/10
NIA-2010-0010	Ventura Tel. Co. and MCC Telephony of Iowa d/b/a Mediacom - Adopt	01/11/10	02/21/10
NIA-2010-0011	Qwest Corp./Windstream of the Midwest, Inc. – Interconnection	01/13/10	02/23/10
NIA-2010-0012	Crystal Comm., Inc. d/b/a HickoryTech/US Cellular - Interconnection	01/15/10	02/25/10
NIA-2002-0013	Heartland d/b/a HickoryTech/MCC Telephony of Iowa d/b/a Mediacom - Adopt	01/20/10	03/02/10

DOCKET	INCUMBENT/COMPETITOR	FILED	APPROVED
NIA-2010-0014	Iowa Telecom/MCC Telephony of Iowa d/b/a Mediacom - Interconnection	01/20/10	03/02/10
NIA-2010-0012	Crystal Comm., Inc. d/b/a HickoryTech/US Cellular - Amendment 1	01/22/10	03/04/10
NIA-2010-0015	Huxley Comm. and MCC Telephony of Iowa d/b/a Mediacom - Adopt	01/28/10	03/10/10
NIA-2010-0016	Preston Tel. Co. and MCC Telephony of Iowa d/b/a Mediacom - Adopt	01/28/10	03/10/10
NIA-2010-0017	Ace Comm. Group and MCC Telephony of Iowa d/b/a Mediacom - Adopt	01/28/10	03/10/10
NIA-2010-0018	CenturyTel Chester, Postville d/b/a CenturyLink and MCC d/b/a Mediacom	02/04/10	03/17/10
NIA-2010-0019	Farmers Coop. Tel. Co. and MCC Telephony of Iowa d/b/a Mediacom - Adopt	02/11/10	03/24/10
NIA-2010-0020	Farmers Mutual Tel. Co. and MCC Telephony of Iowa d/b/a Mediacom - Adopt	02/11/10	03/24/10
NIA-2010-0021	Farmers Tel. Co. and MCC Telephony of Iowa d/b/a Mediacom - Adopt	02/11/10	03/24/10
NIA-2010-0022	Kalona Coop. Tel. Co. and MCC Telephony of Iowa d/b/a Mediacom - Adopt	02/11/10	03/24/10
NIA-2010-0023	Rockwell Coop. Tel. Assn. and MCC Telephony of Iowa d/b/a Mediacom - Adopt	02/11/10	03/24/10
NIA-2010-0024	Sully Tel. Assn. and MCC Telephony of Iowa d/b/a Mediacom - Adopt	02/11/10	03/24/10
NIA-2010-0025	Qwest Corp./OpenCom, Inc. – Interconnection	02/11/10	03/24/10
NIA-2002-0016	Qwest/CS Technologies – Amendment 6	02/17/10	03/30/10
NIA-2010-0026	Qwest Corp./OpenCom, Inc. - Adopt	02/23/10	04/05/10
ARB-2004-0001	Qwest/AT&T Comm. of the Midwest – Amendment 7	02/24/10	04/06/10
ARB-2004-0001	Qwest/TCG Omaha – Amendment 8	02/24/10	04/06/10
NIA-2010-0027	Qwest/Intrado Comm., Inc. - Interconnection	03/02/10	04/12/10
ARB-2004-0001	Qwest/AT&T Comm. of the Midwest – Amendment 9	03/16/10	04/26/10
ARB-2004-0001	Qwest/TCG Omaha – Amendment 10	03/16/10	04/26/10
NIA-2010-0028	CenturyTel of Chester and Postville d/b/a CenturyLink and Bullseye Tel.	03/26/10	05/06/10
NIA-2010-0029	Hospers Telephone Exchange. and Heartland Telecomm. of Iowa - Interconnection	04/01/10	05/12/10

DOCKET	INCUMBENT/COMPETITOR	FILED	APPROVED
NIA-2010-0030	Qwest/LifeConnex Telecom LLC - Interconnection	04/27/10	06/07/10
NIA-2010-0031	Iowa Telecom/PST Digital, LLC – Opt-in Agreement	04/27/10	06/07/10
NIA-2010-0032	Qwest/Neutral Tandem, Inc.	05/05/10	06/15/10
NIA-2010-0032	Qwest/Neutral Tandem, Inc. – Amendment 1	05/11/10	06/21/10
NIA-2010-0032	Qwest/Neutral Tandem, Inc. – Amendment 2	05/11/10	06/21/10
NIA-2005-0002	Qwest/Internet Solver, Inc. a/k/a Internet Solver-Amendment 6	05/12/10	06/22/10
NIA-2010-0033	Qwest/Triarch Marketing, Inc. d/b/a Triarch Communications - Adopt	05/18/10	06/28/10
NIA-2010-0034	Danville Mut. Tel. Co./MCC Telephony of Iowa d/b/a Mediacom - Adopt	06/08/10	07/19/10
NIA-2010-0035	Sharon Tel. Co./MCC Telephony of Iowa d/b/a Mediacom	06/08/10	07/19/10
NIA-2010-0036	Wellman Coop.Tel. Assn./MCC Telephony of Iowa d/b/a Mediacom - Adopt	06/08/10	07/19/10
NIA-2010-0026	Qwest/OpenCom, Inc.	06/29/10	08/09/10
NIA-2010-0037	Frontier Communications of Iowa, LLC	06/29/10	08/09/10
NIA-2008-0015	Qwest and XO Communications	06/30/10	08/10/10
NIA-2006-0095	Qwest/MCI metro Access – Amendment 7	08/03/10	09/12/10
NIA-2010-0038	Swisher/Mediacom	08/17/10	09/27/10
NIA-2010-0039	Mabel/Mediacom	08/17/10	09/27/10
NIA-2010-0040	Qwest/Liberty Bell	08/24/10	10/04/10
NIA-1998-0016	Qwest/iWireless	08/24/10	10/04/10
NIA-2010-0041	Alpine Communications - Adopt	09/22/10	11/02/10
NIA-2010-0042	Iowa Wireless Services/iWireless	09/23/10	11/03/10
NIA-2010-0043	Qwest/NorthStar Telecom	09/29/10	11/09/10
NIA-2010-0044	Qwest/Internet Solver, Inc. a/k/a Internet Solver	09/29/10	11/09/10
NIA-2010-0045	Qwest/Preferred Long Distance, Inc.	10/05/10	11/15/10
NIA-2010-0046	Qwest/Cordia Communications Corp.	10/05/10	11/15/10
NIA-2010-0047	Qwest/Navigator Communications	10/12/10	11/22/10
NIA-2010-0048	Qwest/QuantumShift, Inc.	10/12/10	11/22/10
NIA-2010-0049	Qwest/US Cellular Corp.	10/26/10	12/06/10
NIA-2010-0050	Liberty-Bell Telecom, LLC/Qwest	10/26/10	12/06/10
NIA-2010-0051	Qwest/NexGen Integrated Communications, LLC	10/26/10	12/06/10
NIA-2010-0052	Communications 1 Network, Inc./Greenway Communications, LLC	10/27/10	12/07/10

DOCKET	INCUMBENT/COMPETITOR	FILED	APPROVED
NIA-2010-0053	Qwest/Broadview Networks, Inc.	10/27/10	12/07/10
NIA-2010-0054	SouthSlope Coop/MCC Telephony of Iowa d/b/a Mediacom	11/04/10	12/14/10/
NIA-2010-0055	Qwest/Advanced Integrated Technologies	11/16/10	12/27/10
NIA-2010-0056	Qwest/Prime Time Ventures	11/16/10	12/27/10
NIA-2010-0057	Qwest/Internet Solver	11/16/10	12/27/10
NIA-2010-0058	Qwest/Access Point	11/16/10	12/27/10
NIA-2010-0059	Qwest/EnTelegent Solutions	11/17/10	12/28/10
NIA-2010-0060	Qwest/American Fiber Network	11/23/10	Pending
NIA-2010-0061	Qwest/Ernest Communication	11/24/10	Pending
NIA-2010-0069	Qwest/LH Telecom	12/21/10	Pending
NIA-2010-0070	Qwest/Iowa Telecom Comm.	12/21/10	Pending
NIA-2010-0071	Qwest/Crystal Comm/Hickory Tech	12/21/10	Pending
NIA-2010-0072	Qwest/BullsEye Telecom	12/28/10	Pending

## NOTICES OF INQUIRY (NOI)

***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-2008-0002 STATE UNIVERSAL SERVICE FUND**

On September 12, 2008, the Board issued an order initiating an inquiry to evaluate whether issues and changed conditions necessitated implementation of a state universal service fund (SUSF). The Board has the authority to implement an SUSF to ensure that quality telecommunications services are universally available in Iowa at just and reasonable rates. The Board had previously investigated the need for such a fund and concluded it was not necessary at the time. In opening the new inquiry, the Board noted that some local exchange carriers asserted that recent reductions in local exchange access rates, combined with possible further reductions in the future, reduced revenues to the point that their ability to offer quality service at just and reasonable prices may be affected. However, in March 2010, the FCC released the National Broadband Plan (NBP), which includes recommendations to reform the federal Universal Service Fund and the intercarrier compensation system which includes access rates. The proposed reforms could affect the revenues of Iowa's telecommunications carriers. In order to

gather information from consumers, telecommunications service providers, governmental agencies, and others affected by the NBP, the Board initiated an inquiry into the NBP on August 25, 2010 (Docket No. NOI-2010-0002). The Board noted in that order that it could be several years before the full impact of the NBP reforms is known. Because the proposed federal reforms make it difficult for the Board to move ahead with its inquiry into the SUSF, on August 25, 2010, the Board issued an order terminating the inquiry into a state universal service fund.

### **NOI-2008-0003 PURPA STANDARDS IN THE ENERGY INDEPENDENCE AND SECURITY ACT OF 2007**

On December 19, 2007 the Energy Independence and Security Act (EISA) was signed into law. Among its many provisions were four new federal electric ratemaking standards added to the Public Utility Regulatory Policies Act of 1978 (PURPA). The first two PURPA standards in EISA were integrated resources planning and rate design modifications to promote energy efficiency investments. The other two standards were consideration of smart grid

investments and smart grid information. Pursuant to EISA, the Board was required to commence a proceeding on or before December 19, 2008, to consider adopting the four new PURPA standards. The Board could decline or adopt or implement any or all of the standards for electric utilities over which it has ratemaking authority but had to state in writing the reasons for its decision on or before December 19, 2009. On December 5, 2008, the Board issued an order initiating a notice of inquiry to investigate these standards. In its order, the Board stated that some of the standards, at least in part, appeared to already have been adopted while other standards may conflict, at least in part, with Iowa law. On June 29, 2009, the Board issued an order soliciting comments on smart grid, scheduling a workshop for August 24, 2009, and requiring filing using its electronic filing system. On December 17, 2009, the Board issued an order declining to adopt the four PURPA standards and continuing the inquiry. On March 9, 2010, the Board issued an order scheduling an additional workshop for April 16, 2010, and expanding the inquiry. On March 29, 2010, the Board issued an order temporarily prohibiting aggregators of retail customers from operating in Iowa and allowing comments. The workshop on smart grid and aggregation of retail customer issues was held as scheduled on April 16, 2010. On April 21, 2010, the Board issued an order providing participants in the workshop the opportunity to file their presentations and any additional comments. The docket is pending.

#### **NOI-2009-0001 TELECOMMUNICATIONS MARKET MONITORING SURVEY FOR LOCAL VOICE SERVICES**

On July 7, 2009, the Board initiated an inquiry into Iowa's telecommunications market. The purpose of the inquiry was to provide a current view of competition for local voice services across Iowa. As part of the inquiry, the Board collected data from local telecommunications service providers in Iowa through the use of a survey. The inquiry was completed and on September 23, 2010, the Board released its report entitled "2009 Telecommunications Market Monitoring Survey for Retail Local Voice Services in Iowa."

#### **NOI-2010-0001 BROADBAND TECHNOLOGY OPPORTUNITIES PROGRAM**

On April 5, 2010, the Board opened an inquiry to gather information from applicants for federal broadband grants from the Broadband Technology Opportunities Program (BTOP) administered by the National Telecommunications and Information Administration, U.S. Department of Commerce (NTIA). Iowa Governor Chet Culver asked the Board to review the applications to assist him in providing input to the NTIA regarding broadband projects proposing to serve Iowa. The April 5 order required BTOP applicants to submit copies of their federal applications to the Board to be considered by the Board as part of its review of applications. On April 15, 2010, the Board conducted an oral comment presentation to allow BTOP applicants and interested members of the public an opportunity to comment about specific applications. On

May 26, 2010, a second oral comment presentation was held to consider one additional BTOP application. The Board assigned seven of its senior staff from the agency's Telecommunications and Policy Development sections to conduct a technical review of the applications. A total of 16 applications were reviewed and scored by Board staff, using evaluation criteria modeled on the NTIA's evaluation criteria. Based on a suggestion from the NTIA, the Board classified the highest scoring projects from each of the three BTOP funding categories as either "recommended" or "highly recommended" in the report to the Governor. In preparing the report, the Board considered the written submissions and all comments submitted at the oral presentation. The Board submitted two reports to the Governor's office making recommendations for funding. The first report was dated April 23, 2010, and the second report was dated May 27, 2010. Ultimately, the NTIA awarded grants to

three of the projects recommended by the Board. On October 29, 2010, after all grants had been awarded, the Board issued an order terminating this docket.

**NOI-2011-0002 NATIONAL BROADBAND  
PLAN AND STATE BROADBAND  
DEPLOYMENT PLAN**

On August 25, 2010, the Board issued an order initiating this notice of inquiry to gather information about the potential effects of the National Broadband Plan in Iowa and related Broadband deployment issues. The NOI would assist the Board in preparing possible responses to anticipated FCC proceedings that would be necessary to implement the National Broadband Plan. John Ridgway, the Board's Telecommunications Section Manager, was appointed as inquiry manager for this docket. The docket is pending.

## PIPELINE DOCKETS (P)

***A pipeline permit is the authorization granted by the Board for the construction, maintenance, and operation of an intrastate pipeline under Iowa Code Chapter 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.***

### 2009 NATURAL GAS PIPELINE DOCKETS

<b>Docket</b>	<b>Company</b>	<b>Granted</b>	<b>Permit No.</b>	
P-0882	IPL	03/22/10	1248	Clinton Lateral (Mississippi River)
P-0761	IPL	04/07/10	1249	Mt. Pleasant Lateral 2
P-0872	BHE	12/02/10	1231	VeraSun Hartley Ethanol Plant Lateral
P-0457	IPL	12/02/10	1252	Corydon Lateral
P-0459	IPL	12/02/10	1251	Albia Lateral
P-0067	MEC	12/02/10	1250	Davenport Lateral



## REFUNDS (RFU)

***The Board initiates an RFU when a refund involving a utility requires special analysis.***

### **RFU-2009-0005 (RPU-2009-0004) IOWA-AMERICAN WATER COMPANY**

On October 8, 2009, the Board issued its "Order Approving Settlement and Requiring Filings" in Docket No. RPU-2009-0004. Because the final rate increase approved by the Board was less than the amount Iowa-American collected in temporary rates, Iowa-American filed a request on November 3, 2009, for approval of a refund plan. Iowa-American filed revisions to its refund plan on December 14, 2009. Iowa-American calculated the total refund amount, applicable to the period that it billed customers using temporary rates (July 27, 2009, through November 5, 2009), to be approximately \$227,000. Iowa-American included interest on the refund amount. On December 24, 2009, the Board approved the refund plan. Iowa-American was required to file a refund report upon completion of the refund. On May 11, 2010, Iowa-American filed its refund report. The report showed that the total amount refunded to

customers, including interest and sales tax, was \$212,503.83. Of this amount, \$180,754.43 went to customers in the Quad Cities district and \$31,749.40 to customers in the Clinton district. Refunds were made via a bill credit. On June 22, 2010, the Board issued an order accepting the refund report subject to complaint or investigation.

### **RFU-2010-0001 MIDAMERICAN ENERGY COMPANY**

On November 1, 2010, MEC filed a natural gas pipeline refund plan, estimated to refund \$134,396 to residential customers, \$77,193 to commercial customers, and \$11,069 to industrial customers in Iowa. On December 2, 2010, the Board accepted MEC's refund plan to become effective as part of the December 2010 purchased gas adjustment, subject to complaint or investigation.

## RATE PROCEEDINGS (RPU)

***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 sufficient earnings for 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.***

*RPUs 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, the Office of Consumer Advocate, and intervenors. At the conclusion, the Board may approve the company's rate request in full, approve some or none of it, or order a rate decrease.*

### **RPU-2010-0001 INTERSTATE POWER AND LIGHT COMPANY**

On March 10, 2010, IPL filed a petition seeking a permanent annual electric revenue increase of approximately \$163 million (14 percent). On March 20, 2010, IPL implemented a temporary increase of about 10 percent (\$119 million), not requiring pre-approval of the Board but subject to rate refund pending the Board's decision in the case. The impact of the proposed rate increase on customer rates varied according to customer class and rate zone. On April 6, 2010, the Board issued an order announcing a procedural schedule and scheduling an evidentiary hearing to begin on September 20, 2010. Customer comment meetings were held in Peosta, Marion, Spirit Lake, Mason City, Newton, Osceola, Fort Madison, and Ottumwa in April 2010. On May 12, 2010, in West Branch, Board and Office of Consumer Advocate staff participated in a locally organized community comment meeting regarding the

IPL rate increase request. On June 29, 2010, the Board issued an additional order with questions about the impact of Alliant Energy Company's announced staffing and organizational changes. On December 15, 2010, the Board held an oral decision meeting in which the Board decided it would grant a portion of IPL's requested permanent electric rate increase while ordering customer refunds because final rates would be less than the temporary rates in effect since March 2010. The Board said it would allow a permanent annual revenue increase estimated at \$114.5 million (about 9 percent). About \$4.5 million of excess in temporary rates would be refunded to customers with interest. The Board noted that approximately one-third of the final rate increase announced by the Board was, in effect, determined in an earlier advance ratemaking decision regarding the utility's Whispering Willows East wind farm in northern Iowa, which Alliant/IPL included for cost recovery in its rate request. The

Board also established a 10 percent return on equity in its oral decision. The Board approved an IPL request for automatic recovery of its transmission costs, but only if the utility agreed to a minimum three-year rate freeze. The Board also said it would order a review of IPL's and Alliant's management and affiliate transactions in a non-rate-case setting as part of its ongoing responsibility to ensure ratepayer dollars are being wisely spent. Full and final details would be included in the Board's written decision, which was expected in January 2011.

**RPU-2010-0002 BLACK HILLS ENERGY**

On June 8, 2010, BHE petitioned the Board for a permanent annual revenue increase from natural gas service rates of approximately \$4.7 million (2.9 percent), which if fully granted would raise monthly bills of residential customers an average of

about 3.4 percent. As permitted by Iowa law, a temporary rate increase of about 1.6 percent (\$2.6 million annual revenue increase), which did not require pre-approval from the Board, went into effect on June 18, 2010. If the permanent rates granted are less than the temporary rates, customers will receive a refund plus interest for any over-collection. Customer comment meetings were held in Newton, Dubuque, and Council Bluffs in June and July 2010. On August 20, 2010, Black Hills, the Office of Consumer Advocate, and Constellation New Energy – Gas Division, LLC, filed a settlement agreement. The settlement proposed that Black Hills be granted an increase in annual Iowa jurisdictional revenues of \$3.4 million. On October 12, 2010, the Board held a settlement hearing. The Board was expected to make its final decision in this case by April 2011.

## **RULE MAKINGS (RMU)**

***The 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, or RMUs.***

### **RMU-2009-0006 REQUIREMENTS FOR ABBREVIATED FRANCHISE PETITION [199 IAC CHAPTER 11]**

On December 9, 2009, the Board issued an order establishing an abbreviated franchise process for situations where an electric company is upgrading a 34.5 kilovolt electric line to be capable of operating at 69 kilovolt, so long as the upgrade meets certain conditions. The amendments implement the abbreviated franchise process enacted by the Iowa General Assembly as Iowa Code § 478.1(5). The amendments became effective On February 3, 2010.

### **RMU-2009-0008 ELECTRIC INTERCONNECTION OF DISTRIBUTED GENERATION FACILITIES**

On September 16, 2009, the Board commenced a rule making to receive public comment on proposed amendments to 199 IAC 15.8, 15.10, and 15.11 and new Chapter 45 dealing with electric interconnection of distributed generation facilities. Written comments were received. On December 10, 2009, an oral presentation was held. On March 23, 2010, an additional oral presentation/workshop to discuss unresolved technical issues was held. On May 26, 2010, the Board adopted interconnection rules, which apply only to PURPA qualifying facilities, alternate energy production facilities, and rate-regulated utilities. Under the rules, there are four

levels of review, with three of those levels providing for expedited review to facilitate interconnection of distributed generation facilities. On July 21, 2010, the rules became effective.

### **RMU-2009-0009 HIGH VOLUME ACCESS SERVICE**

On September 18, 2009, the Board commenced a rule making to receive public comment regarding high volume access service (HVAS) and the effect HVAS can have on a local exchange carriers' (LECs') revenues from intrastate switched access services. The amendments focused on situations in which an LEC's rates for intrastate access services are indirectly based on relatively low traffic volumes but the LEC then experiences a relatively large and rapid increase in those volumes, resulting in a substantial increase in revenues without a matching increase in the total cost of providing access service. The Board received written comments from several participants and an oral comment presentation was held on December 8, 2009. On June 7, 2010, the Board issued an order adopting the amendments with revisions based on the comments received and the Board's final review of the amendments. The amendments became effective on August 4, 2010.

#### **RMU-2009-0010 SMALL WIND INNOVATION ZONES**

On July 7, 2010, the Board issued an order adopting rules to implement House File 810, now Iowa Code § 476.48, which directs the Board to establish and administer a small wind innovation zone program. The program is to facilitate and expedite interconnection of small wind energy systems with electric utilities within areas designated as small wind innovation zones. Pursuant to the statute, various political subdivisions can be designated small wind innovation zones if a model ordinance is adopted. The model ordinance was jointly developed by a group that included the Iowa League of Cities, the Iowa Wind Energy Association, and others. Among other things, the rules set forth the application requirements to become a small wind innovation zone. The amendments and new rules became effective on September 1, 2010.

#### **RMU-2009-0011 RESCISSION OF OUTAGE NOTIFICATION REQUIREMENTS FOR TELECOMMUNICATIONS PROVIDERS [199 IAC 22.8]**

On January 21, 2010, the Board issued an order rescinding 199 Iowa Administrative Code 22.8, the Board's outage notification rules for telecommunications providers. The Board stated that it was rescinding the outage notification rules, which mirrored the Federal Communication Commission (FCC) notification requirements because the FCC requirements did not provide timely notification of loss of service by customers that was needed when emergencies occurred. The Board also terminated a rule

making in Docket No. RMU-2009-0002 that would have established new notification requirements for certificated local exchange companies. The Board stated in that docket that it would conduct a comprehensive review of outage notification requirements for all telecommunications providers, including wireless carriers, before new outage notification requirements were proposed. The rescission was effective March 17, 2010.

#### **RMU-2010-0001 DISCONNECTION OF RESIDENCE WITH A DEPLOYED SERVICE MEMBER [199 IAC 19 AND 20]**

On September 1, 2010, amendments to the Board's electric and gas disconnection rules found in 199 IAC 19 and 20 were adopted to prohibit disconnection of service to a household in which one of the heads of household is a service member deployed for military service. The prohibition, contained in Senate File 2297 (Iowa Code §476.20(3)), applies during the deployment and 90 days after the end of the deployment. The amendments became effective on October 27, 2010.

#### **RMU-2010-0002 EXTERIOR FLOOD LIGHTING [199 IAC 35 AND 36]**

On September 15, 2010, the Board issued an order adopting amendments to exterior flood lighting rules. Iowa Code §364.23 and 476.62 provide that exterior flood lighting, such as street and security lighting, shall be replaced with high pressure sodium lighting or its equivalent. Standards for exterior flood lighting in the rules were updated to reflect advances in technology that make other forms of outdoor lighting, particularly

light-emitting diode or solid-state lighting, as efficient as some types of high-pressure sodium lighting. On November 10, 2010, the amendments became effective.

**RMU-2010-0003 REVISIONS TO RULES  
GOVERNING CERTIFICATES OF  
FRANCHISE AUTHORITY FOR CABLE AND  
VIDEO SERVICE**

On November 3, 2010, a "Notice of Intended Action" with the proposed amendments was published in the Iowa Administrative Bulletin. The proposed

amendments would revise the Board's rules at 199 IAC 44 to conform to Legislative changes to Iowa Code Chapter 477A, the statute that authorizes the Board to issue certificates of franchise authority to cable and video service providers. 2010 Iowa Acts, Senate File 2324 made several changes to Iowa Code Chapter 477A and became effective upon enactment on April 12, 2010. This docket is pending.

SERVICE PROCEEDINGS (SPU)

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

**SPU-2008-0010 INDEPENDENCE LIGHT & POWER, TELECOMMUNICATIONS V. EAST-CENTRAL IOWA RURAL ELECTRIC COOPERATIVE**

On October 14, 2008, Independence filed a petition to modify the electric service territory boundary between itself and East-Central. Independence alleged, among other things, that it could provide more adequate, reliable, and efficient service to a portion of East-Central's service territory and that Iowa law allows the Board to modify exclusive electric service territory boundaries at the request of a utility if the Board finds it is in the public interest to do so. On October 20, 2008, the Office of Consumer Advocate filed an appearance. On October 31, 2008, East-Central filed an answer and affirmative defenses. On November 4, 2008, the Board issued an order docketing the petition and assigning it to its Administrative Law Judge (ALJ) for further proceedings, including establishing a procedural schedule, ruling on any motions, and conducting a hearing. The Board also directed the ALJ to conduct a pre-hearing conference. On December 8, 2008, the pre-hearing conference was held. The parties stated they needed time to conduct discovery before the setting of a procedural schedule and hearing date. The parties agreed to file a joint status report with the Board on January 30, 2009, informing the ALJ of the progress of discovery. Additional joint status reports were filed in the first half of 2009.

On July 29, 2009, Independence filed a motion to bifurcate this proceeding into two components. The first component would be to determine whether Independence's petition to modify the electric service territory boundaries between it and East Central was in the public interest. If the Board granted Independence's petition and the parties were unable to agree on a reasonable purchase price, the second component would be to determine the reasonable purchase price of East-Central facilities and any related acquisition costs. On August 12, 2009, the Board denied the request to bifurcate the proceeding. On October 15, 2009, a prehearing conference was held. The hearing in the case was held February 16 through 19, 2010. On February 23, 2010, a post-hearing order was issued. The post-hearing order memorialized a number of clarifications and agreements regarding exhibits and documents that were made during the hearing and set forth the post-hearing filing and briefing schedule. A conference call was held on April 14, 2010. All parties and interveners were represented by counsel on the call. On December 15, 2010, the ALJ issued a proposed decision order, denying the petition to modify the service territory boundaries, ordering joint modification of service territory petitions be filed for any "side agreements" to provide electric service to another utility's assigned service territory, and requiring that Independence, East-Central, and IPL work

with Board staff to clarify the Board's official service territory maps and legal descriptions.

**SPU-2009-0010 WINDSTREAM CORPORATION AND IOWA TELECOMMUNICATIONS SERVICES, INC., D/B/A IOWA TELECOM**

On December 21, 2009, Iowa Telecom and Windstream (Applicants) filed a proposal for review of a proposed reorganization. The Applicants entered into a merger agreement pursuant to which all stock owned by Iowa Telecom shareholders would be exchanged for Windstream stock and a cash payment. Iowa Telecom would become a Windstream subsidiary, which would be renamed "Windstream Iowa Communications, Inc.," after the transaction. On February 5, 2010, the Board issued an order docketing the proposal for reorganization, extending the review deadline by 90 days, noticing an evidentiary hearing, and setting a procedural schedule. On April 30, 2010, the Board issued an order that permitted the reorganization proposed by the applicants to proceed and terminated the docket. Based on the testimony and evidence filed pursuant to Iowa Code § 476.77 and 199 IAC 32, the Board found the Applicants had established that the proposed reorganization was not contrary to the interests of ratepayers and the public interest. The Board also found that the other statutory factors were satisfied, in that the Board would have reasonable access to the books, records, and documents of Iowa Telecom after the reorganization; Iowa Telecom's ability to attract capital on reasonable terms and to

maintain a reasonable capital structure would not be impaired; and Iowa Telecom's ability to provide safe, reasonable, and adequate service would not be impaired.

**SPU-2010-0001 ENBRIDGE GAS SERVICES (U.S.) INC. N/K/A ENBRIDGE GAS SERVICES (U.S.) L.L.C.**

On February 18, 2010, Enbridge Inc. filed notification of its merger with Tidal Energy Marketing (U.S.) L.L.C. and the creation of Enbridge L.L.C. as the entity that would be providing competitive natural gas provider (CNGP) service to large volume customers in Iowa. Enbridge L.L.C. is a limited liability corporation formed in the State of Delaware and is registered with the Iowa Secretary of State. Enbridge Inc. stated that all contacts and other information related to CNGP service in Iowa would remain the same. On March 30, 2010, the Board issued an order recognizing the name change and amending the certificate to provide large volume gas service.

**SPU-2010-0002 (RPU-1994-0003) MIDAMERICAN ENERGY COMPANY INCENTIVE GAS SUPPLY PROCUREMENT PLAN**

On July 21, 1994, Midwest Gas filed a request to increase its rates. The filing included an Incentive Gas Supply Procurement Plan (IGSPP), which Midwest Gas proposed to implement for a three-year period beginning on November 1, 1995. Midwest Gas was to receive a monetary reward or penalty depending on how its gas procurement costs compared with a benchmark. The benchmark costs were based on the cost of the gas and gas storage



and the cost to reserve capacity on the pipelines that deliver the gas. The benchmark was calculated using several natural gas indices and FERC-approved rates. On May 19, 1995, in Docket No. SPU-1994-0014, the Board approved the merger of Midwest Gas with Iowa-Illinois Gas and Electric Company (Iowa-Illinois) to form MidAmerican Energy Company (MEC). The Board also approved MEC's IGSP for the three-year period beginning on November 1, 1995. The Board directed MEC to file reports containing plan results on a semi-annual basis. On November 1, 1995, MEC filed a letter requesting to include the former Iowa-Illinois' gas supply procurement costs in the IGSP. On December 11, 1995, the Board issued an order granting MEC's request. Subsequently, the Board has allowed several extensions of the program. However, with each extension, parameters were changed to make it more difficult to keep costs under revised benchmark costs and to obtain a reward. A comparison of the benchmark costs to actual costs is calculated at six-month intervals. After each six-month period, a reward or penalty is applied over the next like six-month period. On December 18, 2006, the Board issued an order granting the most recent extension, allowing MEC to extend the program through October 31, 2010. On February 24, 2010, MEC filed its six-month report containing the results for the period from May 2009 through October 2009, which the Board approved on May 17, 2010. On August 27, 2010, MEC filed its six-month report containing the results for the period from November 2009 through April 2010,

which the Board approved on October 29, 2010.

**SPU-2010-0003 MIDAMERICAN ENERGY COMPANY**

On March 18, 2010, MEC and Eastern Iowa Light and Power Company, filed a joint petition for modification of electric service area boundaries. The petition proposed that a trade of territory between MEC and Eastern Iowa would alleviate a duplication of facilities at a proposed housing development. On May 25, 2010, the Board approved the modification.

**SPU-2010-0004 (CGP-2001-0010) NORTHWESTERN SERVICE CORPORATION F/K/A NORTHWESTERN ENERGY, A DIVISION OF NORTHWESTERN CORPORATION**

On March 29, 2010, Northwestern Services, LLC, submitted notice of name change pursuant to 199 IAC 19.14(3).

**SPU-2010-0005 BLACK HILLS/IOWA GAS UTILITY COMPANY, LLC, D/B/A BLACK HILLS ENERGY**

On April 5, 2010, BHE filed an application to abandon approximately 40 small volume farm taps located in several Iowa counties. Farm tap customers are individual customers that take service directly from the interstate pipeline rather than from the local distribution company pipeline. On June 7, 2010, the Board granted the application to abandon service to farm tap customers. The order also required BHE to contact each farm tap customer to discuss their alternate service options and to inform them of their right to file a complaint with the Board.

**SPU-2010-0006 QWEST  
COMMUNICATIONS INTERNATIONAL,  
INC., AND CENTURYTEL, INC.**

On May 25, 2010, Qwest and CenturyLink (Applicants) filed an application for expedited reorganization approval. The Applicants requested that the Board approve the indirect transfer of control of Qwest's operating subsidiaries, Qwest Corporation, Qwest LD Corp., and Qwest Communications Company, LLC, to CenturyLink. According to the Applicants, the proposed reorganization was a parent-level, stock-for-stock transaction that required no new financing or refinancing and added no new debt. Several parties requested intervenor status in the proceeding. Those requests were granted and the intervenors included Cox, Mediacom, PAETEC, Sprint, 360networks, US Cellular, Communications Workers of America, Cedar Falls Utilities, Windstream, and LISCO. The Office of Consumer Advocate (OCA) was also a party to the proceeding. On August 16, 2010, the Applicants and the OCA filed a settlement agreement explaining that the agreement resolved the issues between the Applicants and the OCA in this proceeding. The applicants indicated they amended their proposal for reorganization to reflect the commitments made in the OCA settlement regarding post-merger integration and service quality reporting, access to the merged company's records, and charitable contributions. A hearing convened on September 27, 2010. Prior to the start of the hearing, the applicants and counsel for most of the intervening competitive local exchange carriers (CLECs) notified the

Board that they had entered into a settlement agreement. Counsel for the intervening CLECs indicated that in light of the settlement, none of the intervening CLECs would participate in the hearing. Counsel provided a paper copy of a joint motion for approval of the settlement agreement, which was filed electronically later on September 27, 2010. On September 28, 2010, the applicants, Cox, Mediacom, PAETEC, Sprint, 360networks, US Cellular, and LISCO filed an amended joint motion for approval of the settlement agreement and the CLEC intervenors' motion to withdraw.

On November 19, 2010, the Board issued an order that: 1) approved the proposed settlement between the OCA and the Applicants; 2) approved the proposed settlement between the Applicants, Cox, Mediacom, PAETEC, Sprint, 360networks, US Cellular, and LISCO; and 3) did not disapprove the proposed reorganization filed by the Applicants, as modified by commitments in the approved settlement agreements and in response to Board inquiries. The Board found that based on the testimony and evidence filed and in light of the commitments made in the two settlement agreements and in response to the Board's inquiries regarding broadband investment plans, the Applicants had established that the proposed reorganization was not contrary to the interests of ratepayers and the public interest. The Board also found that the other statutory factors were satisfied. The Board would have reasonable access to the books, records, and documents of Qwest after the reorganization; Qwest's ability to attract

capital on reasonable terms and to maintain a reasonable capital structure would not be impaired; and Qwest's ability to provide safe, reasonable, and adequate service would not be impaired. The Board also noted in its order that the applicants' specific commitment to spend no less than \$25 million on broadband in Iowa in the five years following the closing of the transaction provided reasonable assurance that the merged company's investment in broadband infrastructure in Iowa would not be adversely affected by commitments made in other states.

**SPU-2010-0007 (WRU-2010-0007-0156)  
MIDAMERICAN ENERGY COMPANY**

On May 25, 2010, MEC filed an application for reorganization pursuant to Iowa Code §§ 476.76 and 476.77 (2009) and 199 IAC 32 to allow MEC to reclassify certain networked 161 kilovolt Iowa substation components from high voltage distribution accounts to transmission accounts. In the alternative, MEC filed a request for waiver of the reorganization statutes and rules. If allowed to proceed, the reorganization would mean that all of MEC's 100 kilovolt facilities (lines, substations, and associated devices) would be properly accounted for FERC transmission accounts and rates. On June 8, 2010, the OCA filed a response to MEC's proposal stating that it had no objection to the proposed reorganization. On June 25, 2010, the Board issued an order docketing the case, establishing a procedural schedule, setting an intervention deadline, requiring additional information, and setting a hearing for August 2, 2010. On July 29, 2010, the Board issued an order canceling

the hearing and terminating the docket. Based upon the testimony and evidence filed pursuant to Iowa Code §§ 476.76 and 476.77 (2009) and 199 IAC 32, including the additional information requested by the Board that was filed on July 1, July 12, and July 14, 2010, the Board found that the proposed reorganization was not contrary to the interests of ratepayers and the public interest. The Board also found the other statutory factors were satisfied and allowed the reorganization. The alternative request for waiver was moot and the Board did not address it.

**SPU-2010-0008 HEARTLAND POWER  
COOPERATIVE AND OSAGE MUNICIPAL  
UTILITY**

On May 28, 2010, Heartland and Osage filed a joint petition for modification of electric service area boundaries. The petition stated an area on the southeast corner of Osage was being considered for potential development. The parcel had no customers and neither party had facilities located within the parcel. The boundary line was roughly in the middle of the parcel. Heartland agreed to trade two parcels with potential for future development to Osage. There were no customers or facilities located in either of the two parcels. The parties believed it was in the best interest of both utilities to make the transfer before any development commenced. That alleviated the need to value the customers that would need to be transferred as well as any difficulties that may occur to the customers resulting from the transfers. On July 1, 2010, the Board approved the modification.

**SPU-2010-0009 McLeodUSA****TELECOMMUNICATION SERVICES LLC**

On September 1, 2010, McLeodUSA filed a notification indicating a corporate name change from McLeodUSA

Telemanagement, Inc. to McLeodUSA Telecommunications Services, LLC, d/b/a PAETEC Business Services. McLeodUSA also requested that the Board transfer its certificate to the new corporate entity. In support of its request, McLeodUSA stated that it had recently undergone a corporate form change and a pro forma intra-corporate reorganization. The reorganization did not change the ultimate ownership or control of operations, corporate directors, officers, managers, service offerings, or pricing. However, as part of the reorganization, the corporate form was converted to a limited liability company. On September 17, 2010, the Board issued an order recognizing the corporate name change and issuing an amended certificate.

**SPU-2010-0010 UNITE PRIVATE NETWORKS, L.L.C. AND UPN HOLDINGS LLC**

On September 13, 2010, UPN provided notice of a merger and transfer of control. On September 30, 2010, the Board informed counsel for UPN and UPN Holdings that the Board is not required under Iowa Code §476.77 to approve a reorganization for telephone utilities that are not subject to rate regulation. Since the parties to this filing are non-rate-regulated, the Board did not need to take any action and the parties were free to merge without the agency's review.

**SPU-2010-0011 ALLAMAKEE-CLAYTON ELECTRIC COOPERATIVE, INC., AND INTERSTATE POWER AND LIGHT COMPANY**

On October 14, 2010, Allamakee and IPL filed a joint petition for modification of electric service area boundaries pursuant to Iowa Code §476.25(2). No objections or other responses to the petition were filed. Allamakee and IPL agreed to modify their exclusive service territory boundaries in Allamakee County, Iowa. On November 9, 2010, the Board issued an order granting the petition for modification of service territory boundaries.

**SPU-2010-0012 INTERSTATE POWER AND LIGHT COMPANY AND GUTHRIE COUNTY RURAL ELECTRIC COOPERATIVE, INC.**

On October 19, 2010, IPL and Guthrie filed a joint petition for modification of electric service area boundaries pursuant to Iowa Code § 476.25(2). No objections or other responses to the petition were filed. IPL and Guthrie agreed to modify their exclusive service territory boundaries in Guthrie County, Iowa. On November 10, 2010, the Board issued an order granting the petition for modification of service territory boundaries.

**SPU-2010-0013(TF-2010-0150) EVERCOM SYSTEMS, INC.**

On November 3, 2010, Evercom filed notification to the Board of its name change from Evercom Systems, Inc. to Securus Technologies, Inc. Evercom also filed a tariff reflecting the name change. Evercom stated in its notifications that this name

change did not constitute a change in management, merger, transfer of assets, or sale of the company. On November 24, 2010, the Board issued an order approving the corporate name change and approving the tariff. In approving the name change and tariff filing, the Board directed Securus Technologies, Inc. to update its telecommunications service provider registration.

**SPU-2010-0014 INTERSTATE POWER AND LIGHT COMPANY AND HAWKEYE TRI-COUNTY ELECTRIC COOPERATIVE, INC.**

On November 10, 2010, IPL and Hawkeye filed a joint petition for modification of electric service area boundaries pursuant to Iowa Code § 476.25(2). IPL and Hawkeye agreed to modify their exclusive service territory boundaries in Winneshiek County, Iowa. On November 12, 2010, the Board

issued an order granting the petition for modification of service territory boundaries.

**SPU-2010-0015 (WRU-2010-0018-3575)  
DIGITAL COMMUNICATIONS, INC.**

On November 16, 2010, Digital filed a notice of service discontinuance and a request for waiver of Board rule 199 IAC 22.16(2). Digital stated it entered bankruptcy proceedings in August 2010 and that it presented a petition to the bankruptcy court for discontinuance of service effective January 13, 2011. Digital requested a waiver of the 90-day advance notice requirement as there would be no operating capital past that date. On December 1, 2010, the Board issued an order approving discontinuance of service and granting a waiver.

## TELEPHONE CERTIFICATES (TCU)

***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-2000-0058 1-800-RECONEX, INC.**

On January 28, 2010, the Board issued an order cancelling Reconex's certificate and withdrawing its tariff. Based on an informal investigation regarding the status of Reconex's business service in Iowa, it appeared Reconex had ceased normal operations in Iowa.

### **TCU-2005-0011 COMMPARTNERS, LLC**

On January 28, 2010, the Board issued an order canceling CommPartners' certificate and withdrawing its tariff. The Board found that CommPartners was not reporting local exchange revenues in Iowa and was not providing landline local telephone service. Therefore, CommPartners was not permitted to continue to hold a certificate for the purpose of providing local exchange service when CommPartners did not foresee offering such service in the future.

### **TCU-2005-0017 AND TCU-2007-0001 COMTEL TELECOM ASSETS LP AND MATRIX TELECOM, INC.**

On April 29, 2010, Comtel and Matrix filed a joint application whereby Comtel would transfer all of its customers and assets to Matrix. Comtel and Matrix were both

certificated competitive local exchange carriers in Iowa, with both carriers providing interexchange services. As part of the joint application, Comtel filed a plan for transferring its entire customer base to Matrix. After completion of the transfer, the joint applicants asked that Comtel's local exchange certificate be cancelled. On May 24, 2010, the Board issued an order approving the joint application for discontinuance of service and authorizing transfer of the customer base.

### **TCU-2005-0019 ONVOY, INC.**

On February 1, 2010, the Board issued an order stating its intent to cancel Onvoy's certificate to provide local exchange telecommunications service in Iowa and to withdraw Onvoy's local exchange tariff. The Board stated that Onvoy was not reporting local exchange revenues in Iowa, was not providing landline local exchange service, and did not foresee offering such service in the future. On February 22, 2010, Onvoy filed a motion for reconsideration or, in the alternative, for clarification and provided additional information about Onvoy's current services in Iowa. Onvoy sought a modified revocation order or

clarification regarding the need for a certificate. Members of Board staff met with representatives from Onvoy on March 24, 2010. Onvoy informed Board staff that it sought clarification regarding whether Onvoy needed a certificate to continue to provide intrastate tandem switching in Iowa. Onvoy also informed staff that it would like the Board to consider allowing Onvoy to file an intrastate access tariff and price list with the Board that contained rates, terms, and conditions for tandem switching if a certificate and local exchange tariff are not required to perform its tandem switching function. The Board found that Onvoy does not provide local exchange service in Iowa and therefore does not need to have a certificate issued by the Board or a local exchange tariff on file with the Board. The Board also found that Onvoy is not required to have an intrastate access tariff on file with the Board in order to continue to provide intrastate tandem switching services. Those services are not regulated by the Board and Onvoy does not satisfy the requirements for rate regulation found in Iowa Code § 476.1 that would require it to have a tariff approved by the Board. On May 28, 2010, the Board issued an order cancelling Onvoy's certificate and withdrawing its tariff.

#### **TCU-2009-0015 LIFECONNEX TELECOM, LLC**

On June 18, 2009, Lifeconnex filed an application for a certificate to provide local telecommunications service in Iowa. That application was identified as Docket No. TCU-2009-0010. On July 20, 2009, the Board issued an order stating that Board

staff had identified potential concerns that should be investigated. The Board docketed the application for further investigation and ordered Lifeconnex to file answers to questions attached to the order on or before July 31, 2009. On September 3, 2009, Lifeconnex filed a letter requesting a withdrawal of its application. On September 8, 2009, the Board's Administrative Law Judge (ALJ) issued an order granting the request and closing the docket, without prejudice. As part of that order, the ALJ stated that if Lifeconnex chose to file a new application, Lifeconnex must include the answers to the Board's questions identified in the July 20, 2009, order with its application. On September 18, 2009, Lifeconnex filed a new certificate application. Lifeconnex stated that its service area would mirror the exchange service area maps of Qwest Corporation and Iowa Telecommunications Services, Inc. On October 1, 2009, Lifeconnex filed answers to the Board's earlier questions. Upon review of Lifeconnex's application and responses to the identified questions, the Board determined that additional time to review the application and responses was necessary to adequately consider Lifeconnex's application. On December 17, 2009, the Board issued an order extending the time for making a determination regarding Lifeconnex's application to February 15, 2010. On February 11, 2010, the Board issued an order granting the certificate application and a concurrence in the local exchange maps of Qwest and Iowa Telecom. A certificate will be issued when the company has an approved tariff on file with the Board.

**TCU-2009-0017 INTELEPEER, INC.**

On November 17, 2009, IntelPeer filed an application for a certificate to provide local exchange telecommunications service in Iowa. IntelPeer requested that it be authorized to provide facilities-based and resold local exchange telecommunications services. On February 11, 2010, the Board issued an order approving the application and concurrence in the exchange maps of Qwest. On March 1, 2010, IntelPeer filed a proposed local exchange tariff containing the terms and conditions for its Iowa local exchange service. On October 4, 2010, the Board approved the tariff and issued a certificate.

**TCU-2009-0018 BROADVIEW NETWORKS INC.**

On January 25, 2010, the Board issued an order approving Broadview's application to provide local exchange telecommunications service in Iowa. On August 26, 2010, Broadview filed a proposed local exchange tariff. On September 17, 2010, the Board issued an order approving the tariff and issuing a certificate.

**TCU-2010-0001 (TF-2010-0048)  
FYREHOUSE COMMUNICATIONS, INC.**

On January 13, 2010, fyreHOUSE filed an application for a certificate to provide competitive local exchange service in the exchange areas served by Qwest, Frontier, and Iowa Telecom. On April 8, 2010, the Board issued an order granting the application and concurrence in maps. On April 28, 2010, fyreHOUSE filed a proposed local exchange tariff identifying the exchange areas where it proposed to initially

provide service. On May 25, 2010, the Board issued an order approving the tariff and issuing a certificate.

**TCU-2010-0002 TRIARCH MARKETING, INC.**

On February 15, 2010, Triarch filed an application for certificate to provide local exchange telecommunications service in Iowa. Triarch stated that it would mirror the service area maps of Qwest and Iowa Telecom. On July 13, 2010, the Board issued an order rejecting the application without prejudice. The Board found that Triarch's application and responses to the Board's questions did not show that the public interest was met.

**TCU-2010-0003 AMERICAN DIAL TONE, INC.**

On February 16, 2010, American Dial Tone filed an application for a certificate to provide local exchange telecommunications service in Iowa. American Dial Tone stated that it would mirror the service area maps of Qwest and Iowa Telecom. On July 15, 2010, the Board issued an order rejecting the application without prejudice. The Board found that American Dial Tone's application and responses to the Board's questions did not show that the public interest was met.

**TCU-2010-0004 (TF-2010-0138)  
CREXENDO BUSINESS SOLUTIONS, INC.**

On August 3, 2010, the Board issued an order approving Crexendo's application to provide local exchange service in Iowa. The Board also approved Crexendo's concurrence in the exchange maps of Qwest and Windstream. On October 12, 2010,



Crexendo filed a proposed local exchange tariff containing the terms and conditions for local exchange service in Iowa as described in the local exchange maps of Qwest and Windstream. On November 1, 2010, the Board issued an order approving the tariff and issuing a certificate.

**TCU-2010-0005 321 COMMUNICATIONS, INC.**

On June 23, 2010, 321 Communications filed an application for a certificate to provide competitive local exchange service in Iowa. The application showed that two of the officers of 321 Communications were previously officers of Lifeconnex Telecom. Lifeconnex Telecom had recently been disconnected by AT&T in Florida for non-payment of carrier bills. Lifeconnex Telecom also had been audited by the Universal Service Administration Company in Alabama in conjunction with its receipt of universal service funds. On August 23, 2010, the Board docketed the application for further investigation based on concerns that the problems Lifeconnex Telecom experienced in Florida and Alabama may have extended back to the time when it was managed by some of the same officers and directors that now operate 321 Communications. The docketing order required 321 Communications to file direct testimony on or before September 20, 2010, addressing ten questions prepared by Board staff. 321 Communications did not respond to the Board's docketing order. On October 13, 2010, the Board denied the application without prejudice.

**TCU-2010-0006 (TF-2010-0093)**

**LIBERTY-BELL TELECOM, LLC**

On July 19, 2010, Liberty-Bell filed an application for a certificate to provide local exchange service. Liberty-Bell sought authority to provide both facilities-based and resold competitive local exchange service in the Iowa exchange areas served by Qwest. On the same date, Liberty-Bell filed a proposed tariff to provide local exchange service. On October 13, 2010, the Board approved the application and concurrence in maps. On November 22, 2010, the Board approved the tariff and issued a certificate.

**TCU-2010-0007 (TF-2010-0139)**

**MCGRAW COMMUNICATIONS, INC.**

On August 4, 2010, McGraw filed an application for issuance of a certificate to provide local telecommunications service in Iowa. On the same date, McGraw also filed a local exchange tariff. On October 5, 2010, the Board approved the application and tariff and issued a certificate.

**TCU-2010-0008 TTM OPERATING CORPORATION**

On September 24, 2010, TTM filed an application for a certificate to provide local exchange telecommunications service in Iowa and a proposed tariff. After discussions with Board staff, it was determined that the services TTM was intending to offer did not require a certificate. On October 1, 2010, TTM filed a request to withdraw its application and proposed tariff filing, which was granted the same day.

**TCU-2010-0009 NET TALK.COM, INC.**

On December 3, 2010, Net Talk filed an application for a certificate to provide local exchange telecommunications service in Iowa. The docket was pending.

## WAIVERS OF RULES (WRU)

***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 WRU considers the interests of both the utility and its customers.***

### **WRU-2009-0043-4126 INTELEPEER, INC.**

On November 17, 2009, IntelPeer filed an application for a certificate to provide local exchange telecommunications service in Iowa and a request for waiver of the requirements to publish a customer directory and adopt the uniform system of accounts. On January 29, 2010, IntelPeer submitted a request to withdraw its waiver request. On February 11, 2010, the Board issued an order approving the certificate application. The Board determined the waiver request was not necessary.

### **WRU-2009-0044-0156 MIDAMERICAN ENERGY COMPANY**

On December 30, 2009, MEC filed a request for waiver of the monthly billing requirements in 199 IAC 19.3(7) for a large customer. MEC requested a waiver to allow it to bill the customer twice a month because of the financial circumstances of the customer. The utility stated that the customer had agreed to twice-a-month billing until other arrangements could be determined. On January 28, 2010, the Board granted the waiver for a two-year period.

### **WRU-2010-0001-0222 ATMOS ENERGY CORPORATION**

On January 25, 2010, Atmos filed a request for waiver of the March 1 filing deadline for energy efficiency costs. Atmos asked that

its filing deadline for 2010 be extended to April 1, 2010. Atmos stated that compliance with the March 1 deadline would require it to estimate winter recovery amounts and that the effort and expense involved in estimating and truing up to actual recovery amounts in the next year would be unduly burdensome. Board counsel contacted counsel for the Office of Consumer Advocate. The OCA said it had no objection to granting the waiver. On February 11, 2010, the Board granted the waiver to extend the filing date for the current year to April 1, 2010. The waiver would allow the utility to use actual winter recovery amounts rather than estimates.

### **WRU-2010-0002-0156 MIDAMERICAN ENERGY COMPANY**

On February 5, 2010, MEC filed a request for waiver of the Board subrule requiring an energy efficiency plan modification to be filed in the event expenditures for a customer class vary from the budgeted amount by more than 10 percent. MEC requested the subrule be waived for 2009 only for situations when the spending for the non-residential classes exceeds the budgeted amount by 10 percent and when spending for the residential classes falls 10 percent below the budgeted amount. No objections to the waiver request were filed. On March

4, 2010, the Board issued an order granting the waiver request.

**WRU-2010-0003-4119 TRACFONE WIRELESS, INC.**

On March 25, 2010, TracFone filed a request for waiver of the requirements to maintain its records in Iowa, publish a customer directory, and adopt the uniform system of accounts related to an earlier request to the Board for designation as an eligible telecommunications carrier. The docket is pending.

**WRU-2010-0004-4135 DSI-ITI**

On March 25, 2010, DSI-ITI requested a waiver of the rules that relate to blocking, posting, the confidential nature of operator-assisted calls, and connection to emergency services. DSI-ITI stated that because of the nature of the services being provided, the correctional facilities to be its exclusive customers must be able to control inmate access to some services. Waiver of these rules would assist the facilities in maintaining control while providing reasonable access under the circumstances. On April 28, 2010, the Board granted the waiver.

**WRU-2010-0005-0272 QWEST CORPORATION**

On April 7, 2010, Qwest filed a request for a waiver of the number utilization threshold requirements for the Des Moines rate center. Qwest stated it received a request from a customer for a block of 10,000 telephone numbers and did not have the resources to fill the request. Qwest submitted a request for a new NXX to the North American

Numbering Plan Administrator and NeuStar, Inc., the National Pooling Plan Administrator (Pooling Administrator). When applying for a new NXX, the Federal Communications Commission (FCC) requires that a carrier must show that it has a minimum utilization rate of 75 percent or less than a six-month inventory of numbers in the relevant rate center. The Pooling Administrator denied Qwest's request because Qwest was unable to meet either of these FCC requirements. The FCC has given states the authority to overturn the Pooling Administrator's decision to withhold numbering resources from a carrier based on the state's determination that the carrier has demonstrated a verifiable need for numbering resources and has exhausted all available remedies. On April 19, 2010, the Board granted the waiver request.

**WRU-2010-0006-0150 INTERSTATE POWER AND LIGHT COMPANY**

On April 30, 2010, IPL filed a request for a two-year extension of a waiver of the electric energy adjustment clause (EAC) rules related to flowing costs and credits associated with participation in wholesale markets operated by regional transmission organizations through the EAC for recovery. The Board originally granted a waiver allowing these costs and credits to flow through IPL's EAC on May 13, 2004, in Docket No. WRU-2004-0014-0150. That waiver was extended several times and was modified on March 11, 2009, in Docket No. WRU-2009-0011-0150, to enable customers to receive some of the benefits of IPL's low-load factor auction revenue rights. On June 29, 2010, the Board granted a two-year

extension of the waiver, through June 30, 2012.

**WRU-2010-0007-0156 MIDAMERICAN ENERGY COMPANY**

On May 25, 2010, MEC filed an application for reorganization to reclassify certain networked 161 kilovolt Iowa substation components from high voltage distribution accounts to transmission accounts. In the alternative, MEC filed a request for waiver of the Board's reorganization statutes and rules. On July 29, 2010, the Board determined that the waiver was not necessary and issued an order allowing the proposed reorganization to proceed and terminating the docket.

**WRU-2010-0008-0150 INTERSTATE POWER AND LIGHT COMPANY**

On June 18, 2010, IPL filed a request for a temporary waiver of 199 IAC 35 to apply the energy efficiency cost recovery (EECR) factor for its large general service class to service provided to its bulk power class. IPL asked for the waiver from July 1, 2010, through April 1, 2011. It also asked that it be allowed to refund the difference in EECR factors. In its next EECR filing, IPL intended to consolidate the large general service class and bulk power class into one class for EECR factor calculations and cost recovery. No objections or other responses were filed. On September 6, 2010, the Board granted the temporary waiver.

**WRU-2010-0009-3886 CLIPPER WINDPOWER**

On December 23, 2009, the Board issued an order in Docket No. WRU-2007-0016-3886,

granting Clipper a waiver of both the generation certificate requirements of Chapter 467A and the notice requirements of 199 IAC 24.15 for the same 200-megawatt wind facility. On July 2, 2010, Clipper filed a new waiver request because it had reconfigured the number of wind turbines connected to each gathering line. Previously, no more than 25 megawatts was connected to each gathering line. In its new waiver request, Clipper proposed to connect up to 30 megawatts to each gathering line. On September 17, 2010, the Board granted the waiver request and ordered Clipper to provide a project status update every six months, including site selection, work done at each turbine installation, status of on-site and off-site transmission upgrades, costs of the transmission and distribution upgrades, interconnection status, electrical diagrams for generation transmission interconnection, timelines for various projects, as well as any additional information that Clipper deemed appropriate. If the project is sold, the utility will be required to file a copy of the asset sale agreement. The reporting requirements will end with a final report to be filed after all of the proposed turbines become operational. The utility was also required to file any revised studies analyzing the impact of any capacity increases for the project, which was allowed to be up to 240 megawatts at the time.

**WRU-2010-0010-0272 QWEST CORPORATION**

On July 14, 2010, Qwest filed a request for a waiver of the number utilization threshold requirements for the Mason City rate center. Qwest stated it received a request from a

customer for a block of 10,000 telephone numbers and did not have the resources to fill the request. Qwest submitted a request for a new NXX to the North American Numbering Plan Administrator and NeuStar, Inc., the National Pooling Plan Administrator (Pooling Administrator). When applying for a new NXX, the Federal Communications Commission (FCC) requires that a carrier must show that it has a minimum utilization rate of 75 percent or less than a six-month inventory of numbers in the relevant rate center. The Pooling Administrator denied Qwest's request because Qwest was unable to meet either of these FCC requirements. The FCC has given states the authority to overturn the Pooling Administrator's decision to withhold numbering resources from a carrier based on the state's determination that the carrier has demonstrated a verifiable need for numbering resources and has exhausted all available remedies. On July 29, 2010, the Board granted the waiver request.

**WRU-2010-0011-0150 INTERSTATE  
POWER AND LIGHT COMPANY**

On August 13, 2010, IPL filed a request for waiver of 199 IAC 19.4(1) and 20.4(2), the rules pertaining to the required bill insert or notice on electric and gas bills regarding contact information for the Board. No objections or other responses to the waiver request were filed. The pertinent portions of 199 IAC 19.4(1) and 20.4(2) are identical, with the former applying to gas bills and the latter to electric bills. IPL asked for the waiver so that it can provide contact information for Minnesota and Iowa on each bill in the same format. Because it does not

serve retail customers in the Des Moines area, IPL said listing the local Des Moines number for the Board was not necessary; customers may reach the Board using the toll-free number. IPL stated that granting the waiver would reduce customer confusion because the Iowa and Minnesota information would be in the same format and could be listed side-by-side on the bill. On October 8, 2010, the Board granted the waiver request.

**WRU-2010-0012-0932 PRAIRIE ENERGY  
COOP**

Prairie Energy was upgrading its metering infrastructure (meter upgrade project) and all of its approximately 5,000 meters were to be replaced in a one-year period. On September 8, 2010, the utility asked for a waiver of two portions of subrule 20.6(2)"c." First, it sought waiver of the requirement to test all meters that are removed from service for any reason; the utility proposed to sample-test meters removed from service during the one-year meter upgrade period based upon Military Standard sampling procedures and in compliance with the American Standard Code for Electricity Metering, ANSI C12.1-2001. Second, the utility requested to hold in abeyance its meter testing program for the one-year period while the meter replacement took place. The utility said all meters removed would be stored for a minimum of 120 days to allow member-consumers an opportunity to challenge the accuracy of the replaced meter and meter tests would be conducted upon a member-consumer's request. On October 15, 2010, the Board granted a waiver of 199 IAC 20.6(2)"c" to

allow statistical sample testing of meters removed from service pursuant to the meter upgrade project.

**WRU-2010-0013-0910 CALHOUN  
COUNTY ELECTRIC COOP ASSOCIATION**

The utility was upgrading its metering infrastructure (meter upgrade project) and all of its approximately 2,055 meters would be replaced in a three-year period. On September 14, 2010, the utility requested a waiver of two portions of subrule 20.6(2)"c." First, it sought a waiver of the requirement to test all meters removed from service for any reason; the utility proposed to sample-test meters removed from service during the three-year meter upgrade period based upon Military Standard sampling procedures and in compliance with the American Standard Code for Electricity Metering, ANSI C12.1-2001. Second, the utility wanted to hold in abeyance its meter testing program for the three-year period while the meter replacement took place. The utility said all meters removed would be stored for a minimum of 120 days to allow member-consumers an opportunity to challenge the accuracy of the replaced meter and meter tests would be conducted upon a member-consumer's request. The utility stated it would resume its periodic meter testing program once all its meters were replaced. On November 8, 2010, the Board granted a waiver of 199 IAC 20.6(2)"c" to allow statistical sample testing of meters removed from service pursuant to the meter upgrade project.

**WRU-2010-0014-0222 ATMOS ENERGY  
CORPORATION**

On September 29, 2010, Atmos filed a request for waiver of the requirements in 199 IAC 19.10(7)"c" that require the utility to refund an over-collection exceeding three percent of annual purchased gas cost by bill credit or check. On January 12, 2011, the Board issued an order finding that a refund by bill credit or check would not cause Atmos undue hardship in this instance and the resources that Atmos would expend to make the refund by bill credit or check are outweighed by the benefit that the one-time credit or check will have for customers. In not granting the waiver request, the Board said that a one-time bill credit or check in the amount of approximately \$30 would have significantly more benefit to customers in February than a reduction in the purchased gas adjustment (PGA) factor spread over the remaining PGA period because residential and commercial winter bills are always relatively high because of natural gas usage for heating.

**WRU-2010-0015-0002 INTERSTATE  
POWER AND LIGHT COMPANY**

On October 11, 2010, the Office of Consumer Advocate filed a request that all parties be allowed to file initial briefs in excess of the 90-page limit because of the number and significance of issues in the proceeding. No party objected to the request and the standards of 199 IAC 1.3 were satisfied. On October 12, 2010, the Board allowed the parties to file over-length initial briefs, but asked them to keep the length of their briefs as reasonable as possible.

**WRU-2010-00016-3808 WINDSTREAM IT  
COMM, LLC**

On November 15, 2010, Windstream filed a request for a waiver of the number utilization threshold requirements after developing a network plan with the Iowa Communications Network requiring two additional blocks of 10,000 telephone numbers. Windstream submitted a request for a new NXX to the North American Numbering Plan Administrator and NeuStar, Inc., the National Pooling Plan Administrator (Pooling Administrator). When applying for a new NXX, the Federal Communications Commission (FCC) requires that a carrier must show that it has a minimum utilization rate of 75 percent or less than a six-month inventory of numbers in the relevant rate center. The Pooling Administrator denied Windstream's request because Windstream was unable to meet either of these FCC requirements. The FCC has given states the authority to overturn the Pooling Administrator's decision to withhold numbering resources from a carrier based on the state's determination that the carrier has demonstrated a verifiable need for numbering resources and has exhausted all available remedies. On November 24, 2010, the Board granted the waiver request.

**WRU-2010-0017-3275 LISCO CORPORATION**

On November 19, 2010, LISCO filed a request for a waiver of the number utilization threshold requirements for the Mt. Pleasant rate center. LISCO stated it received a request from a customer for 200 consecutive telephone numbers from a numbering block where the last number of the prefix is not a "0" or a "9," and needed a block of 1,000 telephone numbers to fulfill

the request. LISCO submitted a request for this to the North American Numbering Plan Administrator and NeuStar, Inc., the National Pooling Plan Administrator (Pooling Administrator). When applying for a new NXX, the Federal Communications Commission (FCC) requires that a carrier must show that it has a minimum utilization rate of 75 percent or less than a six-month inventory of numbers in the relevant rate center. The Pooling Administrator denied LISCO's request because LISCO was unable to meet either of these FCC requirements. The FCC has given states the authority to overturn the Pooling Administrator's decision to withhold numbering resources from a carrier based on the state's determination that the carrier has demonstrated a verifiable need for numbering resources and has exhausted all available remedies. On December 6, 2010, the Board granted the waiver request.

**WRU-2010-0018-3575 DIGITAL TELECOMMUNICATIONS, INC.**

On November 16, 2010, Digital Telecommunications filed a notice of discontinuance of service. Digital Telecommunications sought an expedited review of its notice and asked that the Board approve the discontinuance by December 1, 2010. The Board's rules implementing this statutory requirement are found in 199 IAC 22.16. Specifically, 199 IAC 22.16(1) provides that a utility shall file a notice of intent to discontinue service with the Board at least 90 days prior to the proposed date of discontinuance. On November 16, 2010, Digital Telecommunications acknowledged to the Board that the proposed wind-up date



agreed to in the stipulation with its creditors was January 13, 2011, which did not allow for the 90-day notice required by the Board's rules. It asked that the Board waive this requirement. On December 1, 2010, the Board granted the waiver request.

**WRU-2010-0019-4072 NET TALK.COM, INC.**

On December 3, 2010, Net Talk filed an application for a certificate to provide local exchange telecommunications service in Iowa and a request for waiver of the requirements to publish a customer directory and adopt the uniform system of accounts. The docket is pending.

## FEDERAL AGENCY PROCEEDINGS

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### FEDERAL ENERGY REGULATORY COMMISSION (FERC)

#### **ELECTRICITY**

The Iowa Utilities Board (IUB) is a member of the Organization of MISO States (OMS), a non-profit, self-governing organization of representatives from each state with regulatory jurisdiction over entities participating in the Midwest Independent Transmission System Operator, Inc. (MISO), a regional transmission organization (RTO) as defined by the Federal Energy Regulatory Commission (FERC). MISO operations cover portions of 13 states and the Canadian province of Manitoba. MidAmerican Energy Company, Interstate Power and Light Company, Cedar Falls Utilities, and Muscatine Power and Water participate as members of MISO and other Iowa utilities are dependent on its reliability functions. The purpose of the OMS is to coordinate regulatory oversight among the states and advance state and consumer needs, including recommendations to MISO, the MISO Board of Directors, FERC, other relevant government entities, and state commissions as appropriate.

During 2010, the IUB, through its participation in the OMS Board of Directors and working groups, continued its vigorous participation in regional-level and national-level electricity discussions. The IUB was a member of the OMS Board of Directors with IUB Chair Rob Berntsen serving on the OMS Board, OMS Executive Committee, and as one of three OMS representatives on the MISO Advisory Committee. Board staff had at least one participant on six of the seven OMS working groups. The OMS made eight filings to the FERC during the year and the Board and its staff assisted or led in preparing these filings. The IUB with OMS also spent a significant amount of time on transmission planning efforts including cost allocation, queue reform and regional transmission planning work. Additionally, the IUB and OMS have worked on resource planning efforts, a potential capacity market, and issues related to the MISO energy market and pricing redesign.

### FEDERAL COMMUNICATIONS COMMISSION (FCC)

#### **TELECOMMUNICATIONS**

The FCC is an independent United States government agency, charged with regulating interstate and international communications by radio, television, wire, satellite, and cable. The FCC solicits comments from interested parties on the dockets before it.

During 2010, the Iowa Utilities Board filed comments in two dockets, expressing its view of the docket's impact on Iowa. The first docket was a report on the types of complaints received concerning the Telecommunications Relay Service. The second docket was concerned with the FCC's order on high-cost universal service support and the development of the Connect America Fund.

## COURT CASES

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### IOWA COURTS

**Evercom Systems, Inc. v. Iowa Utilities Board**  
**Supreme Court No. 09-0427**  
**Polk County No. CV-7107**  
**(Docket No. FCU-06-40)**

On April 11, 2008, Evercom Systems, Inc. filed a petition for judicial review of a Board order finding that Evercom committed an unauthorized change in a customer's telecommunications service in Iowa and assessing a civil penalty. After briefing and oral argument on February 18, 2009, the District Court issued an order reversing the Board's decision. The Board and the Office of Consumer Advocate appealed. On February 10, 2010, the Iowa Court of Appeals issued a decision reversing the District Court and affirming the Board. Evercom applied for further review by the Iowa Supreme Court, which was granted on August 6, 2010. The matter is pending.

**Kalona Cooperative Telephone Co. v. Iowa Utilities Board**  
**Polk County No. CV-8443**  
**(Docket No. TF-2009-0030)**

On December 10, 2010, Kalona Cooperative Telephone Co. filed a petition for judicial review of a Board order denying Kalona's request for permission to implement new intrastate exchange access service rates. The answer was filed December 30, 2009, and the matter is pending.

**NextEra Energy Resources, LLC, v. Iowa Utilities Board**  
**Polk County No. CV-8054**  
**(Docket No. RPU-2009-0003)**

On January 13, 2010, NextEra Energy Resources, LLC, filed a petition for judicial review of a Board decision setting ratemaking principles for up to 1,001 MW of new wind turbine generating capacity for MidAmerican Energy Co. On November 16, 2010, the District Court issued a decision affirming the Board's order. On December 15, 2010, NextEra filed a notice of appeal. The matter is pending.

**Office of Consumer Advocate v. Iowa Utilities Board**  
**Polk County No. CV-7423**  
**(Docket No. C-08-58)**

On October 23, 2008, the Consumer Advocate filed a petition for judicial review of a Board order denying the Consumer Advocate's request for formal proceedings to investigate a cramming complaint. On January 25, 2010, the District Court issued an order affirming the Board's order. The Consumer Advocate appealed, and on October 20, 2010, the Court of

Appeals issued a decision reversing the District Court and the Board and remanding the matter to the District Court. The matter is pending.

**Office of Consumer Advocate v. Iowa Utilities Board**  
**Polk County No. CV-7794**  
**(Docket No. C-08-53)**

On July 21, 2009, the Consumer Advocate filed a petition for judicial review of a Board decision denying the Consumer Advocate's request for formal proceedings to investigate a cramming complaint. On July 30, 2010, the District Court issued a decision reversing the Board and remanding the matter to the agency. The Board appealed on August 9, 2010, and briefs have been filed but oral argument has not yet been scheduled. The matter is pending.

**Office of Consumer Advocate v. Iowa Utilities Board**  
**Polk County No. DV-8184**  
**(Docket No. C-2009-0194)**

On April 28, 2010, the Consumer Advocate filed a petition for judicial review of a Board decision denying the Consumer Advocate's request for formal proceedings to investigate a complaint of an unauthorized change in telecommunications service. The matter was pending the outcome in OCA v. IUB, S. Ct. No. 10-0347 (Docket No. C-08-58). The matter is pending.

**OWEGO Dairy, LLC, v. Iowa Utilities Board**  
**Polk County No. CV-7788**  
**(Docket No. C-09-55)**

On July 17, 2009, OWEGO Dairy, LLC, filed a petition for judicial review of a Board decision denying OWEGO's request for formal proceedings to investigate a complaint regarding retail electric service rates. On January 29, 2010, the District Court issued a decision affirming and reversing the Board and remanding to the agency for further proceedings. Notice of appeal was filed on March 1, 2010, and oral argument before the Court of Appeals was held on December 7, 2010. The matter is pending.

**Reasnor Telephone Company v. Iowa Utilities Board**  
**Polk County No. CV-7988**  
**(Docket No. FCU-07-2)**

On December 4, 2009, Reasnor Telephone Company filed a petition for judicial review of a Board decision finding Reasnor had engaged in access stimulation activities in violation of the terms of its tariff. A joint motion for remand to the Board to allow the agency to rule on pending applications for rehearing was filed on December 21, 2009, and granted on February 12, 2010.

**The Farmers Tel. Co. of Riceville, Iowa, et al., v. Iowa Utilities Board**  
**Polk County No. CV-7993**  
**(Docket No. FCU-07-2)**

On December 7, 2009, the Farmers Telephone Company of Riceville, Iowa; the Farmers & Merchants Telephone Company of Wayland, Iowa; Interstate 35 Telephone Company, d/b/a Interstate Communications Company; Dixon Telephone Company; and Reasnor Telephone Company, LLC, filed a petition for judicial review of a Board decision finding each company had engaged in access stimulation activities in violation of the terms of its tariff. A joint motion for remand to the Board to allow the agency to rule on pending applications for rehearing was filed on December 21, 2009, and granted on February 5, 2010.

**FEDERAL COURT**

**Aventure Communications Tech., L.L.C., v. Iowa Utilities Board, et al.**  
**U.S. District Court for the Northern District of Iowa, No. CV-04074**  
**(Docket No. RMU-2000-0009)**

On August 2, 2010, Aventure Communications Tech., L.L.C., filed a petition for review of a Board order adopting rules relating to high volume access services. Aventure sought a preliminary injunction, which was denied. The Board filed a motion for judgment on the pleadings, which was granted on November 12, 2010, and the matter was dismissed.

**Great Lakes Communication Corporation and Superior Telephone Cooperative v. Iowa Utilities Board, et al.**  
**U.S. District Court for the Northern District of Iowa, No. C 09-4085**  
**(Docket No. FCU-07-2)**

On November 3, 2009, Great Lakes and Superior filed a complaint challenging a Board decision finding the companies had engaged in access stimulation activities in violation of the terms of their tariffs. A temporary restraining order was entered and then, on December 4, 2009, vacated. A motion to dismiss or transfer was filed on December 11, 2009. The matter was remanded to the Board for rulings on the pending motions for rehearing and is pending before the agency.

## ASSESSMENTS

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### REMAINDER ASSESSMENTS FOR FISCAL YEAR 2010

#### **Fiscal Year 2010 Expenditures**

Utilities Division	7,617,344.97
Indirect Expenses	30,236.00
<b>Total Assessable Base</b>	<b>\$7,647,580.97</b>

#### **Fiscal Year 2010 Reimbursements**

Direct Assessment	636,367.35
Annual Pipeline Assessments	63,084.36
Transfer 28E Agreement FY 2010	48,860.52
Federal OPS Reimbursement	356,527.00
Civil Penalties	41,917.65
Misc. Adjustments & Assessments	0.00
<b>Total Reimbursements</b>	<b>\$1,146,756.88</b>

<b>Fiscal Year 2010 Remainder Base</b>	<b>\$6,500,824.09</b>
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#### **Breakdown of Remainder FY 2010**

	<b>IUB Identified</b>
Industry Charges - Allocated to All Industries	3,070,194.51
Industry Charges - Electric	1,599,742.44
Industry Charges - Gas	605,039.06
Industry Charges - Telephone	1,225,848.08
<b>Total Industry Allocated</b>	<b>\$6,500,824.09</b>

## 2008 UTILITY REVENUES AND 2010 ASSESSMENTS

<b><i>Investor-Owned (Rate-Regulated)</i></b>	<b>2008 Revenues</b>	<b>2010 Assessments</b>
Water Companies	\$26,525,453	\$14,212.13
Electric Companies	2,943,971,012	2,945,885.60
Rural Electric Cooperatives	39,125,940	39,151.39
Gas Companies	1,661,890,375	1,477,756.36
<b>Subtotal</b>	<b>\$4,671,512,780</b>	<b>\$4,477,005.48</b>

### ***Telephone***

Telephone Companies	<b>\$550,315,937</b>	<b>\$1,520,702.93</b>
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### ***Electric & Gas (Rate-Regulated Exempt)***

Municipal Electric Companies	\$427,499,414	\$213,888.72
Rural Electric Cooperatives (Electric)	489,015,171	244,666.66
Municipal Gas Companies	99,464,703	44,222.11
Rural Electric Cooperatives (Gas)	760,651	338.19
<b>Subtotal</b>	<b>\$1,016,739,939</b>	<b>\$503,115.68</b>

<b>Grand Total</b>	<b>\$6,238,568,656</b>	<b>\$6,500,824.09</b>
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### **Assessment Rates:**

#### ***Rate-Regulated***

Water Utilities:	\$ .00054 Or \$0.54 Per \$1,000 Of Assessable Revenue
Electric Utilities:	\$ .00100 Or \$1.00 Per \$1,000 Of Assessable Revenue
Gas Utilities:	\$ .00089 Or \$0.89 Per \$1,000 Of Assessable Revenue
Telephone Utilities:	\$ .00276 Or \$2.76 Per \$1,000 Of Assessable Revenue

#### ***Non-Rate-Regulated***

Electric Utilities:	\$ .00050 Or \$0.50 Per \$1,000 Of Assessable Revenue
Gas Utilities:	\$ .00044 Or \$0.44 Per \$1,000 Of Assessable Revenue

## DIRECT ASSESSMENTS

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<b>Company</b>	<b>FY 2010 Direct Assessments</b>
<b><i>Electric Industry</i></b>	
Interstate Power and Light (Electric)	\$348,915.21
ITC Midwest	\$84,286.50
MidAmerican Energy Company (Electric)	\$106,200.62
MidAmerican Energy Company (Gas)	\$38,256.87
Interstate Power and Light (Gas)	\$30,872.26
<b>Subtotal</b>	<b>\$608,531.46</b>
<b><i>Gas Industry</i></b>	
Absolute Energy	\$12.00
Ag Processing	\$6.00
Alliance Pipeline	\$3,402.00
ANR Pipeline	\$4,910.50
Archer Daniels Midland	\$8.00
Atmos Energy	\$141.00
Bedford Municipal	\$25.50
Black Hills Energy	\$472.00
Brighton Municipal Gas	\$15.00
Central Iowa Power Cooperative	\$20.00
Clearfield Municipal Gas	\$7.00
Consumers Energy Gas	\$40.00
Corning Municipal Gas	\$66.00
East Fork Biodiesel	\$3.00
Emmetsburg Municipal Gas	\$6.00
Enterprise Products Operating	\$2.00
EnviroGas	\$10.00
Equistar Chemical	\$10.00
Fairbank Municipal Gas	\$18.00
Global Ethanol	\$6.00
Homeland Energy Solutions	\$28.00
JBS	\$901.86
Interstate Power and Light (Gas)	\$1,778.00
Lenox Municipal Gas	\$42.00
Little Sioux Corn Processors	\$3.00
Lorimor Municipal Gas	\$5.00
Louis Dreyfus Commodities	\$27.00



<b>Company</b>	<b>FY 2010 Direct Assessments</b>
Manning Municipal Gas	\$20.00
MidAmerican Energy (Gas)	\$3,102.50
Montezuma Municipal Gas	\$37.50
Morning Sun Municipal Gas	\$2.50
Moulton Municipal Gas	\$6.00
Natural Gas Pipeline of America	\$13,105.00
Northern Border Pipeline	\$7,629.00
Northern Natural Gas	\$26,994.00
Platinum Ethanol	\$88.00
Plymouth Energy	\$24.00
POET Bio-refining (Jewell)	\$30.00
Sioux Center	\$9.00
Sioux City Brick and Tile	\$4.00
Southwest Iowa Renewable Energy	\$2.00
Wall Lake Municipal Gas	\$24.00
Waterloo Transportation	\$2.00
Wayland Municipal Gas	\$11.00
Wellman Municipal Gas	\$12.00
Winfield Municipal Gas	\$5.00
United States Gypsum	\$12.00
<b>Subtotal</b>	<b>\$63,084.36</b>
 <b><i>Water Industry</i></b>	
Iowa-American Water Company	\$27,835.89
<b>Subtotal</b>	<b>\$27,835.89</b>
 <b>Grand Total</b>	 <b>\$699,451.71</b>

## REMAINDER ASSESSMENTS

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### RATE REGULATED UTILITIES

	Calendar 2008 Revenues	FY 2010 Remainder Assessments
<b><i>Investor-Owned Water Companies</i></b>		
Iowa-American Water Company	26,525,453	14,212.13
<b>Subtotal</b>	<b>\$26,525,453</b>	<b>\$14,212.13</b>
<b><i>Investor-Owned Electric Companies</i></b>		
Interstate Power and Light Company	1,133,880,600	1,134,618.01
MidAmerican Energy Company	1,810,090,412	1,811,267.59
<b>Subtotal</b>	<b>\$2,943,971,012</b>	<b>\$2,945,885.60</b>
<b><i>Regulated REC</i></b>		
Linn County Rural Electric Cooperative	39,125,940	39,151.39
<b>Subtotal</b>	<b>\$39,125,940</b>	<b>\$39,151.39</b>
<b><i>Investor-Owned Natural Gas Companies</i></b>		
Interstate Power and Light Company	387,662,340	344,710.15
MidAmerican Energy Company	1,066,636,564	948,455.44
Atmos Energy Corporation	6,423,889	5,712.14
Black Hills Energy	201,167,582	178,878.63
<b>Subtotal</b>	<b>\$1,661,890,375</b>	<b>\$1,477,756.36</b>
<b><i>Telephone Utilities</i></b>		
1-800-RECONEX, Inc. d/b/a U.S. TEL	\$56,757	\$156.84
Ace Telephone Association	\$705,089	\$1,948.39
Advanced Network Communications	\$237,856	\$657.27
Algona Municipal Utilities	\$1,054,787	\$2,914.72
Alpine Communications L.C.	\$3,349,943	\$9,256.99
Altatec	\$215,152	\$594.54
Andrew Telephone Company, Inc.	\$111,508	\$308.13
Arcadia Telephone Coop.	\$162,850	\$450.01
AT&T Communications of the Midwest	\$1,969,431	\$5,442.18
Atkins Telephone Company, Inc.	\$746,489	\$2,062.79
Aventure Communication Technology	\$127,672	\$352.80
Ayrshire Farmers Mutual Telephone	\$171,071	\$472.73
Baldwin Nashville Telephone Company	\$92,127	\$254.58
Bernard Telephone Company, Inc.	\$274,108	\$757.45

	<b>Calendar 2008 Revenues</b>	<b>FY 2010 Remainder Assessments</b>
Brooklyn Communication Systems, Inc.	\$106,122	\$293.25
Brooklyn Mutual Telecommun Coop	\$245,715	\$678.99
BullsEye Telecom, Inc.	\$291,028	\$804.21
Butler-Bremer Communications	\$496,154	\$1,371.04
Cascade Telephone Company	\$805,449	\$2,225.72
Casey Mutual Telephone Company	\$180,734	\$499.43
Cedar Communications, L.L.C.	\$56,411	\$155.88
Central Scott Telephone Company	\$2,124,695	\$5,871.23
CenturyTel of Postville, Inc.	\$340,706	\$941.48
Citizens Mutual Telephone Cooperative	\$1,719,515	\$4,751.58
Clarence Telephone Company, Inc.	\$389,919	\$1,077.47
Clear Lake Ind. Telephone Company	\$1,870,349	\$5,168.39
C-M-L Telephone Coop. Association	\$222,135	\$613.83
Colo Telephone Company	\$234,156	\$647.05
CommChoice of Iowa, LLC	\$416,265	\$1,150.28
Communications 1 Network, Inc.	\$618,199	\$1,708.29
Consumer Telcom, Inc.	\$221,139	\$611.08
Coon Creek Telecommunications Corp	\$619,635	\$1,712.25
Coon Creek Telephone Company	\$221,659	\$612.52
Coon Rapids Municipal Communication	\$214,194	\$591.89
Coon Valley Coop. Telephone Association	\$204,760	\$565.82
Cooperative Telephone Company	\$498,377	\$1,377.18
Cooperative Telephone Exchange	\$100,137	\$276.71
Cordia Communications Corp.	\$70,937	\$196.02
Corn Belt Telephone Company, Inc.	\$347,618	\$960.58
Cox Communications, Inc.	\$5,131,242	\$14,179.30
CS Technologies, Inc.	\$127,182	\$351.45
Cumberland Telephone Company	\$95,083	\$262.75
Danville Mutual Telephone Company	\$82,246	\$227.27
Digital Telecommunications, Inc.	\$565,577	\$1,562.87
Dumont Telephone Company	\$287,846	\$795.41
Dunkerton Telephone Coop.	\$287,827	\$795.36
East Buchanan Telephone Coop.	\$574,144	\$1,586.55
Ellsworth Coop. Telephone Association	\$65,965	\$182.28
Ernest Communications, Inc.	\$236,042	\$652.26
Evertex, Inc.	\$298,482	\$824.80
F&B Communications, Inc.	\$764,126	\$2,111.53
Farmers and Merchants Mutual Telephone	\$541,493	\$1,496.32
Farmers Cooperative Telephone	\$439,446	\$1,214.33
Farmers Mutual Coop. Telephone (Harlan)	\$1,509,582	\$4,171.47

	<b>Calendar 2008 Revenues</b>	<b>FY 2010 Remainder Assessments</b>
Farmers Mutual Coop. Telephone	\$196,947	\$544.23
Farmers Mutual Tel. Company of Stanton	\$561,208	\$1,550.80
Farmers Mutual Tel. Coop of Shellsburg	\$908,006	\$2,509.12
Farmers Mutual Telephone Company	\$769,423	\$2,126.17
Farmers Telephone Company	\$121,773	\$336.50
Farmers Telephone Company	\$209,400	\$578.64
Fenton Coop. Telephone Company	\$130,538	\$360.72
FiberComm, L.L.C.	\$2,654,635	\$7,335.62
First Communications, L.L.C.	\$659,283	\$1,821.81
Frontier Citizens Comm. of Minnesota	\$141,622	\$391.35
Frontier Communications of Iowa, Inc.	\$17,326,572	\$47,878.99
Goldfield Access Network, L.C.	\$849,360	\$2,347.06
Goldfield Telephone Company	\$239,028	\$660.51
Grand Mound Communications Company	\$141,619	\$391.34
Grand Mound Cooperative Tel. Association	\$233,431	\$645.05
Grand River Mutual Telephone Corp.	\$2,386,667	\$6,595.14
Granite Telecommunications, LLC	\$1,751,829	\$4,840.88
Griswold Coop. Telephone Company	\$1,043,049	\$2,882.29
Grundy Center Municipal Utilities	\$156,223	\$431.70
Guthrie Telecommunications Network	\$235,923	\$651.93
Harlan Municipal Utilities	\$140,608	\$388.55
Hawkeye Telephone Company	\$196,941	\$544.21
Heart of Iowa Comm. Cooperative	\$1,284,890	\$3,550.57
Hickory Tech	\$350,584	\$968.78
Hickory Tech (Heartland)	\$4,407,725	\$12,179.99
Hills Telephone Company, Inc.	\$316,489	\$874.56
HITEC (Hawarden)	\$422,306	\$1,166.97
Hospers Telephone Exchange, Inc.	\$408,423	\$1,128.61
Hubbard Cooperative Telephone Association	\$298,129	\$823.83
Huxley Communications Cooperative	\$535,156	\$1,478.81
IAMO Telephone Company	\$121,668	\$336.21
ImOn Communications, LLC	\$2,200,310	\$6,080.18
Independence Telecommunications Utility	\$1,763,171	\$4,872.22
Independent Networks, L.C.	\$115,974	\$320.47
Interstate Communications	\$364,978	\$1,008.55
Interstate Communications	\$517,373	\$1,429.67
Ionex Communications North, Inc.	\$160,299	\$442.96
Iowa Telecom Communications, Inc.	\$5,225,561	\$14,439.93
Iowa Telecommunications Services, Inc.	\$62,363,905	\$172,331.87
IT Communications, LLC	\$1,207,266	\$3,336.07

	<b>Calendar 2008 Revenues</b>	<b>FY 2010 Remainder Assessments</b>
ITI Inmate Telephone, Inc.	\$55,118	\$152.31
Jefferson Telephone Company	\$1,210,171	\$3,344.10
Jordan Soldier Valley Coop. Telephone	\$153,409	\$423.92
Kalona Coop. Telephone Company	\$828,910	\$2,290.55
Keystone Farmers Coop. Telephone	\$514,075	\$1,420.56
Killduff Telephone Company	\$54,403	\$150.33
Knology, Inc.	\$849,560	\$2,347.61
La Motte Telephone Company, Inc.	\$280,981	\$776.44
La Porte City Telephone Company	\$789,752	\$2,182.34
Laurens Municipal Broadband Comm.	\$149,155	\$412.16
Lehigh Valley Coop. Telephone Association	\$247,564	\$684.10
Level 3 Communications, LLC	\$93,061	\$257.16
Liberty Communications	\$949,487	\$2,623.74
LISCO Corporation	\$835,128	\$2,307.73
Local Long Distance, L.C.	\$303,559	\$838.83
Lone Rock Cooperative Telephone	\$90,242	\$249.37
Long Lines Metro, Inc.	\$247,314	\$683.41
Lost Nation Elwood Telephone Company	\$538,280	\$1,487.44
Louisa Communications, L.C.	\$362,023	\$1,000.39
Lynnvile Telephone Company	\$96,341	\$266.22
Mabel Cooperative Telephone Company	\$78,263	\$216.27
Mahaska Communication Group, LLC	\$1,396,453	\$3,858.86
Manning Municipal Comm. and Television	\$126,897	\$350.66
Mapleton Communications Management	\$159,021	\$439.43
Marne and Elk Horn Telephone Company	\$567,260	\$1,567.52
Martelle Coop. Telephone Association	\$80,528	\$222.53
Massena Telephone Company, Inc.	\$207,677	\$573.88
Matrix Telecom, Inc.	\$83,312	\$230.22
MCImetro Access Transmission Services	\$2,343,024	\$6,474.54
McLeodUSA Telecommunications Services	\$13,133,390	\$36,291.85
Mechanicsville Telephone Company	\$273,528	\$755.85
Mediacom	\$3,193,185	\$8,823.81
Mediapolis Telephone Company	\$840,651	\$2,322.99
Metropolitan Telecommunications of Iowa	\$93,296	\$257.81
Miles Cooperative Telephone Association	\$202,286	\$558.98
Minburn Telecommunications, Inc.	\$367,782	\$1,016.30
Minburn Telephone Company	\$160,955	\$444.77
Minerva Valley Telephone Company, Inc.	\$322,696	\$891.71
Modern Coop. Telephone Company	\$249,856	\$690.43
Montezuma Mutual Telephone Company	\$342,133	\$945.43

	<b>Calendar 2008 Revenues</b>	<b>FY 2010 Remainder Assessments</b>
Mutual Telephone Company of Morning Sun	\$236,427	\$653.33
NexGen Integrated Communications	\$276,529	\$764.14
NobelTel, LLC	\$479,268	\$1,324.37
North English Cooperative Telephone Co.	\$223,997	\$618.98
Northeast Iowa Telephone Company	\$359,114	\$992.35
Northstar Telecom, Inc.	\$382,245	\$1,056.27
Northwest Iowa Telephone Company	\$2,773,936	\$7,665.29
Northwest Telephone Coop. Association	\$858,741	\$2,372.98
NU-Telecom	\$356,578	\$985.34
Ogden Telephone Company	\$551,217	\$1,523.19
Olin Telephone Company, Inc.	\$267,928	\$740.37
OmniTel Communication	\$270,183	\$746.60
OmniTel Communication	\$1,295,549	\$3,580.03
OmniTel Communications	\$911,471	\$2,518.69
Onslow Coop. Telephone Association	\$73,904	\$204.22
Oran Mutual Telephone Company	\$79,908	\$220.81
Orange City Communications, L.L.P.	\$558,926	\$1,544.50
OrbitCom, Inc.	\$312,003	\$862.17
Osage Municipal Communications Utility	\$260,025	\$718.53
Palmer Mutual Telephone Company	\$592,574	\$1,637.48
Palo Coop. Telephone Association	\$165,810	\$458.19
Panora Coop. Telephone Association, Inc.	\$794,694	\$2,196.00
Partners Communications Cooperative	\$1,641,127	\$4,534.97
Prairieburg Telephone Company, Inc.	\$79,431	\$219.49
Preferred Long Distance, Inc.	\$550,090	\$1,520.08
Premier Communications	\$103,424	\$285.79
Premier Communications (Mutual Tel. Co.)	\$2,425,665	\$6,702.91
Premier Communications, Inc.	\$1,345,747	\$3,718.74
Preston Telephone Company	\$756,407	\$2,090.20
Qwest Corporation	\$309,416,314	\$855,018.48
Radcliffe Telephone Company, Inc.	\$148,933	\$411.55
Readlyn Telephone Company	\$256,954	\$710.05
Reinbeck Municipal Telecommunications	\$144,542	\$399.42
Ringsted Telephone Company	\$140,354	\$387.84
River Valley Telecommunications Coop.	\$561,081	\$1,550.45
Rockwell Cooperative Telephone Association	\$255,558	\$706.19
Royal Telephone Company	\$182,554	\$504.46
Sac County Mutual Telephone Company	\$510,132	\$1,409.66
Schaller Telephone Company	\$863,221	\$2,385.36
Scranton Telephone Company	\$201,256	\$556.14

	<b>Calendar 2008</b>	<b>FY 2010</b>
	<b>Revenues</b>	<b>Remainder Assessments</b>
Searsboro Telephone Company	\$399,604	\$1,104.24
Sharon Telephone Company	\$436,201	\$1,205.37
Shell Rock Communications, Inc.	\$183,014	\$505.73
South Central Communications, Inc.	\$1,007,930	\$2,785.24
South Slope Cooperative Telephone	\$15,189,009	\$41,972.20
Southwest Communications, Inc.	\$79,943	\$220.91
Spencer Municipal Comm. Utility	\$3,212,749	\$8,877.88
Springville Coop. Telephone Association	\$380,418	\$1,051.22
Stratford Mutual Telephone Company	\$258,105	\$713.23
Sully Telephone Association	\$239,930	\$663.01
Superior Telephone Cooperative	\$67,102	\$185.42
Swisher Telephone Company	\$499,342	\$1,379.85
Templeton Telephone Company	\$319,308	\$882.35
Terril Telephone Company	\$212,628	\$587.56
The Community Agency	\$436,151	\$1,205.23
Titonka Telephone Company	\$391,047	\$1,080.59
TRV Telephone	\$111,910	\$309.24
U.S. South Communications, Inc.	\$128,207	\$354.28
U.S. Telecom Long Distance, Inc.	\$577,173	\$1,594.92
Universal Communications of Allison, Inc	\$535,842	\$1,480.71
Van Buren Telephone Company, Inc.	\$1,330,173	\$3,675.70
Van Horne Cooperative Telephone	\$233,332	\$644.77
Ventura Telephone Company, Inc.	\$116,761	\$322.65
Villisca Farmers Telephone Company	\$474,826	\$1,312.10
Walnut Telephone Company	\$674,052	\$1,862.63
Webster Calhoun Coop. Telephone Assn.	\$1,759,153	\$4,861.12
Wellman Cooperative Telephone Association	\$347,161	\$959.32
WesTel Systems	\$1,886,214	\$5,212.23
Western Iowa Networks	\$193,489	\$534.67
Western Iowa Networks	\$623,994	\$1,724.30
Western Iowa Networks	\$513,503	\$1,418.98
Western Iowa Networks (BTC)	\$855,981	\$2,365.36
Western Iowa Telephone Association	\$996,360	\$2,753.27
Wilton Telephone Company	\$938,072	\$2,592.20
Windstream of the Midwest	\$155,908	\$430.82
Winnebago Cooperative Tel. Association	\$3,583,772	\$9,903.13
Woolstock Mutual Telephone Association	\$108,676	\$300.31
Wyoming Mutual Telephone Company	\$308,931	\$853.68
<b>Telephone Subtotal</b>	<b>\$550,315,937</b>	<b>\$1,520,702.93</b>

*Nonrate Regulated Utilities*

	<b>Calendar 2008</b>	<b>FY 2010</b>
<b>Municipal Electric</b>	<b>Revenues</b>	<b>Remainder Assessments</b>
Afton	\$631,256	\$315.83
Akron	\$1,075,499	\$538.10
Algona	\$7,286,275	\$3,645.51
Alta	\$1,068,115	\$534.40
Alta Vista	\$142,818	\$71.46
Alton	\$719,272	\$359.87
Ames	\$49,035,997	\$24,533.94
Anita	\$753,678	\$377.08
Anthon	\$358,558	\$179.40
Aplington	\$637,901	\$319.16
Atlantic	\$8,408,710	\$4,207.09
Auburn	\$199,840	\$99.98
Aurelia	\$567,481	\$283.93
Bancroft	\$992,674	\$496.66
Bellevue	\$1,624,276	\$812.67
Bloomfield	\$2,421,316	\$1,211.45
Breda	\$330,760	\$165.49
Brooklyn	\$1,210,401	\$605.59
Buffalo	\$388,058	\$194.16
Burt	\$355,309	\$177.77
Callender	\$208,329	\$104.23
Carlisle	\$1,376,348	\$688.62
Cascade	\$1,377,125	\$689.01
Cedar Falls	\$38,879,404	\$19,452.34
Coggon	\$392,395	\$196.33
Coon Rapids	\$2,359,535	\$1,180.53
Corning	\$1,299,246	\$650.05
Corwith	\$273,582	\$136.88
Danville	\$597,495	\$298.94
Dayton	\$561,755	\$281.06
Denison	\$7,561,948	\$3,783.43
Denver	\$1,046,431	\$523.56
Dike	\$447,338	\$223.81
Durant	\$1,666,921	\$834.00
Dysart	\$1,030,414	\$515.54
Earlville	\$453,210	\$226.75
Eldridge	\$4,079,057	\$2,040.85
Ellsworth	\$435,602	\$217.94



	<b>Calendar 2008</b>	<b>FY 2010</b>
<b>Municipal Electric</b>	<b>Revenues</b>	<b>Remainder Assessments</b>
Estherville	\$4,987,416	\$2,495.33
Fairbank	\$658,689	\$329.56
Farnhamville	\$385,085	\$192.67
Fonda	\$369,854	\$185.05
Fontanelle	\$468,596	\$234.45
Forest City	\$3,852,603	\$1,927.55
Fredericksburg	\$1,282,379	\$641.61
Glidden	\$693,074	\$346.76
Gowrie	\$792,612	\$396.56
Graettinger	\$942,421	\$471.52
Grafton	\$156,264	\$78.18
Grand Junction	\$595,069	\$297.73
Greenfield	\$3,240,457	\$1,621.28
Grundy Center	\$2,360,026	\$1,180.78
Guttenberg	\$1,550,918	\$775.96
Harlan	\$6,025,049	\$3,014.48
Hartley	\$1,247,924	\$624.37
Hawarden	\$1,951,380	\$976.32
Hinton	\$535,711	\$268.03
Hopkinton	\$434,662	\$217.47
Hudson	\$1,167,946	\$584.35
Independence	\$6,350,446	\$3,177.29
Indianola	\$8,072,206	\$4,038.73
Keosauqua	\$1,074,311	\$537.50
Kimballton	\$174,147	\$87.13
La Porte City	\$1,361,262	\$681.07
Lake Mills	\$2,556,385	\$1,279.02
Lake Park	\$838,170	\$419.36
Lake View	\$1,348,245	\$674.56
Lamoni	\$1,968,924	\$985.10
Larchwood	\$536,232	\$268.29
Laurens	\$2,163,580	\$1,082.49
Lawler	\$290,786	\$145.49
Lehigh	\$200,731	\$100.43
Lenox	\$1,273,109	\$636.97
Livermore	\$300,646	\$150.42
Long Grove	\$308,648	\$154.42
Manilla	\$605,722	\$303.06
Manning	\$1,659,095	\$830.09

	<b>Calendar 2008</b>	<b>FY 2010</b>
<b>Municipal Electric</b>	<b>Revenues</b>	<b>Remainder Assessments</b>
Mapleton	\$889,040	\$444.81
Maquoketa	\$7,117,862	\$3,561.25
Marathon	\$140,041	\$70.07
McGregor	\$748,156	\$374.32
Milford	\$2,616,715	\$1,309.21
Montezuma	\$2,929,898	\$1,465.90
Mount Pleasant	\$7,143,853	\$3,574.25
Muscatine	\$70,243,283	\$35,144.48
Neola	\$296,997	\$148.60
New Hampton	\$3,101,691	\$1,551.85
New London	\$1,780,774	\$890.97
Ogden	\$1,443,592	\$722.27
Onawa	\$1,811,864	\$906.52
Orange City	\$6,010,532	\$3,007.22
Orient	\$249,874	\$125.02
Osage	\$5,119,249	\$2,561.29
Panora	\$1,134,602	\$567.67
Paton	\$192,167	\$96.15
Paullina	\$873,989	\$437.28
Pella	\$16,706,169	\$8,358.52
Pocahontas	\$1,557,334	\$779.17
Preston	\$826,670	\$413.60
Primghar	\$823,832	\$412.18
Readlyn	\$432,499	\$216.39
Remsen	\$975,415	\$488.02
Renwick	\$325,405	\$162.81
Rock Rapids	\$1,521,956	\$761.47
Rockford	\$693,176	\$346.81
Sabula	\$387,511	\$193.88
Sanborn	\$1,666,310	\$833.70
Sergeant Bluff	\$2,350,827	\$1,176.18
Shelby	\$412,897	\$206.58
Sibley	\$2,447,540	\$1,224.57
Sioux Center	\$6,740,679	\$3,372.53
Spencer	\$10,213,185	\$5,109.91
Stanhope	\$250,243	\$125.20
Stanton Ele	\$533,341	\$266.84
State Center	\$1,579,805	\$790.42
Story City	\$4,269,479	\$2,136.13

	<b>Calendar 2008</b>	<b>FY 2010</b>
<b>Municipal Electric</b>	<b>Revenues</b>	<b>Remainder Assessments</b>
Stratford	\$556,218	\$278.29
Strawberry Point	\$781,557	\$391.03
Stuart	\$1,310,179	\$655.52
Sumner	\$1,374,101	\$687.50
Tipton	\$3,922,816	\$1,962.68
Traer	\$1,832,625	\$916.91
Villisca	\$645,438	\$322.93
Vinton	\$2,890,090	\$1,445.98
Wall Lake	\$737,217	\$368.85
Waverly	\$11,368,993	\$5,688.19
Webster City	\$11,908,762	\$5,958.25
West Bend	\$1,074,994	\$537.85
West Liberty	\$4,386,992	\$2,194.92
West Point	\$1,310,021	\$655.44
Westfield	\$75,696	\$37.87
Whittemore	\$341,178	\$170.70
Wilton	\$2,113,454	\$1,057.41
Winterset	\$4,026,380	\$2,014.50
Woodbine	\$1,044,433	\$522.56
Woolstock	\$204,709	\$102.42
<b>Municipal Electric Subtotal</b>	<b>\$427,499,414</b>	<b>\$213,888.72</b>
<b>Municipal Gas</b>		
Allerton	\$1,954,040	\$868.77
Bedford	\$784,132	\$348.63
Bloomfield	\$1,506,138	\$669.63
Brighton	\$339,179	\$150.80
Brooklyn	\$952,751	\$423.59
Cascade	\$1,067,760	\$474.73
Cedar Falls	\$20,573,067	\$9,146.81
Clearfield	\$216,305	\$96.17
Coon Rapids	\$1,170,840	\$520.56
Corning	\$1,239,095	\$550.90
Emmetsburg	\$3,300,389	\$1,467.36
Everly	\$587,595	\$261.25
Fairbank	\$551,174	\$245.05
Gilmore City	\$1,588,359	\$706.19
Graettinger	\$535,573	\$238.12
Guthrie Center	\$1,765,824	\$785.09

	<b>Calendar 2008</b>	<b>FY 2010</b>
<b>Municipal Gas</b>	<b>Revenues</b>	<b>Remainder Assessments</b>
Harlan	\$3,734,298	\$1,660.27
Hartley	\$970,378	\$431.43
Hawarden	\$1,575,056	\$700.27
Lake Park	\$1,145,371	\$509.23
Lamoni	\$1,002,371	\$445.66
Lenox	\$1,633,621	\$726.31
Lineville	\$132,972	\$59.12
Lorimor	\$192,508	\$85.59
Manilla	\$578,245	\$257.09
Manning	\$1,296,246	\$576.31
Montezuma	\$1,227,556	\$545.77
Morning Sun	\$459,106	\$204.12
Moulton	\$263,844	\$117.31
Orange City	\$4,658,269	\$2,071.07
Osage	\$3,509,263	\$1,560.22
Prescott	\$118,343	\$52.62
Preston	\$610,711	\$271.52
Remsen	\$982,929	\$437.01
Rock Rapids	\$1,494,542	\$664.47
Rolfe	\$526,630	\$234.14
Sabula	\$434,580	\$193.21
Sac City	\$1,797,688	\$799.25
Sanborn	\$1,906,676	\$847.71
Sioux Center	\$16,843,176	\$7,488.49
Tipton	\$2,059,129	\$915.49
Titonka	\$447,394	\$198.91
Wall Lake	\$1,377,883	\$612.61
Waukee	\$5,690,113	\$2,529.83
Wayland	\$739,229	\$328.66
Wellman	\$811,760	\$360.91
West Bend	\$990,198	\$440.24
Whittemore	\$724,617	\$322.17
Winfield	\$610,197	\$271.29
Woodbine	\$787,583	\$350.16
<b>Municipal Gas Subtotal</b>	<b>\$99,464,703</b>	<b>\$44,222.11</b>
<b>REC Gas</b>		
Consumers Energy Gas	\$760,651	\$338.19
<b>REC Gas Subtotal</b>	<b>\$760,651</b>	<b>\$338.19</b>

	<b>Calendar 2008 Revenues</b>	<b>FY 2010 Remainder Assessments</b>
<b>REC Electric</b>		
Access Energy Cooperative	\$19,474,806	\$9,743.74
Allamakee Clayton Electric Coop., Inc.	\$13,854,802	\$6,931.91
Amana Society Service Company	\$7,456,042	\$3,730.45
Atchison Holt Electric Cooperative	\$1,674,284	\$837.69
Boone Valley Electric Cooperative	\$607,661	\$304.03
Butler County Rural Elec. Cooperative	\$15,189,986	\$7,599.93
Calhoun County Electric Coop. Association	\$3,871,693	\$1,937.11
Cass Electric Cooperative	\$150,977	\$75.54
Central Iowa Power Cooperative	\$2,423,139	\$1,212.36
Chariton Valley Electric Cooperative, Inc.	\$8,475,016	\$4,240.26
Clarke Electric Cooperative, Inc.	\$10,614,195	\$5,310.55
Consumers Energy	\$12,901,562	\$6,454.98
East-Central Iowa Rural Electric Cooperative	\$18,938,522	\$9,475.42
Eastern Iowa Light and Power Cooperative	\$56,042,988	\$28,039.72
Farmers Electric Coop., Inc. - Greenfield	\$11,029,732	\$5,518.45
Farmers Electric Cooperative - Kalona	\$2,146,130	\$1,073.76
Federated Rural Electric Association	\$59,222	\$29.63
Franklin Rural Electric Cooperative	\$5,150,787	\$2,577.07
Freeborn-Mower Electric Cooperative	\$12,004	\$6.01
Glidden Rural Electric Cooperative	\$8,166,125	\$4,085.72
Grundy County Rural Electric Cooperative	\$6,447,843	\$3,226.02
Grundy Electric Cooperative, Inc.	\$375,103	\$187.67
Guthrie County Rural Elec. Coop. Association	\$10,714,464	\$5,360.72
Harrison County Rural Electric Cooperative	\$6,734,754	\$3,369.57
Hawkeye Rural Electric Cooperative	\$16,128,486	\$8,069.49
Heartland Power Cooperative	\$18,002,330	\$9,007.02
Humboldt County Rural Electric Cooperative	\$5,135,840	\$2,569.59
Iowa Lakes Electric Cooperative	\$42,413,434	\$21,220.51
Lyon Rural Electric Cooperative	\$5,650,173	\$2,826.92
Maquoketa Valley Electric Cooperative	\$27,125,875	\$13,571.76
Midland Power Cooperative	\$29,029,205	\$14,524.04
Nishnabotna Valley Rural Electric Coop.	\$10,271,872	\$5,139.28
Nobles Cooperative Electric Association	\$20,160	\$10.09
North West Rural Electric Cooperative	\$25,164,561	\$12,590.46
Northwest Iowa Power Cooperative	\$2,220,506	\$1,110.98
Osceola Electric Cooperative, Inc.	\$3,193,621	\$1,597.85
Pella Cooperative Electric Association	\$5,780,471	\$2,892.12
Pleasant Hill Community Line	\$452,168	\$226.23

Prairie Energy Cooperative	\$18,647,196	\$9,329.66
Sac County Rural Electric Cooperative	\$3,128,277	\$1,565.16
Southern Iowa Electric Cooperative, Inc.	\$10,943,302	\$5,475.21
Southwest Iowa Service Cooperative	\$10,863,133	\$5,435.10
T. I. P. Rural Electric Cooperative	\$14,336,770	\$7,173.05
Tri-County Electric Cooperative	\$195,917	\$98.02
United Electric Cooperative, Inc.	\$849,169	\$424.86
Western Iowa Power Cooperative	\$10,090,256	\$5,048.41
Woodbury County Rural Electric Cooperative	\$6,860,612	\$3,432.54
<b>REC Electric Subtotal</b>	<b>\$489,015,171</b>	<b>\$244,666.66</b>
 <b>Grand Total</b>	 <b>\$6,238,568,656</b>	 <b>\$6,500,824.09</b>

## DUAL PARTY ASSESSMENTS

<b>Company Name</b>	<b>Iowa Local Exchange Gross Operating Revenues</b>	<b>Iowa Intrastate Interexchange Revenues</b>	<b>FY 2010 Local Exchange Assessments</b>	<b>FY 2010 Intrastate Interexchange Assessments</b>
1-800-RECONEX, Inc.	\$56,757	\$55,559	\$34.00	\$60.75
360networks (USA) , Inc.	\$0	\$154,011	\$0.00	\$168.39
Access2Go, Inc.	\$0	\$94,683	\$0.00	\$103.53
Ace Telephone Association	\$705,089	\$1,022,771	\$422.41	\$1,118.29
Advanced Integrated Technologies Inc.	\$0	\$202,233	\$0.00	\$221.12
Advanced Network Communications, L.L.C.	\$237,856	\$82,025	\$142.50	\$89.69
Advantage Telecommunications, Corp.	\$0	\$51,735	\$0.00	\$56.57
Aero Communications, LLC	\$0	\$84,963	\$0.00	\$92.90
Airespring, Inc.	\$0	\$66,107	\$0.00	\$72.28
Algona Municipal Utilities	\$1,054,787	\$0	\$631.91	\$0.00
Alliance Communications Cooperative, Inc.	\$9,231	\$79,599	\$5.53	\$87.03
Alpine Communications L.C.	\$3,349,943	\$0	\$2,006.92	\$0.00
Alpine Long Distance, LC	\$0	\$332,881	\$0.00	\$363.97
Alta Municipal Broadband Comm.	\$215,152	\$87,728	\$128.90	\$95.92
Andrew Telephone Company, Inc.	\$111,508	\$1,067	\$66.80	\$1.17
Applewood Communications Corp.	\$0	\$115,244	\$0.00	\$126.01
Arcadia Telephone Cooperative	\$162,850	\$63,653	\$97.56	\$69.60
AT&T Communications of the Midwest, Inc.	\$1,969,431	\$29,739,230	\$1,179.87	\$32,516.73
Atkins Telephone Company, Inc.	\$746,489	\$18,809	\$447.21	\$20.57
Aventure Communication Technology, L.L.C.	\$127,672	\$696	\$76.49	\$0.76
Ayrshire Farmers Mutual Telephone Company	\$171,071	\$600	\$102.49	\$0.66
B & B Communications Network, Inc.	\$0	\$121,630	\$0.00	\$132.99
Baldwin Nashville Telephone Company	\$92,127	\$19,088	\$55.19	\$20.87
Barnes City Coop. Telephone Company	\$43,815	\$8,393	\$26.25	\$9.18
Bell Atlantic Communications, Inc.	\$0	\$242,287	\$0.00	\$264.92
Bernard Telephone Company, Inc.	\$274,108	\$27,999	\$164.22	\$30.61
Breda Telephone Corporation	\$623,994	\$18,892	\$373.83	\$20.66
Broadwing Communications, LLC	\$0	\$157,596	\$0.00	\$172.31
Brooklyn Communication Systems, Inc.	\$106,122	\$84,278	\$63.58	\$92.15
Brooklyn Mutual Telecommunications Cooperative	\$245,715	\$250,181	\$147.21	\$273.55
BTC, Inc.	\$855,981	\$210,984	\$512.81	\$230.69

<b>Company Name</b>	<b>Iowa Local Exchange Gross Operating Revenues</b>	<b>Iowa Intrastate Interexchange Revenues</b>	<b>FY 2010 Local Exchange Assessments</b>	<b>FY 2010 Intrastate Interexchange Assessments</b>
BullsEye Telecom, Inc.	\$291,028	\$27,214	\$174.35	\$29.76
Butler Bremer Mutual Telephone Company	\$496,154	\$623,977	\$297.24	\$682.25
Cascade Communications Company	\$805,449	\$97,556	\$482.54	\$106.67
Casey Mutual Telephone Company	\$180,734	\$9,002	\$108.28	\$9.84
Cedar Communications, L.L.C.	\$56,411	\$8,307	\$33.80	\$9.08
Central Scott Telephone Company	\$2,124,695	\$0	\$1,272.88	\$0.00
CenturyTel Long Distance, LLC	\$0	\$55,756	\$0.00	\$60.96
CenturyTel of Postville, Inc.	\$340,706	\$232,529	\$204.11	\$254.25
Citizens Communications Company	\$0	\$123,242	\$0.00	\$134.75
Citizens Mutual Telephone Cooperative	\$1,719,515	\$0	\$1,030.14	\$0.00
Citizens Telecommunications Company of Minnesota	\$141,622	\$8,762	\$84.84	\$9.58
City of Hawarden	\$422,306	\$129,415	\$253.00	\$141.50
CL Telephone Long Distance, Inc.	\$0	\$249,324	\$0.00	\$272.61
Clarence Telephone Company, Inc.	\$389,919	\$35,509	\$233.60	\$38.83
Clear Lake Independent Telephone Company	\$1,870,349	\$1,114,955	\$1,120.51	\$1,219.09
C-M-L Telephone Coop. Association	\$222,135	\$64,942	\$133.08	\$71.01
Colo Telephone Company	\$234,156	\$15,842	\$140.28	\$17.32
CommChoice of Iowa, LLC	\$416,265	\$309,791	\$249.38	\$338.72
Communications 1 Network, Inc.	\$618,199	\$88,543	\$370.36	\$96.81
Comtel Telcom Assets LP	\$49,923	\$329,826	\$29.91	\$360.63
Consumer Telcom, Inc.	\$221,139	\$6,032	\$132.48	\$6.60
Coon Creek Telecommunications, Corp	\$619,635	\$76,387	\$371.22	\$83.52
Coon Creek Telephone Company	\$221,659	\$42,679	\$132.79	\$46.67
Coon Rapids Municipal Communication Utility	\$214,194	\$165,619	\$128.32	\$181.09
Coon Valley Cooperative Telephone Association	\$204,760	\$37,949	\$122.67	\$41.49
Cooperative Telephone Company	\$498,377	\$128,559	\$298.57	\$140.57
Cooperative Telephone Exchange	\$100,137	\$29,727	\$59.99	\$32.50
Cordia Communications Corp.	\$70,937	\$8,504	\$42.50	\$9.30
Corn Belt Telephone Company, Inc.	\$347,618	\$344,138	\$208.25	\$376.28
Cox Iowa Telcom, LLC Inc.	\$5,131,242	\$666,285	\$3,074.08	\$728.51
Crystal Communications, Inc.	\$350,584	\$714,913	\$210.03	\$781.68
CS Technologies, Inc.	\$127,182	\$0	\$76.19	\$0.00
CST Communications, Inc.	\$0	\$65,222	\$0.00	\$71.31
Cumberland Telephone Company	\$95,083	\$32,799	\$56.96	\$35.86



<b>Company Name</b>	<b>Iowa Local Exchange Gross Operating Revenues</b>	<b>Iowa Intrastate Interexchange Revenues</b>	<b>FY 2010 Local Exchange Assessments</b>	<b>FY 2010 Intrastate Interexchange Assessments</b>
Danville Mutual Telephone Company	\$82,246	\$47,988	\$49.27	\$52.47
Digital Telecommunications, Inc.	\$565,577	\$186,650	\$338.83	\$204.08
Dumont Telephone Company	\$287,846	\$223,896	\$172.45	\$244.81
Dunkerton Telephone Cooperative	\$287,827	\$74,206	\$172.43	\$81.14
East Buchanan Telephone Cooperative	\$574,144	\$39,027	\$343.96	\$42.67
Ellsworth Coop. Telephone Association	\$65,965	\$146,268	\$39.52	\$159.93
Embarq Missouri, Inc.	\$34,531	\$25,817	\$20.69	\$28.23
Encartele, Inc.	\$0	\$89,184	\$0.00	\$97.51
Ernest Communications, Inc.	\$236,042	\$0	\$141.41	\$0.00
Evercom Systems, Inc.	\$0	\$1,574,187	\$0.00	\$1,721.21
F&B Communications, Inc.	\$764,126	\$211,901	\$457.78	\$231.69
Farmers and Merchants Mutual Telephone	\$541,493	\$95,003	\$324.40	\$103.88
Farmers Cooperative Telephone (Dysart)	\$439,446	\$120,901	\$263.27	\$132.19
Farmers Mutual Coop. Telephone (Moulton)	\$196,947	\$22,365	\$117.99	\$24.45
Farmers Mutual Coop. Telephone (Shelby)	\$1,509,582	\$732,033	\$904.38	\$800.40
Farmers Mutual Telephone Company of Nora Springs	\$1,295,549	\$27,653	\$776.15	\$30.24
Farmers Mutual Telephone (Jesup)	\$769,423	\$198,338	\$460.95	\$216.86
Farmers Mutual Telephone (Stanton)	\$561,208	\$73,659	\$336.21	\$80.54
Farmers Mutual Telephone Cooperative (Shellsburg)	\$908,006	\$193,241	\$543.98	\$211.29
Farmers Telephone Company (Batavia)	\$121,773	\$10,221	\$72.95	\$11.18
Farmers Telephone Company (Essex)	\$209,400	\$13,169	\$125.45	\$14.40
Farmers Telephone Company (Nora Springs)	\$270,183	\$14,730	\$161.86	\$16.11
Fenton Coop. Telephone Company	\$130,538	\$20,724	\$78.20	\$22.66
FiberComm, L.C.	\$2,654,635	\$2,880	\$1,590.37	\$3.15
First Choice Technology, Inc.	\$0	\$239,927	\$0.00	\$262.33
First Communications, L.L.C.	\$659,283	\$191,947	\$394.97	\$209.87
FMTC Long Distance	\$0	\$233,932	\$0.00	\$255.78
Frontier Communications of America, Inc.	\$0	\$3,324,120	\$0.00	\$3,634.58
Frontier Communications of Iowa, Inc.	\$17,326,572	\$3,139,677	\$10,380.18	\$3,432.91
Global Capacity Group, Inc.	\$0	\$73,231	\$0.00	\$80.07
Global Crossing Telecommunications, Inc.	\$0	\$320,521	\$0.00	\$350.46

<b>Company Name</b>	<b>Iowa Local Exchange Gross Operating Revenues</b>	<b>Iowa Intrastate Interexchange Revenues</b>	<b>FY 2010 Local Exchange Assessments</b>	<b>FY 2010 Intrastate Interexchange Assessments</b>
Global Tel*Link Corporation	\$0	\$99,702	\$0.00	\$109.01
Goldfield Access Network, L.C.	\$849,360	\$177,955	\$508.84	\$194.58
Goldfield Telephone Company	\$239,028	\$19,302	\$143.20	\$21.10
Grand Mound Communications Co.	\$141,619	\$15,341	\$84.84	\$16.77
Grand Mound Cooperative Telephone Association	\$233,431	\$18,801	\$139.85	\$20.56
Grand River Mutual Telephone Corp.	\$2,386,667	\$514,885	\$1,429.83	\$562.97
Granite Telecommunications, LLC	\$1,751,829	\$20,565	\$1,049.50	\$22.49
Great Lakes Communications Corp.	\$0	\$73,718	\$0.00	\$80.60
Griswold Coop. Telephone Company	\$1,043,049	\$134,362	\$624.88	\$146.91
Grundy Center Communications Utilities	\$156,223	\$225,116	\$93.59	\$246.14
Guthrie Telecommunications Network, Inc.	\$235,923	\$86,915	\$141.34	\$95.03
Harlan Municipal Utilities	\$140,608	\$299,626	\$84.24	\$327.61
Hawkeye Telephone Company	\$196,941	\$24,242	\$117.99	\$26.51
Heart of Iowa Communications Cooperative	\$1,284,890	\$540,241	\$769.76	\$590.70
Heartland Telecommunications Company of Iowa	\$4,407,725	\$173,587	\$2,640.62	\$189.80
Hills Telephone Company, Inc.	\$316,489	\$685,774	\$189.61	\$749.82
Hospers Telephone Exchange, Inc.	\$408,423	\$38,425	\$244.68	\$42.01
Hubbard Cooperative Telephone Association	\$298,129	\$26,665	\$178.61	\$29.16
Huxley Communications Cooperative	\$535,156	\$30,704	\$320.61	\$33.57
IAMO Telephone Company	\$121,668	\$11,770	\$72.89	\$12.87
IDT America, Corp.	\$0	\$383,944	\$0.00	\$419.80
ImOn Communications, LLC	\$2,200,310	\$1,150,364	\$1,318.18	\$1,257.80
Independence Telecommunications Utility	\$1,763,171	\$52,172	\$1,056.30	\$57.04
Independent Networks, L.C.	\$115,974	\$5,747	\$69.48	\$6.28
Inmate Calling Solutions, LLC	\$0	\$767,965	\$0.00	\$839.69
Intellicall Operator Services, Inc.	\$0	\$105,318	\$0.00	\$115.15
Interstate 35 Telephone Company, Inc.	\$517,373	\$13,271	\$309.95	\$14.51
Ionex Comm. North, Inc. d/b/a Birch Comm.	\$160,299	\$125,323	\$96.03	\$137.03
Iowa Auto Dealers Association	\$49,629	\$475,017	\$29.73	\$519.38
Iowa Network Services, Inc.	\$0	\$57,963,466	\$0.00	\$63,376.93
Iowa Telecom Comm. d/b/a Iowa Telecom	\$5,225,561	\$3,058,257	\$3,130.58	\$3,343.88

<b>Company Name</b>	<b>Iowa Local Exchange Gross Operating Revenues</b>	<b>Iowa Intrastate Interexchange Revenues</b>	<b>FY 2010 Local Exchange Assessments</b>	<b>FY 2010 Intrastate Interexchange Assessments</b>
Iowa Telecommunications Services, Inc.	\$62,363,905	\$56,425,708	\$37,361.59	\$61,695.59
IT Communications, LLC	\$1,207,266	\$591,839	\$723.26	\$647.11
ITI Inmate Telephone, Inc.	\$55,118	\$20,691	\$33.02	\$22.62
Jefferson Telephone Company	\$1,210,171	\$423,380	\$725.00	\$462.92
Jordan Soldier Valley Coop. Telephone Company	\$153,409	\$546,126	\$91.91	\$597.13
Kalona Coop. Telephone Company	\$828,910	\$681,087	\$496.59	\$744.70
Keystone Farmers Coop. Telephone Company	\$514,075	\$1,837	\$307.98	\$2.01
Killduff Telephone Company	\$54,403	\$11,846	\$32.59	\$12.95
Knology of the Plains, Inc.	\$849,560	\$550,923	\$508.96	\$602.38
La Motte Telephone Company, Inc.	\$280,981	\$41,562	\$168.33	\$45.44
La Porte City Long Distance	\$0	\$57,687	\$0.00	\$63.07
La Porte City Telephone Company	\$789,752	\$20,040	\$473.13	\$21.91
Laurens Municipal Broadband Comm.	\$149,155	\$138,317	\$89.36	\$151.24
Lehigh Valley Coop. Telephone Assn.	\$247,564	\$413,249	\$148.31	\$451.84
Level 3 Communications, LLC	\$93,061	\$75,629	\$55.75	\$82.69
Lightyear Network Solutions, LLC	\$43,045	\$237,866	\$25.79	\$260.08
LISCO Corporation	\$835,128	\$734,654	\$500.32	\$803.27
Local Long Distance, L.C.	\$303,559	\$0	\$181.86	\$0.00
Lone Rock Cooperative Telephone Company	\$90,242	\$10,910	\$54.06	\$11.93
Long Lines Metro, Inc.	\$247,314	\$156,306	\$148.16	\$170.90
Lost Nation Elwood Telephone Company	\$538,280	\$28,157	\$322.48	\$30.79
Louisa Communications, L.C.	\$362,023	\$36,901	\$216.88	\$40.35
Lynnville Telephone Company	\$96,341	\$21,904	\$57.72	\$23.95
Mabel Cooperative Telephone Company	\$78,263	\$21,441	\$46.89	\$23.44
Mahaska Communication Group, LLC	\$1,396,453	\$143,152	\$836.60	\$156.52
Manning Municipal Communication and TV	\$126,897	\$119,912	\$76.02	\$131.11
Mapleton Communications	\$159,021	\$132,819	\$95.27	\$145.22
Marne and Elk Horn Telephone Co.	\$567,260	\$56,155	\$339.84	\$61.40
Martelle Cooperative Telephone Assn.	\$80,528	\$12,072	\$48.24	\$13.20
Massena Telephone Company, Inc.	\$207,677	\$52,140	\$124.42	\$57.01
Matrix Telecom, Inc.	\$83,312	\$62,288	\$49.91	\$68.11
MCC Telephony of Iowa, Inc.	\$3,193,185	\$6,483,134	\$1,913.01	\$7,088.63

<b>Company Name</b>	<b>Iowa Local Exchange Gross Operating Revenues</b>	<b>Iowa Intrastate Interexchange Revenues</b>	<b>FY 2010 Local Exchange Assessments</b>	<b>FY 2010 Intrastate Interexchange Assessments</b>
MCI Communications Services, Inc.	\$0	\$22,127,355	\$0.00	\$24,193.94
MCImetro Access Transmission Services, LLC	\$2,343,024	\$0	\$1,403.68	\$0.00
McLeodUSA Telecommunications	\$13,133,390	\$35,348,768	\$7,868.08	\$38,650.17
Mechanicsville Telephone Company	\$273,528	\$47,925	\$163.87	\$52.40
Mediapolis Telephone Company	\$840,651	\$455,436	\$503.63	\$497.97
Metropolitan Telecommunications of Iowa, Inc.	\$93,296	\$2,642	\$55.89	\$2.89
MidlandsNet, LLC	\$0	\$203,139	\$0.00	\$222.11
Miles Cooperative Telephone Association	\$202,286	\$32,945	\$121.19	\$36.02
Minburn Telecommunications, Inc.	\$367,782	\$39,261	\$220.33	\$42.93
Minburn Telephone Company	\$160,955	\$29,453	\$96.43	\$32.20
Minerva Valley Telephone Company, Inc.	\$322,696	\$40,916	\$193.32	\$44.74
Mitel NetSolutions, Inc.	\$19,377	\$157,509	\$11.61	\$172.22
Modern Coop. Telephone Company	\$249,856	\$61,361	\$149.69	\$67.09
Montezuma Mutual Telephone Co.	\$342,133	\$569,382	\$204.97	\$622.56
Mutual Telephone Company	\$2,425,665	\$206,856	\$1,453.19	\$226.18
Mutual Telephone Company of Morning Sun	\$236,427	\$43,954	\$141.64	\$48.06
NetLojix Telecom, Inc.	\$0	\$66,107	\$0.00	\$72.28
Network Communication International Corp.	\$0	\$116,348	\$0.00	\$127.21
NexGen Integrated Communications, L.L.C.	\$276,529	\$10,092	\$165.67	\$11.03
NobelTel, LLC	\$479,268	\$4,301	\$287.12	\$4.70
NorLight Telecommunications, Inc.	\$0	\$214,260	\$0.00	\$234.27
Norlight, Inc.	\$14,961	\$351,749	\$8.96	\$384.60
North English Cooperative Telephone Company	\$223,997	\$62,625	\$134.19	\$68.47
Northeast Iowa Telephone Company	\$359,114	\$476,299	\$215.14	\$520.78
Northern Iowa Telephone Company	\$23,991	\$32,360	\$14.37	\$35.38
Northstar Telecom, Inc.	\$382,245	\$46,680	\$229.00	\$51.04
Northwest Iowa Telephone Company, Inc.	\$2,773,936	\$590,280	\$1,661.84	\$645.41
Northwest Telephone Coop. Assn.	\$858,741	\$31,724	\$514.46	\$34.69
NOSVA, Limited Partnership	\$0	\$91,547	\$0.00	\$100.10
Ogden Telephone Company	\$551,217	\$27,071	\$330.23	\$29.60
Olin Telephone Company, Inc.	\$267,928	\$35,480	\$160.51	\$38.79

<b>Company Name</b>	<b>Iowa Local Exchange Gross Operating Revenues</b>	<b>Iowa Intrastate Interexchange Revenues</b>	<b>FY 2010 Local Exchange Assessments</b>	<b>FY 2010 Intrastate Interexchange Assessments</b>
OmniTel Communications	\$911,471	\$14,806	\$546.05	\$16.19
Onslow Coop. Telephone Association	\$73,904	\$14,250	\$44.28	\$15.58
Onvoy, Inc.	\$0	\$56,746	\$0.00	\$62.05
Oran Mutual Telephone Company	\$79,908	\$26,691	\$47.87	\$29.18
Orange City Communications, LLC	\$558,926	\$418,776	\$334.85	\$457.89
OrbitCom, Inc.	\$312,003	\$69,565	\$186.92	\$76.06
Osage Municipal Communications Utility	\$260,025	\$77,527	\$155.78	\$84.77
PAETEC Communications, Inc.	\$0	\$56,113	\$0.00	\$61.35
Palmer Mutual Telephone Company	\$592,574	\$4,596	\$355.01	\$5.03
Palo Coop. Telephone Association	\$165,810	\$117,162	\$99.34	\$128.10
Panora Communications Cooperative	\$794,694	\$61,103	\$476.09	\$66.81
Panora Telecommunications, Inc.	\$0	\$67,616	\$0.00	\$73.93
Partner Communications Cooperative Association	\$1,641,127	\$199,805	\$983.18	\$218.47
Peoples Telephone Company	\$356,578	\$228,197	\$213.62	\$249.51
PNG Telecommunications, Inc.	\$0	\$331,764	\$0.00	\$362.75
Prairie Telephone Company, Inc.	\$513,503	\$14,437	\$307.63	\$15.79
Prairieburg Telephone Company, Inc.	\$79,431	\$5,760	\$47.59	\$6.30
Preferred Long Distance, Inc.	\$550,090	\$26,951	\$329.55	\$29.47
Premier Communications, Inc.	\$1,345,747	\$2,644	\$806.22	\$2.89
Preston Telephone Company	\$756,407	\$34,147	\$453.16	\$37.34
Primus Telecommunications, Inc.	\$0	\$68,291	\$0.00	\$74.67
Qwest Communications Corporation	\$0	\$29,089,608	\$0.00	\$31,806.43
Qwest Corporation	\$309,416,314	\$1,194,547	\$185,368.10	\$1,306.11
Qwest LD Corp. ("QLDC")	\$0	\$10,791,431	\$0.00	\$11,799.30
Radcliffe Telephone Company	\$148,933	\$46,936	\$89.22	\$51.32
Readlyn Telephone Company	\$256,954	\$39,406	\$153.94	\$43.09
Reasnor Telephone Company, LLC	\$32,889	\$35,105	\$19.70	\$38.38
Reinbeck Municipal Telecommunications Utility	\$144,542	\$115,144	\$86.59	\$125.90
Reliance Telephone of Grand Forks, Inc.	\$25,020	\$177,382	\$14.99	\$193.95
Ringsted Telephone Company	\$140,354	\$480	\$84.08	\$0.52
River Valley Telecommunications Cooperative	\$561,081	\$100,543	\$336.14	\$109.93
Rockwell Cooperative Telephone Association	\$255,558	\$303,586	\$153.10	\$331.94
Sac County Mutual Telephone	\$510,132	\$20,424	\$305.61	\$22.33

<b>Company Name</b>	<b>Iowa Local Exchange Gross Operating Revenues</b>	<b>Iowa Intrastate Interexchange Revenues</b>	<b>FY 2010 Local Exchange Assessments</b>	<b>FY 2010 Intrastate Interexchange Assessments</b>
Company				
SBC Long Distance, LLC	\$0	\$223,325	\$0.00	\$244.18
Schaller Telephone Company	\$863,221	\$31,826	\$517.15	\$34.80
Scranton Telephone Company	\$201,256	\$13,479	\$120.57	\$14.74
Searsboro Telephone Company	\$399,604	\$12,487	\$239.40	\$13.65
Sharon Telephone Company	\$436,201	\$97,971	\$261.32	\$107.12
Shell Rock Communications, Inc.	\$183,014	\$152,117	\$109.64	\$166.32
South Central Communications, Inc.	\$1,007,930	\$60,877	\$603.84	\$66.56
South Slope Cooperative Telephone	\$15,189,009	\$0	\$9,099.58	\$0.00
Southwest Communications, Inc.	\$79,943	\$59,162	\$47.89	\$64.69
Southwest Telephone Exchange, Inc.	\$364,978	\$9,769	\$218.65	\$10.68
Spencer Municipal Communications Utility	\$3,212,749	\$140,301	\$1,924.73	\$153.40
Springville Cooperative Telephone Association, Inc.	\$380,418	\$49,197	\$227.90	\$53.79
Stratford Mutual Telephone Company	\$258,105	\$899	\$154.63	\$0.98
Sully Telephone Association	\$239,930	\$65,968	\$143.74	\$72.13
Superior Telephone Cooperative	\$67,102	\$1,061	\$40.20	\$1.16
Swisher Telephone Company	\$499,342	\$0	\$299.15	\$0.00
Telecom Management, Inc.	\$0	\$105,112	\$0.00	\$114.93
Teleconnect Long Distance Services	\$0	\$59,169	\$0.00	\$64.70
Telrite Corporation	\$0	\$782,639	\$0.00	\$855.73
Templeton Telephone Company	\$319,308	\$3,546	\$191.29	\$3.88
Terril Telephone Company	\$212,628	\$11,930	\$127.38	\$13.04
The Community Cable TV Agency	\$436,151	\$990,471	\$261.29	\$1,082.98
The Royal Telephone Company	\$182,554	\$17,151	\$109.37	\$18.75
Titonka Telephone Company	\$391,047	\$67,076	\$234.27	\$73.34
Trans National Communications	\$22,326	\$386,333	\$13.38	\$422.41
Transworld Network, Corp.	\$0	\$126,471	\$0.00	\$138.28
TRX, Inc.	\$1,090	\$186,133	\$0.65	\$203.52
TTI National, Inc.	\$0	\$146,840	\$0.00	\$160.55
Twin River Valley Telephone	\$111,910	\$1,794	\$67.04	\$1.96
U.S. South Communications, Inc.	\$128,207	\$81,602	\$76.81	\$89.22
U.S. Telecom Long Distance, Inc.	\$577,173	\$45,991	\$345.78	\$50.29
UCN, Inc.	\$0	\$135,149	\$0.00	\$147.77
United Farmers Telephone Company	\$298,482	\$603	\$178.82	\$0.66
Universal Communications of Allison, Inc.	\$535,842	\$52,626	\$321.02	\$57.54
Van Buren Telephone Company, Inc.	\$1,330,173	\$164,637	\$796.89	\$180.01

<b>Company Name</b>	<b>Iowa Local Exchange Gross Operating Revenues</b>	<b>Iowa Intrastate Interexchange Revenues</b>	<b>FY 2010 Local Exchange Assessments</b>	<b>FY 2010 Intrastate Interexchange Assessments</b>
Van Horne Cooperative Telephone Company	\$233,332	\$36,778	\$139.79	\$40.21
Ventura Telephone Company, Inc.	\$116,761	\$61,466	\$69.95	\$67.21
Verizon Select Services Inc.	\$0	\$833,889	\$0.00	\$911.77
Villisca Farmers Telephone Company Corp.	\$474,826	\$25,023	\$284.46	\$27.36
Walnut Communications	\$0	\$128,552	\$0.00	\$140.56
Walnut Telephone Company	\$674,052	\$148,498	\$403.82	\$162.37
Webb Dickens Telephone Corp.	\$103,424	\$5,038	\$61.96	\$5.51
Webster-Calhoun Cooperative Telephone Association	\$1,759,153	\$361,041	\$1,053.89	\$394.76
Webster-Calhoun Long Distance, Inc.	\$0	\$361,650	\$0.00	\$395.43
Wellman Cooperative Telephone Association	\$347,161	\$102,790	\$207.98	\$112.39
West Iowa Telephone Company	\$1,886,214	\$347,088	\$1,130.01	\$379.50
West Liberty Telephone Company	\$949,487	\$814,625	\$568.83	\$890.71
Western Iowa Telephone Association	\$996,360	\$764,858	\$596.91	\$836.29
Westside Independent Telephone Company	\$193,489	\$8,528	\$115.92	\$9.32
Windstream of the Midwest, Inc.	\$155,908	\$131,847	\$93.40	\$144.16
Winnebago Cooperative Telephone Association	\$3,583,772	\$933,924	\$2,147.00	\$1,021.15
Woolstock Mutual Telephone Assn.	\$108,676	\$24,438	\$65.11	\$26.72
Working Assets Funding Service, Inc.	\$0	\$55,056	\$0.00	\$60.20
WTC Communications, Inc.	\$938,072	\$110,741	\$561.99	\$121.08
Wyoming Mutual Telephone Company	\$308,931	\$36,104	\$185.08	\$39.48
XO Communications Services, Inc.	\$0	\$285,209	\$0.00	\$311.85
<b>Grand Total</b>	<b>\$550,685,765</b>	<b>\$301,730,114</b>	<b>\$329,910</b>	<b>\$329,910</b>

ENERGY CENTER ASSESSMENTS –  
IOWA ENERGY CENTER FOR GLOBAL AND REGIONAL ENVIRONMENTAL RESEARCH  
(CGRER)

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Company Name	2008 Energy Center/CGRER Assessable Revenues	Energy Center	CGRER	FY 2010 Energy Center/CGRER Assessment Amount
Interstate Power and Light Company	\$1,131,249,854	961,563	169,687	1,131,250
MidAmerican Energy Company	\$1,137,348,482	966,746	170,602	1,137,348
<b>Total Rate Regulated Electric</b>	<b>\$2,268,598,336</b>	<b>1,928,309</b>	<b>340,289</b>	<b>2,268,598</b>
Interstate Power and Light Company	\$385,105,003	327,339	57,766	385,105
MidAmerican Energy Company	\$784,513,885	666,837	117,677	784,514
Atmos Energy Corp.	\$6,423,889	5,460	964	6,424
Black Hills Energy	\$201,167,582	170,993	30,175	201,168
<b>Total Rate Regulated Gas</b>	<b>\$1,377,210,359</b>	<b>1,170,629</b>	<b>206,582</b>	<b>1,377,211</b>
Afton	\$631,256	536	95	631
Akron	\$1,075,499	914	161	1,075
Algona	\$6,520,854	5,543	978	6,521
Alta	\$1,068,115	908	160	1,068
Alta Vista	\$142,818	122	21	143
Alton	\$719,272	611	108	719
Ames	\$46,539,663	39,559	6,981	46,540
Anita	\$753,678	641	113	754
Anthon	\$358,558	305	54	359
Aplington	\$637,901	542	96	638
Atlantic	\$5,817,443	4,944	873	5,817
Auburn	\$199,840	170	30	200
Aurelia	\$567,481	482	85	567
Bancroft	\$992,674	844	149	993
Bellevue	\$1,624,276	1,380	244	1,624
Bloomfield	\$2,421,316	2,058	363	2,421
Breda	\$330,760	281	50	331
Brooklyn	\$1,210,401	1,029	181	1,210
Buffalo	\$388,058	330	58	388
Burt	\$355,309	302	53	355
Callender	\$208,329	177	31	208
Carlisle	\$1,376,348	1,170	206	1,376
Cascade	\$1,377,125	1,170	207	1,377
Cedar Falls	\$36,090,150	30,677	5,413	36,090
Coggon	\$392,395	333	59	392
Coon Rapids	\$1,565,226	1,330	235	1,565
Corning	\$1,299,246	1,104	195	1,299
Corwith	\$273,582	233	41	274



<b>Company Name</b>	<b>2008 Energy Center/CGRER</b>	<b>Energy Center</b>	<b>FY 2010 Energy Center/CGRER</b>	<b>Assessment Amount</b>
	<b>Assessable Revenues</b>		<b>CGRER</b>	
Danville	\$597,495	507	90	597
Dayton	\$561,755	478	84	562
Denison	\$7,561,948	6,428	1,134	7,562
Denver	\$1,046,431	889	157	1,046
Dike	\$447,338	380	67	447
Durant	\$1,666,921	1,417	250	1,667
Dysart	\$1,030,414	876	154	1,030
Earlville	\$453,210	385	68	453
Eldridge	\$4,079,057	3,467	612	4,079
Ellsworth	\$435,602	371	65	436
Estherville	\$4,987,416	4,239	748	4,987
Fairbank	\$658,689	560	99	659
Farnhamville	\$385,085	327	58	385
Fonda	\$369,854	315	55	370
Fontanelle	\$468,596	399	70	469
Forest City	\$3,852,603	3,275	578	3,853
Fredericksburg	\$1,282,379	1,090	192	1,282
Glidden	\$693,074	589	104	693
Gowrie	\$792,612	674	119	793
Graettinger	\$674,715	574	101	675
Grafton	\$156,264	133	23	156
Grand Junction	\$595,069	506	89	595
Greenfield	\$3,240,457	2,754	486	3,240
Grundy Center	\$2,360,026	2,006	354	2,360
Guttenberg	\$1,550,918	1,318	233	1,551
Harlan	\$5,034,261	4,279	755	5,034
Hartley	\$1,247,924	1,061	187	1,248
Hawarden	\$1,951,380	1,658	293	1,951
Hinton	\$535,711	456	80	536
Hopkinton	\$434,662	370	65	435
Hudson	\$1,167,946	993	175	1,168
Independence	\$6,350,446	5,398	952	6,350
Indianola	\$8,005,674	6,805	1,201	8,006
Keosauqua	\$1,074,311	913	161	1,074
Kimballton	\$174,147	148	26	174
La Porte City	\$1,361,262	1,157	204	1,361
Lake Mills	\$2,556,385	2,173	383	2,556
Lake Park	\$838,170	712	126	838
Lake View	\$1,348,245	1,146	202	1,348
Lamoni	\$1,968,924	1,674	295	1,969
Larchwood	\$536,232	456	80	536

<b>Company Name</b>	<b>2008 Energy Center/CGRER</b>	<b>Energy Center</b>	<b>CGRER</b>	<b>FY 2010 Energy Center/CGRER</b>
	<b>Assessable Revenues</b>			<b>Assessment Amount</b>
Laurens	\$1,508,930	1,283	226	1,509
Lawler	\$290,786	247	44	291
Lehigh	\$200,731	171	30	201
Lenox	\$1,273,109	1,082	191	1,273
Livermore	\$300,646	256	45	301
Long Grove	\$308,648	263	46	309
Manilla	\$605,722	515	91	606
Manning	\$1,659,095	1,410	249	1,659
Mapleton	\$889,040	756	133	889
Maquoketa	\$7,117,862	6,050	1,068	7,118
Marathon	\$140,041	119	21	140
McGregor	\$748,156	636	112	748
Milford	\$2,331,863	1,982	350	2,332
Montezuma	\$2,929,898	2,491	439	2,930
Mount Pleasant	\$7,143,853	6,072	1,072	7,144
Muscatine	\$43,277,132	36,785	6,492	43,277
Neola	\$296,997	252	45	297
New Hampton	\$3,101,691	2,637	465	3,102
New London	\$1,780,774	1,514	267	1,781
Ogden	\$1,439,181	1,223	216	1,439
Onawa	\$1,811,864	1,540	272	1,812
Orange City	\$6,010,532	5,109	902	6,011
Orient	\$249,874	213	37	250
Osage	\$5,119,249	4,351	768	5,119
Panora	\$1,134,602	965	170	1,135
Paton	\$192,167	163	29	192
Paullina	\$873,989	743	131	874
Pella	\$16,386,527	13,929	2,458	16,387
Pocahontas	\$1,557,334	1,323	234	1,557
Preston	\$826,670	703	124	827
Primghar	\$823,832	700	124	824
Readlyn	\$432,499	367	65	432
Remsen	\$975,415	829	146	975
Renwick	\$325,405	276	49	325
Rock Rapids	\$1,521,956	1,294	228	1,522
Rockford	\$693,176	589	104	693
Sabula	\$387,511	330	58	388
Sanborn	\$1,666,310	1,416	250	1,666
Sergeant Bluff	\$2,350,827	1,998	353	2,351
Shelby	\$412,897	351	62	413
Sibley	\$2,332,204	1,982	350	2,332

Company Name	2008 Energy Center/CGRER	Energy Center	CGRER	FY 2010 Energy Center/CGRER
	Assessable Revenues			Assessment Amount
Sioux Center	\$6,740,679	5,730	1,011	6,741
Spencer	\$8,952,624	7,610	1,343	8,953
Stanhope	\$250,243	213	37	250
Stanton	\$533,341	453	80	533
State Center	\$1,579,805	1,343	237	1,580
Story City	\$4,269,479	3,629	640	4,269
Stratford	\$556,219	473	83	556
Strawberry Point	\$781,557	665	117	782
Stuart	\$1,310,179	1,114	196	1,310
Sumner	\$1,374,101	1,168	206	1,374
Tipton	\$2,979,350	2,532	447	2,979
Traer	\$1,832,625	1,558	275	1,833
Villisca	\$645,438	548	97	645
Vinton	\$2,881,723	2,450	432	2,882
Wall Lake	\$737,218	626	111	737
Waverly	\$11,012,866	9,361	1,652	11,013
Webster City	\$11,231,785	9,547	1,685	11,232
West Bend	\$1,074,994	914	161	1,075
West Liberty	\$4,386,992	3,729	658	4,387
West Point	\$1,310,021	1,114	196	1,310
Westfield	\$75,696	65	11	76
Whittemore	\$341,178	290	51	341
Wilton	\$2,113,454	1,796	317	2,113
Winterset	\$4,026,380	3,422	604	4,026
Woodbine	\$1,044,433	887	157	1,044
Woolstock	\$204,709	174	31	205
<b>Total Municipal Electric</b>	<b>\$385,147,265</b>	<b>327,377</b>	<b>57,766</b>	<b>385,143</b>
Allerton	\$1,954,040	1,661	293	1,954
Bedford	\$784,132	666	118	784
Bloomfield	\$1,506,138	1,280	226	1,506
Brighton	\$339,179	288	51	339
Brooklyn	\$952,751	810	143	953
Cascade	\$1,067,760	908	160	1,068
Cedar Falls	\$20,573,067	17,487	3,086	20,573
Clearfield	\$216,305	184	32	216
Consumers Energy	\$760,651	647	114	761
Coon Rapids	\$1,170,840	995	176	1,171
Corning	\$1,239,095	1,053	186	1,239
Emmetsburg	\$3,300,389	2,805	495	3,300
Everly	\$587,595	500	88	588
Fairbank	\$551,174	468	83	551

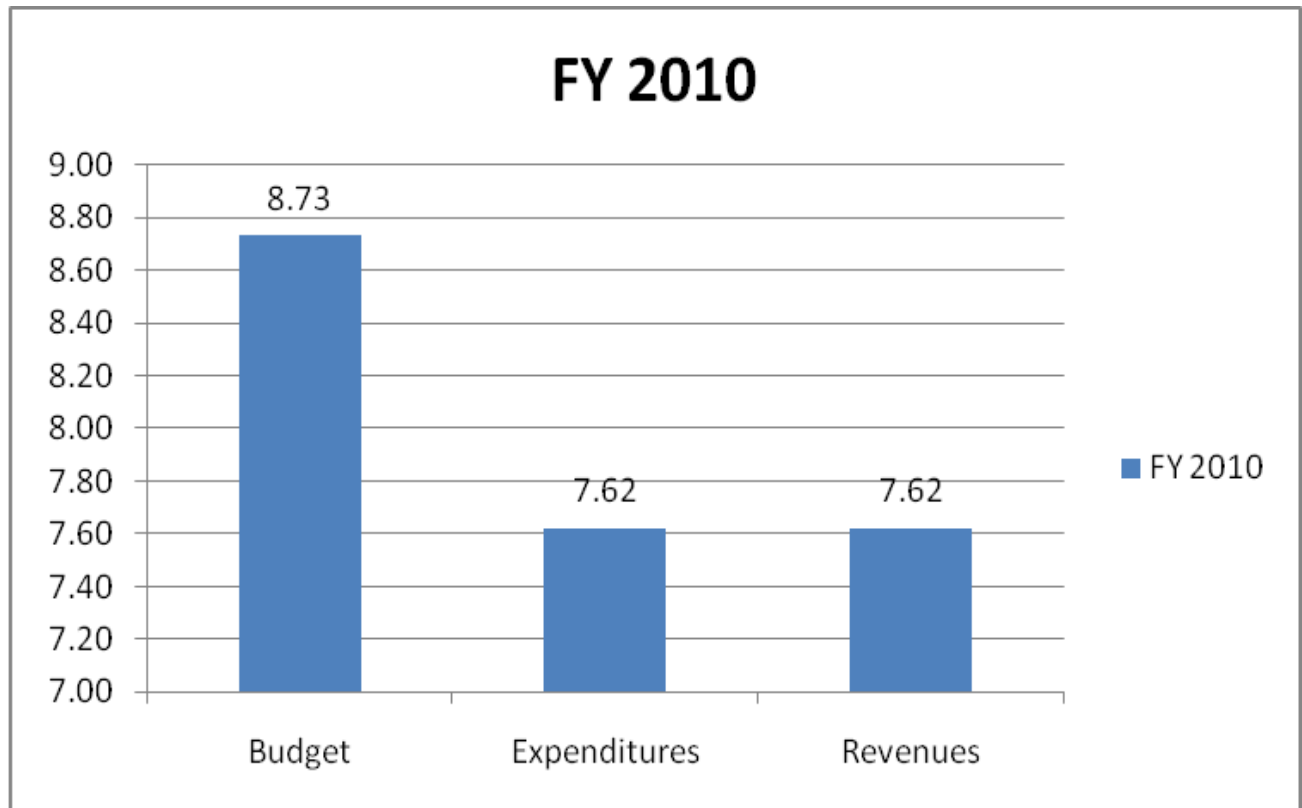
Company Name	2008 Energy Center/CGRER	Energy Center	CGRER	FY 2010 Energy Center/CGRER
	Assessable Revenues			Assessment Amount
Gilmore City	\$1,588,359	1,350	238	1,588
Graettinger	\$535,573	456	80	536
Guthrie Center	\$1,765,824	1,501	265	1,766
Harlan	\$3,734,298	3,174	560	3,734
Hartley	\$970,378	825	145	970
Hawarden	\$1,575,056	1,339	236	1,575
Lake Park	\$1,145,371	973	172	1,145
Lamoni	\$1,002,371	852	150	1,002
Lenox	\$1,633,621	1,389	245	1,634
Lineville	\$132,972	113	20	133
Lorimor	\$192,508	164	29	193
Manilla	\$578,245	491	87	578
Manning	\$1,296,246	1,102	194	1,296
Montezuma	\$1,227,556	1,044	184	1,228
Morning Sun	\$459,106	390	69	459
Moulton	\$263,844	224	40	264
Orange City	\$4,658,269	3,959	699	4,658
Osage	\$3,483,960	2,961	523	3,484
Prescott	\$118,343	100	18	118
Preston	\$610,711	519	92	611
Remsen	\$982,929	836	147	983
Rock Rapids	\$1,494,542	1,271	224	1,495
Rolfe	\$526,630	448	79	527
Sabula	\$434,580	370	65	435
Sac City	\$1,797,688	1,528	270	1,798
Sanborn	\$1,906,676	1,621	286	1,907
Sioux Center	\$16,843,176	14,317	2,526	16,843
Tipton	\$2,059,129	1,750	309	2,059
Titonka	\$447,394	380	67	447
Wall Lake	\$1,377,883	1,171	207	1,378
Waukee	\$5,690,113	4,837	853	5,690
Wayland	\$739,229	628	111	739
Wellman	\$811,760	690	122	812
West Bend	\$990,198	842	148	990
Whittemore	\$724,617	616	109	725
Winfield	\$610,197	519	91	610
Woodbine	\$787,583	670	118	788
<b>Total Municipal Gas</b>	<b>\$100,200,051</b>	<b>85,172</b>	<b>15,029</b>	<b>100,201</b>
Access Energy Cooperative	\$19,474,806	16,554	2,921	19,475
Allamakee Clayton Elec. Coop., Inc.	\$13,854,802	11,777	2,078	13,855
Amana Society Service Company	\$7,456,042	6,338	1,118	7,456

<b>Company Name</b>	<b>2008 Energy Center/CGRER</b>	<b>Energy Center</b>	<b>CGRER</b>	<b>FY 2010 Energy Center/CGRER</b>
	<b>Assessable Revenues</b>			<b>Assessment Amount</b>
Atchison Holt Electric Cooperative	\$1,674,284	1,423	251	1,674
Boone Valley Electric Cooperative	\$350,903	298	53	351
Butler County Rural Elec. Cooperative	\$12,867,032	10,937	1,930	12,867
Calhoun County Electric Coop. Assn.	\$3,335,340	2,835	500	3,335
Cass Electric Cooperative	\$150,977	128	23	151
Central Iowa Power Cooperative	\$2,423,139	2,060	363	2,423
Chariton Valley Electric Coop., Inc.	\$8,475,016	7,204	1,271	8,475
Clarke Electric Cooperative, Inc.	\$10,506,302	8,930	1,576	10,506
Consumers Energy	\$12,901,562	10,967	1,935	12,902
East-Central Iowa Rural Electric Coop.	\$18,938,522	16,098	2,841	18,939
Eastern Iowa Light & Power Cooperative	\$54,240,127	46,104	8,136	54,240
Farmers Elec. Coop., Inc. - Greenfield	\$11,029,732	9,376	1,654	11,030
Farmers Electric Cooperative - Kalona	\$2,146,130	1,824	322	2,146
Federated Rural Electric Association	\$59,222	50	9	59
Franklin Rural Electric Cooperative	\$5,150,787	4,378	773	5,151
Freeborn-Mower Electric Cooperative	\$12,004	10	2	12
Glidden Rural Electric Cooperative	\$7,834,648	6,660	1,175	7,835
Grundy County Rural Electric Coop.	\$6,447,843	5,481	967	6,448
Grundy Electric Cooperative, Inc.	\$375,103	319	56	375
Guthrie County Rural Elec. Coop. Assn.	\$10,055,625	8,548	1,508	10,056
Harrison County Rural Electric Coop.	\$6,526,501	5,548	979	6,527
Hawkeye REC	\$15,923,133	13,535	2,388	15,923
Heartland Power Cooperative	\$18,002,330	15,302	2,700	18,002
Humboldt County Rural Electric Coop.	\$4,940,301	4,199	741	4,940
Iowa Lakes Electric Cooperative	\$39,071,897	33,211	5,861	39,072
Linn County Rural Electric Coop. Assn.	\$39,125,940	33,257	5,869	39,126
Lyon Rural Electric Cooperative	\$5,285,483	4,492	793	5,285
Maquoketa Valley Electric Cooperative	\$27,125,875	23,057	4,069	27,126
Midland Power Cooperative	\$27,808,191	23,637	4,171	27,808
Nishnabotna Valley Rural Elec. Coop.	\$10,271,872	8,731	1,541	10,272
Nobles Cooperative Electric Association	\$20,160	17	3	20
North West Rural Electric Cooperative	\$25,115,948	21,349	3,767	25,116
Northwest Iowa Power Cooperative	\$2,220,506	1,888	333	2,221
Osceola Electric Cooperative, Inc.	\$3,193,621	2,715	479	3,194
Pella Cooperative Electric Association	\$5,780,471	4,913	867	5,780
Pleasant Hill Community Line	\$452,168	384	68	452
Prairie Energy Cooperative	\$18,468,501	15,699	2,770	18,469
Sac County Rural Electric Cooperative	\$3,024,853	2,571	454	3,025
Southern Iowa Electric Cooperative, Inc.	\$8,620,419	7,327	1,293	8,620
Southwest Iowa Service Cooperative	\$10,626,767	9,033	1,594	10,627
T. I. P. Rural Electric Cooperative	\$14,336,770	12,186	2,151	14,337

<b>Company Name</b>	<b>2008 Energy Center/CGRER</b>	<b>Energy Center</b>	<b>CGRER</b>	<b>FY 2010 Energy Center/CGRER</b>
	<b>Assessable Revenues</b>			<b>Assessment Amount</b>
Tri-County Electric Cooperative	\$195,917	167	29	196
United Electric Cooperative, Inc.	\$849,169	722	127	849
Western Iowa Power Cooperative	\$10,090,256	8,577	1,513	10,090
Woodbury County Rural Electric Coop.	\$6,860,612	5,832	1,029	6,861
<b>Total Rural Electric Cooperatives</b>	<b>\$513,697,609</b>	<b>436,648</b>	<b>77,051</b>	<b>513,699</b>
<b>GRAND TOTAL</b>	<b>\$4,644,853,620</b>	<b>\$3,948,137</b>	<b>\$696,717</b>	<b>\$4,644,854</b>

## IUB BUDGET, EXPENDITURES, AND REVENUES

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The Iowa Utilities Board was appropriated \$7.79 million for the 2010 fiscal year. In addition to appropriated funds, the IUB received federal funding from the Office of Pipeline Safety and the American Recovery and Reinvestment Act (ARRA), intra-state funding from other state agencies that share our accounting staff, civil penalties, and unspent funds reverted from the prior year designated for the agency's Green Building Project. This brought the total budget available to \$8.73 million. Actual expenditures were \$7.62 million. The IUB is supported by its jurisdictional utilities and bills these utilities only for actual expenditures. Therefore, the revenues expended by the agency were also \$7.62 million.