

**MONTANA PUBLIC SERVICE COMMISSION  
UTILITY DIVISION  
AGENDA NO. 09-04-21**

Date Published: April 16, 2009  
For Work Week Commencing: April 20, 2009  
Commission Meeting: April 21, 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. Business** (Bollinger Room)

**Public Comments**

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

1. Citizens Telecommunications Company N2009.4.48 (Scott)

On April 1, 2009, Citizens filed Advice Letter No. MT-09-04. In this filing Citizens request to reduce the monthly charge for Frontier Digital Phone Essentials bundle, remove the reference to the non-regulated 100 long distance minutes. Citizens request that this filing become effective on May 4, 2009. Probable Motion: Approve Citizens' Advice Letter No. MT-09-04 in Docket N2009.4.48.

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

1. D2008.9.111 – Commission Investigation of Alltel's Compliance with ETC Designation Requirement – Discuss Alltel's Motion for Reconsideration of Order on Objections. (4/21/09)
2. D2009-2-18 – Mountain Heritage Associates, Inc. – Transfer to Mountain Heritage Water Users Association – Act on transfer. (4/21/09)
3. D2008.7.85 & N2009.3.32 – Wettington Water District, Inc. – Interim Rate Request, Tariff Authorization – Act on the interim rate request and proposed tariff changes. (4/21/09)
4. D2004.7.99, D2004.12.192, & D2005.6.106 – NorthWestern Energy – Natural Gas and Electric USB Investigation – Discuss and act on NWE's Motion for Extension of Time. (4/21/09)
5. D2008.8.95 – NorthWestern Energy – Application for Approval to Construct and Operate Mill Creek Generating Station to Supply Regulation Service – Consider Commissioner Molnar's suggestion to re-open the record in this case in order to obtain additional information. (4/21/09)
6. Out of state staff travel – Obtain approval for staff travel to upcoming pipeline safety training classes: (1) Eric D., Safety Evaluation of Inline Inspection/Pigging Programs course, June 1-5, 2009, Tulsa OK; (2) Eric D., Fundamentals of (SCADA) System Technology & Operation course, August 25-28, 2009, Oklahoma City; (3) Joel T., Pipeline Reliability Assessment Seminar, June 23-24, Oklahoma City; and (4) Joel T., Root Cause/Incident Investigation course, July 13-17, 2009 Atlanta GA. (4/21/09)

7. Placeholder – 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.(4/21/09)

### **Other Meetings**

#### **4/23/09 9:00 a.m. – PSC Roundtable Discussion on medical emergency rule making (Bollinger Room)**

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. Citizens 2009.4.53 (Scott)**

On April 10, 2009 Citizens filed Advice Letter No. MT-09-05. In this filing Citizens is requesting to introduce Stay Connected Seasonal Offering. Stay Connected Seasonal Offering allows a customer to suspend their service within some bundles for a minimum period of one month and up to nine month during a 12 month period. Citizens request that this filing becomes effective on May 13, 2009.

**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.

1. Avista Corp. N2009.3.29 (Jim)

On April 10, 2009, the PSC issued a protective order (Order No. 6987) in which Avista's motion requesting protection of the employee compensation information in Schedule 16 of Avista's 2008 Annual Electric Report to the Commission was granted.

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

**New Filings Received in Past Week**

D2009.4.51 – Qwest Corporation and NetTalk.Com, Inc. – Application for Approval of Wireline Interconnection Agreement

D2009.4.52 – Concerned Citizens of Virginia City – Complaint Against the Virginia City Town Council Regarding Increased Rate for Sewer Service

N2009.4.53 – Citizens Telecommunications Company of Montana d/b/a Frontier Communications of Montana – Advice Letter No. MT-09-05 – Stay Connected Seasonal Offering