

**MONTANA PUBLIC SERVICE COMMISSION  
AGENDA NO. 17-12-12**

Date Published: December 5, 2017

For Work Week Commencing: December 11, 2017

Commission Scheduling Meeting: Tuesday, December 12, 2017, 9:00 a.m.

Commission Business Meeting: Tuesday, December 12, 2017, 9:30 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 website 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 Shauna Simpson 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 \_\_\_\_\_ (Rhonda)

Approval of the Commission Minutes for the week of November 28, 2017.

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

1. [D2017.6.45](#) – New Colony Wind – Petition of New Colony Wind to Set Terms and Conditions for Qualifying Small Power Production Facility – For staff to receive direction from the Commission on drafting a final order which sets terms and conditions of a PPA for New Colony Wind. (12/12/2017)
2. [D2017.5.39](#) – NorthWestern Energy – In the Matter of the Montana Public Service Commission’s Review of Rates to Recover NorthWestern Energy’s Electricity Supply Costs – Discuss and act on whether to identify additional issues, establish additional process as necessary, and to consider creating an advocacy staff. (12/12/2017)

**Other Meetings:**

None

**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, either by mail or hand delivery, 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 via the PSC's public comment email, [psc\\_utilitycomment@mt.gov](mailto:psc_utilitycomment@mt.gov). A comment form may be downloaded at <http://psc.mt.gov/Consumers/comments>. Comments should reference the docket number of the matter.

1. PHILLIPS 66 PIPELINE LLC      D2017.11.87      (JOEL)

On November 15, 2017, Phillips 66 Pipeline LLC filed MTPSC Tariff No. 2.2 cancelling MTPSC Tariff No. 2.1. Phillips 66 has determined that no Montana pipeline tariffs reference the rules and regulations outlined in this tariff and therefore this tariff is no longer needed. This cancellation will have no impact on shippers.

**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 **January 2, 2018**. 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 decision on the application (including a decision by delegation of authority to Commission staff pursuant to established internal operating procedures) without a public hearing, pursuant to Mont. Code Ann. § 69-12-321.

1. Katherine Kostovski dba Big Sky Yellow Cab T-17.33.COC (Brenda)

Katherine Kostovski dba Big Sky Yellow Cab, P O Box 1291, Belgrade, MT 59714  
Class B - Passengers in rate regulated service between all points and places within the State of Montana.

NOTE: Absent a protest, decision authority has been delegated to Commission staff for: Item 1. An interested person may request Commission action on this item by submitting a written request to the Commission by the protest deadline. Written requests can be mailed to the Commission address listed above or e-mailed to [pschelp@mt.gov](mailto:pschelp@mt.gov).

**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>

1. Montana Dakota Utilities Co. D2017.9.79 (Jeremiah)

Montana Dakota Utilities Co. ("MDU") filed a *Motion for Protective Order* and supporting affidavit on December 4, 2017. MDU is seeking to protect the proprietary, confidential, and copyright-protected documents responsive to Data Requests MCC-021, MCC-022, MCC-023, MCC-069, and MCC-084(d) from public disclosure.

**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>

None

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

1. 11/22/2017 – Received updated contact information from Digium Cloud Services, LLC.
2. 11/28/2017 – Received name change notification from Cincinnati Bell Any Distance Inc., along with some contact information updates. New name CBTS Technology Solutions LLC.
3. 11/30/2017 – Received updated contact information from Fatbeam, LLC.
4. 12/1/2017 – Received joint notice of BCHI Holdings, LLC, Birch Communications, Inc., Fusion Telecommunications International, Inc. and Network Billing Systems, LLC regarding a transaction that will result in a material change to the ownership and control of Network Billing Systems, LLC.
5. 12/1/2017 – Received new Telecommunications registration from ROK Mobile Inc.
6. 12/4/2017 – Received updated registration information from Zayo Group, LLC.

**New Regulatory Filings Received in Past Week:**

1. D2017.12.88 – Montana- Dakota Utilities Co. – Application to Implement a Fuel and Purchased Power Cost Tracking Adjustment – Rate 35.
2. D2017.12.89 – Energy West Montana Inc. – Application for Approval of the Reconsideration of West Yellowstone’s No Interest Loan Program.
3. D2017.12.90 – Sprint Communications Company LP. – Complaint of Sprint Communications against Ronan Telephone Co. for refund owed to Sprint for Unauthorized Charges Billed to Sprint by Ronan under its Interstate Access Tariff.

**New Transportation Filings Received in Past Week:**

1. T-17.33.COC – Katherine Kostovski dba Big Sky Yellow Cab, Belgrade, Montana filed an application for Class B-Passengers in rate regulated service between all points and places within the State of Montana
2. TN2687\* - Titan Enterprises, Inc. dba Diamond Cab Company and Diamond Wheelchair Van, Great Falls, Montana requests Cancellation of PSC No. 308.

**\*Qualifies for Staff Action. Upon receipt of a written request by a commissioner or an interested person submitted within five (5) business days of the date published on this Agenda, the Commission will review this item.**