

**MONTANA PUBLIC SERVICE COMMISSION
AGENDA NO. 11-09-01**

Date Published: August 25, 2011
For Work Week Commencing: August 29, 2011
Commission Meeting: September 1, 2011, 9:00 a.m.

General Introduction This agenda is the Commission's 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 at <http://psc.mt.gov> (go to "Agendas & Meetings" then "Audio/Video Archives"). The audio feeds of meetings are also archived at the same website location.

Inquiries General inquiries concerning this 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. Approval of Commission Minutes (Aleisha)

Approval of the Commission Minutes for the week of August 22, 2011

2. Yellow Cab, Inc. of Missoula T-11.19.RB (Eric D.)

On July 15, 2011 Yellow Cab, Inc. of Missoula, PSC No. 482 and 1633, applied for rate increases on their Passenger Tariff No. 13 of between 0 and 50% and rate reductions of between 9.52% and 11.11%. The rate changes were noticed to the public on July 15, 2011 and no protests were received. Probable Motion: Approve the rate changes as applied for.

PSC No. 482

Class B - Persons, in the City of Missoula, Montana, and between points tributary thereto, but within a distance not exceeding fifty (50) miles in any direction from said city.

PSC No. 1633

SUB A

Class B - Persons within the City of Missoula, Montana, and to or from points tributary thereto, but within a distance not exceeding twenty-five miles in any direction from said city.

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

1. **8/30/11, 9:30 AM** – N2011.3.21 – FCC NPRM on USF and ICC Reform – Review and receive approval to file reply comments with the FCC regarding the FCC August 3, 2011 Public Notice. (8/30/11)
2. **8/30/11 9:30 AM** – D2009.12.156 – Aquanet – General Rate Case – Act on Interim Order. (8/30/11)

3. D2011.6.50 – ONEOK Bakken Pipeline, LLC – Notice of Acceptance of the Provisions of Title 69, Chapter 13 of the Montana Code Annotated and Application for Recognition as a Common Carrier Pipeline – Discuss and act on Notice of Acceptance and Application. (9/1/11)
4. D2011.5.36 – NWE – Application for Approval of Unreflected Gas Cost Account Balance, Projected Gas Cost, and Gas Transportation Adjustment Clause Balance – Discuss and act on the Montana Consumer Counsel’s Petition for Late Intervention. (9/1/11)
5. D2011.7.57 – NWE – Petition of NorthWestern Energy for a Declaratory Ruling on the Applicability of 18 CFR § 292.304(f) and ARM 38.5.1903(1) to Contracts with Qualifying Facilities – Discuss and act on draft Order rejecting NWE’s requested Declaratory Ruling. (9/1/11)
6. D2011.7.57 – NWE – Petition for a Declaratory Ruling on the Applicability of 18 CFR § 292.304(f) and ARM 38.5.1903(1) to Contracts with Qualifying Facilities – Act on Hydrodynamics’ Motion for Leave to Submit Surreply Comments. (9/1/11)

Other Meetings

9/1/11 Immediately upon business meeting adjournment – PSC operations manual (Blue Book) – Meeting of commission subcommittee on Blue Book review (Commission Conference Room – no web audio feed)

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.

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. Copies of these requests may be viewed on the Commission's web site at <http://psc.mt.gov>

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 viewed on the Commission's web site at <http://psc.mt.gov>

1. General Electric Energy D2011.5.41 (Sarah/Jim)

On August 24, 2011, the Commission issued a Protective Order granting General Electric Energy's (GEE) motion. The Order protects the pricing, payments, termination charges, and liquidated damages provisions in the Turbine Supply Agreement and pricing information in the Full Service Agreement that GEE entered into with Compass Wind as part of the RFI process with NorthWestern Energy.

Information Items All items identified below are for information only.

New Filings Received in Past Week

D2011.8.71 - Qwest Corporation and Wholesale Carrier Services, Inc. -
Application for Approval of Wireline Interconnection Agreement