

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 09-01-06**

Date Published: December 31, 2008
For Work Week Commencing: January 5, 2009
Commission Meeting: January 6, 2009, 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. Commission Organization – Elect PSC chairman and vice chairman and appoint Commission secretary (Bollinger 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. FCC Docket WT No. 06-231 – Ronan Telephone Company’s request for waiver and extension of time to meet bidding credit construction requirement – Consider and act on Ronan’s request to support its request for an additional year to meet construction requirement. (1/6/09)
2. D2008.1.3 – Ronan Telephone Company and Hot Springs Telephone Company vs. Qwest Corporation – Petition to Open Contested Case Proceeding to Adjudicate Issues Referred to the Commission by the U.S. District Court – Consider and act on Ronan’s request for protective order and Motion in Limine. (1/6/09)
3. L-08.10.1-RUL – PSC Initiated – Annual update to PSC pipeline safety rules and update to electric utility rule – Discussion and action on the draft rulemaking notice of amendment. (1/6/09)
4. Legislative – Discuss bills relevant to PSC mission, statutory authority, administrative process and general agency concerns; consider staff analysis and recommendations; provide direction on PSC response to bills. (1/6/09)
5. **1/7/09, 1/8/09 8:30 a.m.** – Legislative – Discuss bills relevant to PSC mission, statutory authority, administrative process and general agency concerns; consider staff analysis and recommendations; provide direction on PSC response to bills. (1/7/09, 1/8/09) (Commission Conference Room – No web audio feed)

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.

1. **N2008.12.138** **NorthWestern Energy** **(Justin)**

In N2008.12.138, NorthWestern Energy will seek issuance of a Commission protective order governing the treatment to be afforded the yearly forecast storage volumes, the hard target prices and percentages, and the target volumes associated with long-term hedging strategies.

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

N2008.12.144 – PSC Initiated – Qwest Quality of Service Inquiry
D2008.12.145 – Black Hills Power, Inc. – Application for Authority to Establish Quarterly Fuel Rate Rider