

**MONTANA PUBLIC SERVICE COMMISSION  
UTILITY DIVISION  
AGENDA NO. 05-02-08**

Date Published: February 3, 2005  
For Work Week Commencing: February 7, 2005  
Commission Meeting: February 8, 2005, 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.

1. **MCI TELECOMMUNICATIONS CORPORATION N2005.1.12 (Leroy)**

On January 26, 2005, MCI Telecommunications Corporation (MCI) filed revisions to its Montana Tariff No. 2. The purpose of the filing is to:

- Introduce RLG Certificate Promotion 1 and 2
- Introduce Three Free Month Certificate Promotion 3
- Introduce MCI Business Services II
- Remove 50% Certificate Promotion 3 from the tariff
- Extend and make a textual change to Fee Month Certificate Promotion and Two Free Month Certificate Promotion 3

- Extend the expiration date for Small Business \$10 Credit Promotion, \$25 Credit Promotion, \$20 Credit Promotion, Small Business 25% and 50% promotion, Small Business Saves Credit Promotion, Small Business Term Plan, 3, 4 and 5 Promotion and Business B2 Free Month Promotion
- Increase the per call surcharge Card Access rate for MCI Business Services I and On-Net Services.

MCI is requesting a February 1, 2005 effective date. Staff recommends approval.

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

1. **2/7/05 9:30 a.m.** - Legislative – Discuss bills and other matters related to 2005 legislative session (Commission Conference Room). (2/7/05)
- 2/8/05 9:30 a.m.**
2. D2003.7.86 and D2004.6.96 – NorthWestern Energy – Qualifying Facility (QF) Avoided Cost (AC) – General discussion, background, status, action on pending matters as needed. (2/8/05)
  3. D2004.2.21 – In the matter of a Commission Investigation of Electricity Market Activity Affecting Retail Customers during the Period 2000 through 2001 – Discuss attorney's general motion for extension of discovery period to January 1, 2006, and all related matters. (2/8/05)
  4. D2005.2.14 - NorthWestern Energy – Placeholder - Application for advanced approval of power purchase agreements – Describe application and discuss procedural issues. (2/8/05)
  5. NorthWestern Energy Bankruptcy – Placeholder to report on and get direction on any matter related to the bankruptcy. (2/8/05)
  6. L-97.06.4-RUL, L-04.07.3-RUL, L-04.07.8-RUL – Rulemaking, utility service standards, utility implementation of rate changes, and guarantee in lieu of deposit – Discussion and action on rulemaking notices. (2/8/05)
  7. L-04.07.5-RUL – PSC proposed ETC rules – Discussion and direction on proposed rules. (2/8/05)

8. Legislative – Discuss bills and other matters related to 2005 legislative sessions. (2/8/05)
9. Budget/Personnel. (2/8/05)
10. **2/9/05 9:30 a.m.** – Legislative – Discuss bills and other matters related to 2005 legislative session (Commission Conference Room). (2/9/05)
11. **2/10/05 9:30 a.m.** – Legislative – Discuss bills and other matters related to 2005 legislative session (Commission Conference Room). (2/10/05)
12. **2/11/05 9:30 a.m.** – Legislative – Discuss bills and other matters related to 2005 legislative session (Commission Conference Room). (2/11/05)

### **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.mt.gov/Consumers/comments>. Comments should reference the docket number of the matter.

**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**

D2005.2.13 – Qwest Corporation and New Rochelle Telephone Cooperative –  
Adoption Agreement