

**MONTANA PUBLIC SERVICE COMMISSION  
UTILITY DIVISION  
AGENDA NO. 04-12-21**

Date Published: December 16, 2004  
For Work Week Commencing: December 20, 2004  
Commission Meeting: December 21, 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. 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)

**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. N2004.12.193 – Qwest – Competitive Response Promotion – Discuss and act on Qwest 90-day Competitive Response Promotion request. (12/21/04)
2. D2003.2.23 – 3 Rivers Telephone Cooperative, Inc. – Petition for Designation as an Eligible Telecommunications Carrier in Shelby Montana – Discuss the draft final order and obtain any necessary direction to revise and issue such draft. (12/21/04)

3. D2004.11.187 and D2004.11.188 – Ronan Telephone Company and Hot Springs Telephone Company – Requests for Term Protective Order – Discuss and get direction on Ronan and Hot Springs' requests for term protective order and other related matters as necessary. (12/21/04)
4. D2003.11.158; D2002.11.148; D2001.6.75; D2004.10.170; D2004.11.176; D2002.9.108; D2004.1.2; D2002.12.156; D2001.9.125; D2001.6.79; D99.10.240 – Qwest, Granite, MCIMetro, New Access, Southwestern Bell, Northstar, New Edge, XO Network Services, Montana Wireless (Blackfoot), Contact, Z-Tel Communications, and Multiband – Interconnection Agreements and Amendments – Discuss and act on pending interconnection agreements and amendments and other related matters as necessary. (12/21/04)
5. D2004.11.176; D2004.11.184; D2004.11.177; D2004.11.180; D2004.11.181; D2004.11.178; D2004.11.179 – Qwest, Northstar, ComPartners, Contact Communications, Blackfoot, Multiband, and Z-Tel – Interconnection Agreements – Discuss and act on pending interconnection agreements and other related matters as necessary. (12/21/04)
6. D2003.1.14 – WWC Holding Co./Western Wireless – Application for ETC – Further discussion and action on motions for reconsideration. (12/21/04)
7. FCC 04-252; WC Docket No. 02-78 – Mid-Rivers – Petition to be ILEC in Terry Exchange – Discuss and get direction on filing comments with FCC on Mid-Rivers petition to be designated an ILEC in Terry exchange, and other related matters as necessary. (12/21/04)
8. D2004.11.186 – Northwestern Energy – Tax Adjustment – Get direction. (12/21/04)
9. D2002.11.140 (CDV 2003-443), D2003.6.66, D2004.6.88 – NorthWestern Energy – NorthWestern Energy gas trackers and related – Discussion of stipulations and settlements. (12/21/04)
10. D2001.10.144 – Northwestern Energy – Motions for Waiver of Time and Reconsideration – Act on motions. (12/21/04)
11. NorthWestern Energy Bankruptcy – Placeholder to report on and get direction on any matter related to the bankruptcy. (12/21/04)

12. L-97.06.4-RUL – Proposed energy utility service standards – Discuss and act on draft notice of adoption. (12/21/04)
13. L-04.11.9-RUL – PSC – Annual update of Pipeline Safety Rules – Discussion and action on proposed update to rules. (12/21/04)

### **Other Meetings**

#### **12/20/04 9:30 a.m. – Hearing – D2003.10.153 – QCC Tariff (Bollinger Room)**

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. Qwest Communications N2004.12.196 (Scott)

On December 10, 2004, Qwest Communications filed Tariff Transmittal 04-20 Qwest Choice Home™ Plus Promotion. During this promotion customers who order Qwest Choice Home™ Plus will receive a credit on their bill in the amount of \$7.99 per month for the first two months the customer has service. This promotion is available on all orders placed during the promotions period and where facilities are available. Qwest is requesting that the promotional period run from January 10, 2005, through April 9, 2005.

2. SPRINT COMMUNICATIONS COMPANY L. P. MONTANA N2004.12.197  
(Leroy)

On December 14, 2004, Sprint filed its 242<sup>nd</sup> Revised Page 1, to introduce Sprint/Blackstone Surcharge Asian Prepaid PhoneCard and Sprint/Blackstone Surcharge Latino Prepaid PhoneCard; Sprint State Solutions 30; 15 level to 9278 Distributors, Inc. Surcharge Prepaid PhoneCard; Sprint/CVS Pharmacy International Prepaid PhoneCard, Sprint/CVS Pharmacy Latino Prepaid PhoneCard, and Sprint/CVS Mexico Prepaid PhoneCard; and make text changes. Sprint is requesting a December 21, 2004 effective date.

**Protective Orders – Notice Items** The Commission has received the following requests for protective order pursuant to ARM 38.2.5007. The Commission will rule on the requests no earlier than 10 days after the publication date of this agenda. Comments on the requests may be submitted at any time prior to ruling. Any person interested in seeking a copy of a protective order request should contact the Commission at 406-444-6199.

**Protective Orders – Information Items** The Commission has issued the following protective orders. These orders may be challenged pursuant to ARM 38.2.5008.

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

**New Filings Received in Past Week**

D2004.12.195 – Westech Energy Corporation – Application for an Order Recognizing Westech Energy Corporation as a Regulated Common Carrier under Title 69, Chapter 13 of the Montana Code  
N2004.12.196 – Qwest Corporation – Tariff Transmittal 04-20 – Qwest Choice Home Plus Promotion  
N2004.12.197 – Sprint – Price List Change No. 1 – Introduce Various Phone Cards, Make Textual Changes  
D2004.5.69 – Montana-Dakota Utilities – Application to Implement a Gas Cost Tracking Adjustment Change for January 2005  
D2004.8.131 – Energy West – Tariffs and Supporting Documentation for Energy West Montana Monthly Gas Cost Tracking Application for January 1, 2005

