

**MONTANA PUBLIC SERVICE COMMISSION  
AGENDA NO. 11-11-17**

Date Published: November 10, 2011  
For Work Week Commencing: November 17, 2011  
Commission Meeting: November 17, 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 November 7, 2011

2. South Lake Taxi TN2513 (Nickie)

Dennis F. Orr Sr. dba South Lake Taxi, Pablo, Montana requests permission to split PSC No. 9218 for leasing purposes. The authority currently reads:

Class B - Persons within the City of Polson, Montana and between points and places within a seventy (70) mile radius thereof. Limitations: 1) Transportation in limousine service is prohibited. 2) Transportation must originate or terminate in Lake County. 3) Carrier is prohibited from picking up passengers in Flathead County. 4) Transportation is limited to ten (10) passengers or less.

Mr. Orr proposes that the following authority be retained under PSC No. 9218:

Class B - Persons within the City of Polson, Montana and between points and places within a seventy (70) mile radius thereof. Limitations: 1) Transportation in limousine service is prohibited. 2) Transportation must originate or terminate in Lake County. 3) Carrier is prohibited from picking up passengers in Flathead County. 4) Transportation is limited to ten (10) passengers or less. (5) Passenger transportation is limited to that to and from medical facilities.

Authority to be issued under a new PSC number for leasing purposes would read:

Class B - Persons within the City of Polson, Montana and between points and places within a seventy (70) mile radius thereof. Limitations: 1) Transportation in limousine service is prohibited. 2) Transportation must originate or terminate in Lake County. 3) Carrier is prohibited from picking up passengers in Flathead County. 4) Transportation is limited to ten (10) passengers or less. (5) Carrier is prohibited from transporting passengers to or from medical facilities. Probable motion: Approve the split of PSC No. 9218 as requested.

3. South Lake Taxi TN2514 (Nickie)

Dennis F. Orr Sr. dba South Lake Taxi, Pablo, Montana, requests the dba on PSC No. 9218 be amended based on the change in the wording of the certificate. The new dba would read South Lake Medi-Cab. Probable Motion: Approve the amendment of the dba as requested.

Class B - Persons within the City of Polson, Montana and between points and places within a seventy (70) mile radius thereof. Limitations: 1) Transportation in limousine service is prohibited. 2) Transportation must originate or terminate in Lake County. 3) Carrier is prohibited from picking up passengers in Flathead County. 4) Transportation is limited to ten (10) passengers or less. (5) Passenger transportation is limited to that to and from medical facilities.

4. South Lake Taxi TN2515 (Nickie)

Dennis F. Orr Sr. dba South Lake Taxi, Pablo, Montana requests permission to lease PSC No. 9479 to Ann L. and James J. Gieber dba Annie's South Lake Taxi for the period November 17, 2011 to March 17, 2012. Probable Motion: Approve the lease of PSC No. 9479 as requested.

Class B - Persons within the City of Polson, Montana and between points and places within a seventy (70) mile radius thereof. Limitations: 1) Transportation in limousine service is prohibited. 2) Transportation must originate or terminate in Lake County. 3) Carrier is prohibited from picking up passengers in Flathead County. 4) Transportation is limited to ten (10) passengers or less. (5) Carrier is prohibited from transporting passengers to or from medical facilities.

5. City Cab TN2516 (Nickie)

Montana Tariff Bureau, as agent for Willson LLC dba City Cab, Billings, Montana, in an independent action in its Passenger Tariff No. 3, requests the 90 day extension to the fuel surcharge of \$.75 per fare covering the passenger transportation conducted under PSC No. 7489. The fuel surcharge, if approved, would be in effect November 21, 2011 to February 18, 2012. Probable Motion: Approve the extension of the fuel surcharge.

SUB A Class B – Passengers and their baggage between all points and places within Yellowstone, Treasure, Stillwater, Carbon and Big Horn Counties. Limitations: (1) Transportation of Burlington Northern Railroad Co. work crews are prohibited. (2) Transportation is limited to the use of motor vehicles with a passenger rated capacity of seven (7) or less.

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

1. D2011.6.54 – NorthWestern Energy – Application for Approval of 2011 Avoided Cost Compliance Filing – Schedule QFLT-1 – Discuss and act on NWE’s Motion for Clarification of 2011 Annual Avoided Cost Interim Rate. (11/17/11)
2. N2010.6.57 – NorthWestern Energy – NWE 2009 Electric Supply Procurement Plan – Discuss and act on proposed PSC comments on NWE’s Electric Supply Procurement Plan. (11/17/11)
3. D2010.9.90 - Energy West Montana – General Rate Case – Review Final Order and make changes if necessary. (11/17/11)
4. Out of state staff travel – Obtain approval of Joel Tierney’s travel to: (1) Bismarck, ND, January 9-13, 2012, for a joint MT, WY, ND and SD DIMP inspection of MDU, and (2) Bismarck, March 12-16, 2012, for the joint Control Room Management inspection of MDU. (11/17/11)

**Other Meetings**

**11/17/11 – 9:00 a.m. – 4:30 p.m. - Energy & Telecommunications Interim Committee meeting (State Capitol Room 172)**

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. Qwest Corporation dba CenturyLink                      D2006.3.41                      (Mike)

CenturyLink/Montana Opticom, LLC

CenturyLink has filed for approval with this Commission an amendment to the existing interconnection agreement between Qwest Corporation dba CenturyLink and Montana Opticom, LLC in Docket No. D2006.3.41. The amendment adds terms and conditions relating to xDSL Capable Loops. This amendment was voluntarily negotiated by the parties involved.

2. Qwest Corporation    D2011.5.43    (Mike)

Qwest Corporation/Broadvox-CLEC, LLC

Qwest Corporation has filed for approval with this Commission an amendment to the existing interconnection agreement between Qwest and Broadvox - CLEC in Docket No. D2011.5.43. The amendment adds terms and conditions for Single Point of Presence in the LATA. This amendment was voluntarily negotiated by the parties involved.

3. CenturyTel dba CenturyLink                                      D2006.3.32                                      (Mike)

CenturyLink/Granite Telecommunications, LLC

CenturyLink has filed for approval with this Commission an amendment to the existing interconnection agreement between Qwest and Granite Telecommunications, LLC in Docket No. D2006.3.32. The amendment adds terms and conditions relating to the wholesale discount applicable to local service resale. This amendment was voluntarily negotiated by the parties involved.

**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.

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 agreements 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 agreements, 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. D2008.1.3, Order No. 6889n, Joint Stipulation).

- 1.) Qwest Corporation/US Bank National Association - Qwest Corporation dba CenturyLink QC (Qwest) and US Bank National Association have signed a Multi-State Agreement (MSA) for Qwest to provide certain telecommunications services to US Bank National Association.

**New Filings Received in Past Week**

None