

**REVISED**  
**MONTANA PUBLIC SERVICE COMMISSION**  
**AGENDA NO. 16-3-29**

Date Published: March 22, 2016  
For Work Week Commencing: March 28, 2016  
Commission Meeting: Tuesday, March 29, 2016, 9:00 a.m.

*General Introduction This agenda is the Commission's agenda for the work week designated. In the beginning part of each week (generally, Tuesday 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, 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 Visit <http://www.psc.mt.gov/video.asp> to watch live stream of Commission meetings.*

*Inquiries General inquiries concerning this agenda and subscribing to electronic notice may be made to Sandy Scherer at (406) 444-6180. 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 March 21, 2016.

2. Badlands Taxi T-16.1.ST (Brenda)

On December 14, 2015, Badlands, Inc. dba Badlands Taxi, Miles City, Montana filed an application for transfer of PSC No. 417 to 1885 Transportation, LLC dba Badlands Taxi, Miles City, Montana. The application was noticed to the public on January 7, 2016 and no protests were received. Probable Motion: Approve the Transfer of PSC No. 417 as requested.

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

3. Hi Line Taxi T-15.47.COC (Brenda)

Aneta Jones dba Hi Line Taxi, Havre, Montana, requests waiver of 38.3.601(a) ARM that requires compliance be met within 30 days of the grant of a Certificate of Compliance. The Commission has already granted an extension to March 24, 2016 to meet compliance, however, due to personal reasons, Aneta Jones requested that date be changed to July 1, 2016. Probable Motion: Approve the request as applied for.

Class B - Passengers, in rate regulated service, between all points and places in Blaine and Hill County, Montana.

4. Fitzgerald Transportation, Inc. TN2654 (Brenda)

Fitzgerald Transportation, Inc., Jordan, Montana has submitted an affidavit in lieu of monetary requirements as specified in 69-12-407(3) MCA and 38.3.1203 ARM. Fitzgerald Transportation, Inc. operates PSC No. 9488GC under contract with the State of Montana to service the rest stop and maintenance yard located at Flowing Wells. The annual income from that contract is less than the \$5,000 annual revenue figure that is required. Probable Motion: Approve the verified statement in lieu of required level of revenue.

Class D – Garbage under a contract with the Montana Department of Transportation, Purchase Order No. 310831, authorizing service to the

Flowing Wells Rest Area and Maintenance Yard, located approximately 26 miles east of Jordan, Montana for the period July 1, 2013 to June 30, 2016.

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

1. D2013.9.70 – Butte Pipeline Company - Discuss and act on the Notice of Withdrawal. (3/29/16)
2. PSC Initiated – Gas and Electric Termination Rules - Discuss initiating the rulemaking process with a roundtable meeting to bring interested parties together. (3/29/16)
3. PSC Initiated – Discuss potential PSC legislative proposals. (3/29/16)
4. D2014.12.99 – Liberty Utilities Co. - Discuss and act on whether to split staff into advisory and advocacy roles to pursue a settlement agreement or other litigation objectives. (3/29/16)
5. D2014.7.58 – NorthWestern Energy - NorthWestern Energy - Discuss and act on NorthWestern’s motion for reconsideration of Procedural Order 7418b. (3/29/16)
6. Consolidated Dockets D2013.5.33 and D2014.5.46 - Discuss staff memo and give staff direction on draft final order. (3/29/16)

**Other Meetings**

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

3/29/16 – 11:30 PM - Presentation to Commission from Northwest Energy Efficiency Alliance (“NEEA”) (Bollinger Room)

**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. Mountain Water Company                      D2016.2.15                      (Laura)

On March 18, 2016, Mountain Water Company (Mountain Water) filed a *Motion for an Order Protecting Information Requested in Data Requests MCC-001 and MCC-002*. Mountain Water seeks to protect documents that describe the \$235 million credit facility referenced in MCC-001 and documents that describe the \$160 million private placement referenced in MCC-002.

**Protective Orders – Notice Items** The Commission has received the following requests for protective order pursuant to ARM 38.2.5007. 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**

D2016.3.28 – H & I Development, Inc. - H & I Development, Inc.'s Application for Streamlined Water Rates

D2016.3.29 – Black Hills Corporation - Application for Authority to Establish a Quarterly Fuel Rate Rider