

**MONTANA PUBLIC SERVICE COMMISSION
AGENDA NO. 16-4-19**

Date Published: April 12, 2016

For Work Week Commencing: April 18, 2016

Commission Meeting: Tuesday, April 19, 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 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 at (406) 444-6199 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 April 4, 2016.

2. Black Car T-16.10.COC (Brenda)

On February 25, 2016, 406 Motoring, LLC, dba Black Car, Butte, Montana filed an application for a Certificate of Compliance. That application was noticed to the public on March 4, 2016 and no protests were received.

Probable Motion: Approve the grant of Certificate of Compliance as requested.

Class B - passengers in non-rate regulated service between all points and places within Flathead, Missoula, Deer Lodge, Powell, Silver Bow, Gallatin, Jefferson, Lake, Granite and Broadwater Counties.

3. Flathead Luxury Limousine T-16.8.COC (Brenda)

On February 25, 2016, Eric Taylor dba Flathead Luxury Limousine, Kalispell, Montana filed an application for a Certificate of Compliance. That application was noticed to the public on March 4, 2016 and no protests were received. Probable Motion: Approve the grant of Certificate of Compliance as requested.

Class B - Passengers in non-rate regulated service between all points and places in the state of Montana.

4. Donna's Senior Services, LLC T-16.9.COC (Brenda)

On February 25, 2016, Donna's Senior Services, LLC, Great Falls, Montana filed an application for a Certificate of Compliance. That application was noticed to the public on March 4, 2016 and no protests were received. Probable Motion: Approve the grant of Certificate of Compliance as requested.

Class B - Passengers in non-rate regulated service between all points and places within Cascade County.

5. Mike's Transfer & Storage T-16.7.ST (Brenda)

On January 27, 2016, Michael R. & Jean A. Little dba Mike's Transfer & Storage, Lewistown, Montana filed an application for transfer of PSC No. 692 to Wayne M. Little & Shannon L. Richerson-Little dba Mike's Transfer & Storage, Lewistown, Montana. The application was noticed to the public on March 4, 2016 and no protests were received. Probable Motion: Approve the Transfer of PSC No. 692 as requested.

Class C - Property, in the City of Lewistown, Montana, and to or from points immediately tributary thereto. Limitations: The transportation of property between points served by rail carriers, or between points served by a motor carrier operating between fixed termini or over a regular route, is prohibited. Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

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

1. D2013.1.9 and D2014.2.19 – Miller Oil – Discuss and act on final order. (4/19/16)
2. N2015.11.85 – PSC Initiated/Investigation – Move to close the existing MUSF investigation docket N2015.11.85 and not proceed to establish a MUSF. (4/19/16)
3. N2015.11.84 – Railroad Safety/Legislative Audit – Summarize activities since roundtable and obtain Commission direction on next steps. (4/19/16)
4. D2015.3.27 – NorthWestern Energy – Discuss and provide direction to staff regarding the final order. (4/19/16)
5. D2016.2.15 – PSC Initiated/Investigation – Discuss and act on Mountain Water's Motion to Compel the PSC to Respond to Data Requests. (4/19/16)

Other Meetings

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 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.

Transportation Notice Items: Motor carriers with proper standing may protest applications. Protests related to an application for Class A, B, and E passenger authority is limited to a protest of the motor carrier's ability to meet the requirements of Mont. Code Ann. §§ 69-12-323(5) and 69-12-415. Protests must include the proper fee, as required by Mont. Admin. R. 38.3.402(c), and conform to the requirements at Mont. Admin. R. 38.3.405 or 38.3.406 as applicable. A protest form is available on the Commission's website at <http://psc.mt.gov/transportation>. If no written protests are received by the deadline, the Commission may issue a final order on the application without a public hearing, pursuant to Mont. Code Ann. § 69-12-321.

Protective Orders – Notice Items: The Commission has received the following requests for protective order pursuant to Mont. Admin. R. 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 Mont. Admin. R. 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

N2016.4.32 – PSC Investigation/Inquiry - IN THE MATTER of the Public Service Commission's Review of Gas and Electric Termination Administrative Rules