

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 08-09-04**

Date Published: August 28, 2008
For Work Week Commencing: September 1, 2008
Commission Meeting: September 4, 2008, 9:00 a.m.

General Introduction *This agenda is the Commission's Utility Division agenda for the work week designated. In the latter 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 webcast *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 and video feed links 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.

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

1. N2008.8.101 – NorthWestern Energy – Medical Emergency Rule Application/Payment Arrangements – Request Commission intervention in establishment of a customer payment arrangement. (9/4/08)
2. N2008.8.102 - NorthWestern Energy – Medical Emergency Rule Application/Payment Arrangements – Request Commission intervention in establishment of a customer payment arrangement. (9/4/08)
3. Placeholder - D2008.6.69 – NorthWestern Corporation – Application by NorthWestern Corporation for Approval of Its Interest in Colstrip Unit 4 as an Electricity Supply Resource under Certain Terms and Conditions Including Certain Treatment of Net Operating Losses – Discuss and act on any procedural matters that may arise before the hearing. (9/4/08)
4. NorthWestern Corporation – NorthWestern's FERC § 203 Application for Authorization to Sell Colstrip 4 to Bicent—Docket EC08-118-000 – Discuss and act on Commission action with respect to the FERC docket. (9/4/08)
5. D2006.7.108 – KWB Pipeline – Application by Westech Energy Corporation, a Common Carrier Pipeline, to Establish Initial Rates and Charges for Natural Gas Transportation Service – Discuss and act of KWB's objections to discovery & Sonalta's response and any other procedural matters that may arise in this docket. (9/4/08)
6. Travel Request – Approval for Gary Duncan to attend the New Mexico State University Course the week of October 13, 2008 – NMSU picks up all of the Expenses. (9/4/08)
7. D2003.1.14 – Alltel f/k/a Western Wireless – Eligible Telecommunications Carrier (ETC) Status and Compliance – Discuss any and all necessary matters related to Alltel's designation as an ETC in Montana and its obligations to continue its designation, including but not limited to opening a new docket to determine Alltel's compliance. **If confidential information is discussed, it will be discussed in a closed portion of this work session.** (9/4/08)

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.

1. Qwest Corporation N2008.8.100 (Gary)

On August 21, 2008 Qwest Corporation (Qwest) filed for Commission approval a Multi-State Agreement (MSA) between Qwest and United Airlines. Qwest is filing the MSA with the Commission for approval pursuant to the Commission's April 16, 2004 Notice of Commission Action (NCA) in Docket N2003.10.149. The MSA is the result of Qwest's response to United Airlines Jones which was seeking prices for their services and future service needs. The services purchased by United Airlines are available from other competitive carriers in addition to Qwest.

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.

1. K.W.B. Pipeline Corporation (KWB) D2006.7.108 (AI)

On August 22, 2008, KWB filed a motion for protective order to govern access to certain confidential information requested in this docket. Specifically, KWB seeks protection for (1) Contracts between Westech or ECA Holdings, and third parties regarding design, engineering, right-of-way acquisition, and

construction of pipeline; (2) financial/economic analysis of the pipeline prior to its construction; and (3) tax schedules for KWB and Westech from ECA's consolidated tax returns. KWB asserts that the information is trade secret.

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.

1. NorthWestern Corporation D2008.4.36 (AI)

On August 15, 2008, the Commission issued Order 6906d granting NorthWestern Corporation's (NorthWestern) motion for a protective order for NorthWestern's federal and state income tax returns for the years 2001 through the present that has been requested in this docket.

Information Items All items identified below are for information only.

New Filings Received in Past Week

D2008.8.95 – NorthWestern Energy – Application for Approval to Construct and Operate the Mill Creek Generating Station to Supply Regulation Service For NorthWestern Energy's Montana Electric Operations and Montana Transmission Control Area

N2008.8.100 – Qwest Corporation and United Airlines – Master Service Agreement

N2008.8.101 – NorthWestern Energy – Request for Commission Intervention to Establish a Customer's Payment Arrangement

N2008.8.102 – NorthWestern Energy – Request for Commission Intervention to Establish a Customer's Payment Arrangement