

**MONTANA PUBLIC SERVICE COMMISSION  
AGENDA NO. 11-09-08**

Date Published: September 1, 2011  
For Work Week Commencing: September 5, 2011  
Commission Meeting: September 8, 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 29, 2011

2. NorthWestern Energy N2011.7.65 (Kate)

On July 28, 2011, NorthWestern Energy (NWE) filed a revised electric line extension tariff to bring the tariff into compliance with a law enacted by the 2011 Legislature (HB 291) and to make other clarifying changes to the tariff. Under NWE's revised tariff, if a customer pays for an electric line extension to a residence and subsequent users connect to the extension, NWE will collect advances from the subsequent users in order to provide refunds to connected customers that result in all users sharing equally in the advance for the original line extension for up to 10 years from the original customer's initial service date. The previous NWE tariff allowed for refunds for up to 5 years after the customer's initial service date. NWE requests an April 21, 2011, effective date, which is the effective date of the new law. Probable Motion: Approve NWE's revised electric line extension tariff in Docket No. N2011.7.65.

3. ExxonMobil Refining & Supply T-11.20.RRV (Eric D.)

On August 8, 2011 a request for an overhead clearance variance by ExxonMobil Refining & Supply was noticed to the public. The request is necessary for the construction of new gangways and safety cages at 28 railcar loading stations at the Billings, Montana products rail loading terminal. Probable Motion: Approve the variance as requested.

4. Circle Z Enterprises TN2508 (Eric D.)

Fred M. Zweifel dba Circle Z Enterprises, Virginia City, Montana requests permission to suspend PSC No. 9270 for a six month period, September 18, 2011 to March 18, 2012. Probable Motion: Approve the carrier's request for suspension.

Class B - Passengers within the City of Virginia City and a two mile radius thereof.

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

1. D2011.6.45 – NWE – Application for Townsend Propane Supply Cost Account Balance and Rate Adjustment – Discuss and act on the Montana Consumer Counsel’s Petition for Late Intervention. (9/8/11)
2. TN2477 – Lightning Ram d/b/a Shuttle to Big Sky and Taxi – Lightning Ram’s request to split its authority – Consider and act on Classic Limo’s Motion for Reconsideration after oral argument by Classic Limo on August 2, 2011. (9/8/11)
3. D2011.5.41 – NWE – Spion Kop Application – Consider and rule on specified NWE’s objections to Invenergy’s discovery. (9/8/11)
4. FERC - Notice of Inquiry (NOI) on Transmission Rate Incentives – Consider joining comments of a large stakeholders group (Sunrise Coalition) to FERC on the Transmission Rate Incentive NOI. (9/8/11)
5. Organization of MISO States comments to FERC – Consider joining OMS comments to FERC on MISO’s recent Resource Adequacy filing and other possible comments to FERC relating to the OMS COD on September 8, 2011. (9/8/11)

### **Other Meetings**

#### **9/8/11 1:30 PM - 3:30 PM – MDU Informational meeting (Bollinger Room)**

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 Telecommunications N2011.8.74 (Scott)

On August 30, 2011, Citizens Telecommunications Company of Montana filed Advice Letter No. MT-11-03. This is an administrative filing to correct the number of features from two to three in condition G., within the Frontier Business Local Unlimited 1 bundled service. The company is requesting this filing become effective on September 30, 2011.

**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>

**Information Items** All items identified below are for information only.

**New Filings Received in Past Week**

D2011.8.72 - Qwest Corporation d/b/a CenturyLink QC and Adams Technology Group Corp - Application for Approval of Resale Agreement

D2011.8.73 - Qwest Corporation and 365 Wireless LLC - Application for Approval of Type 2 Wireless Interconnection Agreement

N2011.8.74 - Citizens Telecommunications Company of Montana d/b/a Frontier Communications of Montana – Advice Letter No. MT-11-03 - Administrative Filing to Correct the Number of Features From Two to Three in Condition G., Within the Frontier Business Local Unlimited 1 Bundled Service