

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 05-06-07**

Date Published: June 2, 2005
For Work Week Commencing: June 6, 2005
Commission Meeting: June 7, 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. AT &T N2005.5.85 (Scott)

On May 19, 2005, AT & T filed Tariff Transmittal 2005-07. The purpose of this filing is to discontinue the AT &T Correctional Value Plan, Additionally; text changes are being made to correct a few typographical errors in the Custom Network Services Tariff.

Probable motion: Approve AT &T's tariff Transmittal 2005-07 in docket N2005.5.85.

2. MCI Telecommunications Corporation N2005.5.86 (Scott)

On May 23, 2005, MCI filed revision to its Montana Tariff No. 2. The purpose of this filing is to introduce RLJ service; grandfather MCI Simple International plan, Integrated RLA Service, Basic Calling Plan FF and Integrated RLH service. Probable motion: Approve MCI's revision to its Montana Tariff in docket N2005.5.86.

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

1. D2004.5.84 – Public Workshop on Intercarrier Compensation – Visit about the workshop that will be held on June 7, 2005 and get any necessary direction in preparation for the workshop. (6/7/05)
2. D2005.5.88 – NorthWestern Energy Default Supply Electric Tracker – Discuss and act on NorthWestern Energy's motion for a protective order. (6/7/05)
3. D2003.6.77 and D2004.6.90 – NorthWestern Energy Default Supply Electric Trackers – Discuss and act on late petitions to intervene of Energy Share of Montana and Rocky Mountain Development Council and motion for extension of time from Commercial Energy of Montana. (6/7/05)
4. D2003.7.86 and D2004.6.96 – NorthWestern Energy Annual QF Avoided Cost – Discussion, direction, action on NorthWestern's motion for protective order, other matters as necessary, if necessary. (6/7/05)
5. D2005.5.87 – NorthWestern Energy Annual Gas Cost Trackers – Discussion, direction, action on NorthWestern Energy's motion for protective order, other matters as necessary, if necessary. (6/7/05)
6. NorthWestern Energy Bankruptcy – Placeholder to report on and get direction on any matter related to the bankruptcy. (6/7/05)
7. Direction concerning regulatory status for Crystal Lakes Water Company. (6/7/05)
8. Approve Candace Beery's travel to and attendance at Camp NARUC in August. (6/7/05)

9. FY 2006 Budget – Review and approved proposed FY 2006 travel allocation. Discuss other budget issues. (6/7/05)

Other Meetings

6/7/05 1:00 p.m. to 5:00 p.m. – D2004.5.84 – PSC Inquiry into intercarrier compensation matters – Bollinger Room

6/8/05 – 1:00 p.m. – Girls State Reception – Governor’s Reception 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.mt.gov/Consumers/comments>. Comments should reference the docket number of the matter.

1. Central Montana Communications N2005.6.92 (Scott)

On May 31, 2005, Central Montana Communications (CMC) filed Tariff Changes to Local Network Access Line Service and Service Bundles. These changes include added provision allowing subscribers living on tribal land, clarification that residential business rates apply to farm and ranch locations, decrease the monthly recurring rate for the platinum bundle by \$5 per month, and add Always in Touch bundle.

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.

1. On May 27, 2005, Havre Pipeline Company filed a motion for protective order to govern access to certain confidential information that will be provided in response to data requests. Specifically, HPC seeks protection of its state and federal tax returns. HPC asserts that the tax returns are confidential information protected from disclosure by statute.

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

D2005.5.89 - Yellowstone Pipe Line Company - Proposed Montana PSC Tariff Nos. 41 and 42

N2005.5.90 - 3 Rivers Telephone Cooperative - Request for Commission Support of 3 Rivers FCC Petition Regarding LATA Boundary Modification

D2005.5.91 - Robert A. Brown Formal Complaint against Montana-Dakota Utilities

N2005.6.92 - Central Montana Communications - Tariff Changes to Local Network Access Line Service and Service Bundles