

**RE-REVISED  
MONTANA PUBLIC SERVICE COMMISSION  
AGENDA NO. 16-5-10**

Date Published: May 3, 2016

For Work Week Commencing: May 9, 2016

Commission Meeting: Tuesday, May 10, 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.

**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 19, 2016.

2. Bozeman Airport Express TN2655 (Brenda)

Lightning Ram Inc. dba Bozeman Airport Express, Bozeman, Montana requests permission to lease PSC 9482 to Natural Retreats Montana, LLC dba Bozeman Airport Express, Charlottesville, VA for six month period

May 10, 2016 to October 10, 2016. Probable Motion: Approve the lease of PSC 9482 as requested.

Class B – Passengers in non rate regulated service between all points and places in the State of Montana. LIMITATIONS: Transportation is limited to vehicles with a rated seating capacity of 10 to 26 passengers.

3. Big Sky Limo TN2656 (Brenda)

Lightning Ram Inc. dba Big Sky Limo, Bozeman, Montana requests permission to lease PSC 9478 to Natural Retreats Montana, LLC dba Big Sky Limo, Charlottesville, VA for six month period May 10, 2016 to October 10, 2016. Probable Motion: Approve the lease of PSC 9478 as requested.

Class B – Persons and baggage in charter service between all points within Madison and Gallatin counties. LIMITATIONS: (1) Transportation must originate or terminate within a twenty (20) mile radius of Big Sky, Montana. (2) Transportation of fifteen (15) passengers or less per vehicle.

4. Shuttle to Big Sky & Taxi TN2657 (Brenda)

Lightning Ram Inc. dba Shuttle to Big Sky & Taxi, Bozeman, Montana requests permission to lease PSC 8995 to Natural Retreats Montana, LLC dba Shuttle to Big Sky & Taxi, Charlottesville, VA for six months May 10, 2016 to October 10, 2016. Probable Motion: Approve the lease of PSC 8995 as requested.

SUB D Class B - Persons and baggage, in rate regulated service, between all points within Madison and Gallatin counties. Limitations: (1) Transportation must originate or terminate within a twenty (20) mile radius of Big Sky, Montana. (2) Transportation of fifteen (15) passengers or less per vehicle.

5. Butte Cab Company T-16.11.COC (Brenda)

On March 16, 2016 Joseph L. Garcia dba Butte Cab Company, Butte, Montana filed an application for a Certificate of Compliance. That application was noticed to the public on April 4, 2016 and no protests were received. Probable Motion: Approve the grant of a Certificate of Compliance as requested.

Class B - Passengers in rate regulated service within the City of Butte, Montana, and between all points tributary thereto, but within a distance not exceeding fifty (50) miles from said city.

6. Arrow Shuttle LLC T-16.12.COC (Brenda)

On March 4, 2016 Arrow Shuttle, LLC, Whitefish, Montana filed an application for a Certificate of Compliance. That application was noticed to the public on April 4, 2016 and no protests were received. Probable Motion: Approve the grant of a Certificate of Compliance as requested.

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

7. North of Yellowstone Shuttle & Charter, LLC T-16.14.COC (Brenda)

On March 25, 2016 North of Yellowstone Shuttle & Charter, LLC, Livingston, Montana filed an application for a Certificate of Compliance. That application was noticed to the public on April 4, 2016 and no protests were received. Probable Motion: Approve the grant of a Certificate of Compliance as requested.

Class B-Passenger in non-rate regulated service between all points and places within the State of Montana.

8. South Lake Taxi T-16.13.ST (Brenda)

On March 24, 2016 Dennis F. Orr Sr. dba South Lake Taxi, Pablo, Montana requested permission to transfer PSC No. 9479 to Sierra L. Kneeland dba South Lake Taxi II, LLC, Polson, Montana. The application was noticed to the public on April 4, 2016 and no protests were received. Probable Motion: Approve the transfer 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 passenger to or from medical facilities.

9. Badlands Taxi TN2658 (Brenda)

On April 25, 2016 1885 Transportation, LLC dba Badlands Taxi, Miles City, Montana requested permission to lease PSC No. 417 to Bestway Taxi, LLC dba Badlands Taxi, Miles City, Montana for six months, May 10, 2015 to October 10, 2016. Probable Motion: Approve the lease 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.

10. Out-of-state travel (Will)

Staff requests approval for Gary Duncan to travel to Albuquerque, New Mexico May 16-20, 2016 and October 10-14, 2016 to serve as an instructor in the Center for Public Utilities' Basics Course, and for Robin Arnold to travel to East Lansing, Michigan August 15-19, 2016 to attend the intermediate course in the NARUC Annual Regulatory Studies Program. Probable Motion: Move to approve the travel request.

11. Out-of-state travel (Justin)

Request approval for Jeremiah Langston and Justin Kraske to travel to Tampa, Florida to attend the National Conference of Regulatory Attorneys Conference on June 19-22, 2016. The Commission has historically sent several members of the legal staff to the Conference each year. The Conference is the most relevant opportunity for state regulatory attorneys to continue their education and learn from other colleagues. Probable Motion: Move to approve the travel request.

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

1. D2016.3.31 – Ronan Telephone Company – Discuss and act on Ronan Telephone Company's Petition for Declaratory Ruling. (5/10/16)
2. Placeholder - Consolidated Dockets D2013.5.33 and D2014.5.46 – NorthWestern Energy – Discuss draft final order. (5/10/16)

**Other Meetings**

5/9/16 – 9:00 AM – N2015.7.54 – Montana-Dakota Utilities Co. – IRP Public Meeting (Bollinger Room)

5/9/16 – 1:00 PM - D2015.7.59 – Montana-Dakota Utilities Co. – QF Hearing (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 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 be in writing and mailed to the following address: Montana Public Service Commission, Regulatory Division, PO Box 202601, Helena, MT 59620-2601 and postmarked by **May 31, 2016**. 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.

**Certificate of Compliance****1. T-16.15.COC - MTAXI, LLC**

Class B - Passenger in rate regulated service between all points and places within Gallatin, Madison and Park Counties

**Sale and Transfer of Operating Authority****1. T-16.16.ST - Transfer of PSC No. 417**

Transferor: 1885 Transportation, LLC dba Badlands Taxi  
Transferee: Bestway Taxi, LLC dba Badlands Taxi

**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**

D2016.4.34 – NorthWestern Energy - IN THE MATTER OF the Application for Townsend Propane Supply Rate Adjustment

N2016.4.38 – PSC Investigation/Inquiry – IN THE MATTER OF the amendment of ARM 38.2.4801, 38.2.4802, 38.2.4803, 38.2.4804, 38.2.4805, and 38.2.4806 pertaining to procedural rules