

**MONTANA PUBLIC SERVICE COMMISSION  
UTILITY DIVISION  
AGENDA NO. 04-08-10**

Date Published: August 5, 2004, 2004  
For Work Week Commencing: August 9, 2004  
Commission Meeting: August 10, 2004, 9:00 a.m.

*General Introduction This agenda is the Commission's Utility Division agenda for the work week designated. In the later 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://www.psc.state.mt.us>.*

*Place of Meetings All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.*

*Inquiries General inquiries concerning this Utility Division agenda and subscribing to notice by mail may be made to Kate Whitney at (406) 444-3056. He 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)

**9:30 a.m. Business** (Bollinger Room)

**Public Comments**

**Action Items** All items identified below are for action at the Commission business meeting.

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

1. D2004.6.87 – 3 Rivers Communications – Request for Commission Investigation of MCI Long Distance Prices. (8/10/04)
2. N2004.7.121 – ETCs - Annual Certification. (8/10/04)
3. D2003.4.45 – PSC – CLEC Forum and LTPA. (8/10/04)

4. D2003.10.152 – Wilder Resorts dba Fairmont Hot Springs – Application for Authority to Increase Rates and Charges for Water Services. (8/10/04)
5. D2003.4.90 – Energy West – Environmental Surcharge. (8/10/04)
6. D2004.2.21 – PSC – Investigation of 2000-2001 Electric Marketing Activity. (8/10/04)
7. D2004.3.43 – Yellowstone Valley Electric Cooperative – Complaint against NorthWestern Energy. (8/10/04)
8. NorthWestern Energy Bankruptcy – Placeholder to Report on and Get Direction on Any Matter Related to the Bankruptcy. (8/10/04)
9. NorthWestern Energy Bankruptcy – Discuss Possible Post-Bankruptcy Approaches to Acquisition Activity. (8/10/04)
10. N2004.1.15 – NorthWestern Energy – 2004 Electric Default Supply Resource Procurement Plan. (8/10/04)
11. Budget / Personnel / Travel. (8/10/04)

### **Other Meetings**

Weekly Scheduling – Will be held at 9:00 a.m. on the day of the Commission Meeting

**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.state.mt.us/PublicComment/PublicComment.htm>. Comments should reference the docket number of the matter.

1. MDU RESOURCES GROUP Inc. D2004.8.122 (Eric)

On August 2, 2004, MDU filed an application for authorization to issue an additional 400,000 shares of Common Stock in connection with the MDU Resources Group, Inc. Non-Employee Director Stock Compensation Plan. The purpose of the plan is to provide ownership of Common Stock to non-employee members of the Board of Directors. The Company intends to issue and sell the Common Stock until all the shares specified in this application have been issued.

2. QWEST CORPORATION N2004.8.123 (Leroy)

On August 2, 2004, Qwest Services Corporation filed Tariff Transmittal 04-010, Residence and Business Competitive Response Promotions. This is a proposal to conduct 90-day Residence and Business Competitive Response Promotions in Montana. Because of the concerns of the Commission and Consumer Counsel expressed in Docket D2000.2.21, Qwest will be tracking and providing the following confidential information to the Commission on a monthly basis during the promotion, under the terms of the general protective order on file with the Commission: Customer Account Information, Total monthly value of incentives, Lists of service to which waivers/credits are applied, Total monthly customer revenues generated under these programs for Montana. Qwest is requesting an August 30, 2004 effective date and for the promotion to run through November 27, 2004.

3. Qwest Corporation N2004.8.124 (Scott)

On August 4, 2004 Qwest filed Tariff Transmittal 04-011. In this filing Qwest proposes to remove Block Compromise Charges for Direct Inward Dialing (DID).

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

**New Filings Received in Past Week**

N2004.7.121 – PSC – 2004 Annual ETC Certification to the FCC  
 D2004.8.122 – MDU Resources Group, Inc. – Application for Authorization for the Issuance of Securities  
 N2004.8.123 – Qwest Corporation – Tariff Transmittal 04-010 Residence and Business Competitive Response Promotions  
 N2004.8.124 – Qwest Corporation – Tariff Transmittal 04-011 Remove Block Compromise Charges for Direct Inward Dialing

N2004.8.125 – PSC Initiated – In the Matter of Maximum Allowable Rates for Intrastate Operator Service Providers