

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 10-04-13**

Date Published: April 8, 2010
For Work Week Commencing: April 12, 2010
Commission Meeting: April 13, 2010, 9:00 a.m.

General Introduction This agenda is the Commission's Utility Division agenda for the work week designated. In the latter part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://psc.mt.gov>.

Place of Meetings All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.

Live webcast Unless otherwise noted on this agenda, all Commission meetings held during regular business hours that are noticed on this agenda will be webcast live via the audio and video feed links on the PSC website (<http://psc.mt.gov/eDocs/#Calendars>). The audio feeds of meetings are also archived at the same website location.

Inquiries General inquiries concerning this Utility Division agenda and subscribing to notice by mail may be made to Kate Whitney at (406) 444-3056. She may refer inquiries to another person within the agency.

Accommodation for Persons with Disabilities Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.

9:00 a.m. Weekly Scheduling (Commission Conference Room – No Web Audio Feed)

9:30 a.m. Business (Bollinger Room)

Public Comments

Action Items All items identified below are for action at the Commission business meeting.

1. CenturyLink N2010.3.36 (Scott)

On March 26, 2010, CenturyLink filed Advice No. 10-04. The purpose of this filing is to introduce the Additional Line Bundle and Economy Pak Plus Bundle into the tariff. Probable Motion: Approve CenturyLink's Advice No. 10-04 in Docket No. N2010.3.36.

2. MONTANA-DAKOTA UTILITIES CO. N2010.1.1 (JOEL)

On March 29, 2010, the Commission received an application from Montana-Dakota Utilities for approval of its tariff Rate 53 reflecting updates to costs associated with moving electric facilities to accommodate structure moves. Staff recommends approval. Probable Motion: Approve MDU's tariff Rate 53.

Work Sessions All items identified below are for Commission discussion or action on the day designated.

1. D2006.10.146 – Salish Shores Utility Corp. – Amended Application to Increase Rates for Water Service in its Sanders County, Montana, Service Area – Get direction or act on draft final order. (4/13/10)
2. D2009.6.79 – The Boeing Company and Montana Aviation Research Company (MARCO) – Petition for Declaratory Order on Scope of Commission Jurisdiction – Consider and act upon Boeing and MARCO's declaratory ruling request. (4/13/10)
3. L-10.2.1-RUL – PSC – Discuss adoption of distributed generation electrical interconnection rules. (4/13/10)
4. D2009.9.129 and D2007.7.82 – NorthWestern Energy – Application for Authority to Establish Increased Natural Gas and Electric Delivery Service Rates and Implement Allocated Cost of Service and Rate Design Proposals – Discuss and act on NorthWestern Energy's motion for protective order covering "portions of [its] FIN 48 Binder." (4/13/10)
5. ARRA staff training – Discuss/approve training opportunities on the ARRA topics. (4/13/10)

6. Out of state staff travel – Obtain approval of Gary Duncan’s two travel requests related to his role as an instructor at “The Basics” courses put on by New Mexico State University and NARUC: (1) “Practical Skills for the Electric and Natural Gas Industries,” May 9-14, 2010, Albuquerque, NM; and (2) same as (1), but October 24-29, 2010. (4/13/10)
7. D2008.12.146 – NorthWestern Energy – Application for Approval of Avoided Cost Tariff for New Qualifying Facilities – Discuss/act on staff recommendations for final order. (4/13/10)

Other Meetings

Weekly Scheduling, Review of Monthly Calendars, and Docket Status Updates (if requested by a Commissioner).

Notice Items All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on the next following agenda or a subsequent agenda and participation may be had by submitting written comments to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time through the PSC's web-based comment form at <http://psc.mt.gov/Consumers/comments>. Comments should reference the docket number of the matter.

1. Citizens Telecommunication N2010.4.38 (Scott)

On March 30, 2010, Citizens filed Advice Letter No. MT-10-01. The purpose of this filing is to change the name of Frontier Digital Phone Essentials to Frontier Digital Phone 100 and to introduce a new bundle called Frontier Digital Phone Essentials available to residential customers. The Company is requesting an effective date of May 1, 2010.

Protective Orders – Notice Items The Commission has received the following requests for protective order pursuant to ARM 38.2.5007. The Commission will rule on the requests no earlier than 10 days after the publication date of this agenda. Comments on the requests may be submitted at any time prior to ruling. Any person wanting a copy of a protective order request should contact the Commission at (406) 444-6199.

Protective Orders – Information Items The Commission has issued the following protective orders. These orders may be challenged pursuant to ARM 38.2.5008. Copies of these orders may be obtained by calling the Commission at (406) 444-6199.

1. NorthWestern Energy D2009.9.129 & D2007.7.82 (AI)

On April 7, 2010, the Commission issued Order 7046e granting NorthWestern Energy's (NWE) motion for a protective order for portions of a report entitled "Mountain States Transmission Intertie: Regional Economic Evaluation" prepared for Northwestern by Energy Strategies, LLC that are (1) "a comparison of the costs of several incremental resource options in the Western United States," (2) "the likely rate for MSTI in comparison to the likely rates for other transmission projects," (3) "economic considerations in comparison to other regional transmission costs and economic considerations," and (4) "other economic considerations that would impact MSTI," and denying NWE's motion for a protective order for projected MSTI costs.

Information Items All items identified below are for information only.

1. **Qwest Corporation Multi State and Individual Case Basis Agreements**
Any qualified person who signs a non-disclosure agreement pursuant to the term protective Order No. 6999 in Docket No. D2009.5.60 may review the following agreement at the Commission's offices, 1701 Prospect Ave. Helena, MT, 59620, or at Qwest's office, 441 North Park Avenue, Helena, Mt. 59601. If any interested party has reason to believe that Qwest's prices are below relevant costs in the agreement, the interested party may file an objection with the Commission within 30 days of the date of this notice (please see Qwest Alternative Form of Regulation (AFOR) Docket No. D2008.1.6, Order No. 6889n, Joint Stipulation).

1.) Qwest Corporation/Dorsey Whitney LLP – Qwest Corporation (Qwest) and Dorsey Whitney LLP (Dorsey) have signed a Multi-State Agreement for Qwest to provide certain telecommunications services to Dorsey.

New Filings Received in Past Week

N2010.4.37 – AT&T Communications – Transmittal 2010-07, Increases AT&T Anywhere Plan Rates and Deletes AT&T WorldNet Long Distance Plan

N2010.4. 38 – Citizens Telecommunications Company of Montana dba Frontier Communications of Montana – Advice Letter No. MT-10-01, Frontier Digital Phone 100 and Frontier Digital Phone Essentials

D2010.4.39 – Montana-Dakota Utilities Co. – Conservation Program Tracking Mechanism Rate 90