

**MONTANA PUBLIC SERVICE COMMISSION  
UTILITY DIVISION  
AGENDA NO. 07-07-31**

Date Published: July 26, 2007  
For Work Week Commencing: July 30, 2007  
Commission Meeting: July 31, 2007 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.mt.gov>.*

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

*Live audio feed Unless otherwise noted on this agenda, all Commission meetings held during regular business hours that are noticed on this agenda will be webcast live via the audio feed link on the PSC website (<http://psc.mt.gov/eDocs/#Calendars>). The audio feeds of meetings are also archived at the same website location.*

*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 – No Web Audio Feed)

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

**Public Comments**

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

1. Sprint N2007.83 (Scott)

On July 12, 2007, Sprint filed changes to its Montana P.S.C. Price List No. 1. This filing makes the following changes: 1) adds certain services to the Trademarks and Service list previously missing; 2) Removes references to Single Source Solutions inadvertently missed in a previous filing; 3) Removes certain services and Trademarks that are not being offered; 4)

removes an expired promotion. Sprint request this tariff become effective August 3, 2007.

Probable motion: Approve Sprint's changes to its Montana P.S.C. Price List No. 1 in Docket N2007.83.

2. Qwest N2007.7.84 (Scott)

On July 13, 2007, Qwest filed Tariff Transmittal QC 07-01. Pursuant to final orders in Docket No. D2001.11.147 and D99.5.129 Qwest needs to reduce the monthly per line Exchange Area Service (EAS) surcharge from \$2.81 to \$2.72. Further, since the reduction associated with Docket D2001.11.147 should have been implemented October 1, 2006, Qwest will be issuing a one-time EAS credit of \$0.34 per line. Probable motion: Approve Qwest's Tariff Transmittal QC 07-01 in Docket N2007.7.84.

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

1. D2005.12.174 – Level 3 Communications LLP – Level 3's request to withdraw its petition for arbitration of interconnection agreement with Qwest & to opt into Qwest's SGAT - Consider and act upon Level 3's request. (7/31/07)
2. D2006.6.82 – NorthWestern Corp. and Babcock & Brown Infrastructure – Joint application for approval of the sale and transfer of NorthWestern Corp. pursuant to a merger agreement – Discuss and act on final order. (7/31/07)
3. D2007.7.79 – MDU – MDU's application for authority to establish increased rates – Discuss and get direction as necessary regarding MDU's filing to revise its power purchase rate schedule for qualifying facility (QF) purchases (7/31/07)
4. D2003.7.86 (et al.), D2006.6.94, and D2007.6.59 – NorthWestern Energy – NWE '03, '04, '05 (consolidated), '06, and '07 Annual Qualifying Facility Avoided Cost Dockets – Discussion and action on all pending matters, including filings anticipated to be made prior to the scheduled work session, and other matters as necessary. (7/31/07)
5. PSC – Contested case informational meetings, informal or otherwise – Discussion and development of a PSC policy. (7/31/07)

6. NOI on certain questions related to the issuance of protective orders – PLACEHOLDER – Discuss and approve a draft NOI. If a draft is not available, to inform the Commission about the status of this matter and get direction as necessary. (7/31/07)

### **Other Meetings**

Weekly Scheduling, Review of Monthly Calendars, and Docket Status Updates (if requested by a Commissioner).

**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 wanting 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. Copies of these orders may be obtained by calling the Commission at (406) 444-6199.

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

### **New Filings Received in Past Week**

D2007.7.88 – Citizens Telecommunications Company of Montana and Verizon Wireless – Application for Approval of Interconnection and Traffic Interchange Agreement for Cellular and Other Two-Way Mobile Radio Service