

**MONTANA PUBLIC SERVICE COMMISSION  
UTILITY DIVISION  
AGENDA NO. 09-05-05**

Date Published: April 30, 2009  
For Work Week Commencing: May 4, 2009  
Commission Meeting: May 5, 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. Verizon Business Service N2009.4.55 Scott)

On April 17, 2009 Verizon Business Service filed Transmittal Letter No. 09-04. Verizon is requesting to revise the definitions for Accelerated Expedite and Expedite under Section 3.1.1. **Probable Motion:** Approve Verizon's Transmittal Letter No. 09-04 in Docket N2009.4.55.

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

1. **5/4/09 10:00 a.m.** – D2008.8.95 – NWE – Application for approval to construct and operate Mill Creek Generating Station to supply regulation service – Discuss case and provide direction to staff for drafting final order. (Bollinger Room) (5/4/09)

**5/5/09**

2. N2008.12.144 – Commission Initiated – PSC Investigation of Qwest Quality of Service – Discuss Qwest's Motion for Issuance of a Protective Order. (5/5/09)
3. D2009.4.46 – NWE – NorthWestern Corporation's Petition for Certification of an Eligible Renewable Resource – Discuss and act on all matters in the docket. (5/5/09)
4. Placeholder – N2009.4.45 – PSC Initiated – Proposed Adoption of Rules Regarding the Installation by Electric Utilities of Light-Emitting Diode (LED) Street and Area Lighting – Obtain Commission direction as to next steps following 4/21/09 roundtable discussion. (5/5/09)
5. **Placeholder 5/7/09 10:00 a.m.** - D2008.8.95 – NWE - Application for approval to construct and operate Mill Creek Generating Station to supply regulation service – Discuss case and provide direction to staff for drafting final order. (Bollinger Room) (5/7/09)

**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 N2005.1.4 (Gary)

On April 28, 2009 Qwest Corporation (Qwest) filed for Commission approval an amendment to the existing Multi-State Agreement (MSA) between Qwest and Allstate Insurance Company (Allstate). Qwest is filing the MSA amendment 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 amendment is the result of Qwest's response to Allstate which was seeking pricing for their services and future service needs. The services purchased by Allstate are available from other competitive carriers in addition to Qwest.

2. Qwest Corporation N2009.4.57 (Gary)

On April 28, 2009 Qwest Corporation (Qwest) filed for Commission approval a Multi-State Agreement (MSA) between Qwest and General Electric (GE). 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 GE which was seeking prices for their services and future service needs. The services purchased by GE 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. D2008.9.111 PSC Investigation of Alltel ETC Requirements  
(Justin)

On April 23, 2009, Alltel Communications filed a Motion for Issuance of a Protective Order seeking protection for the following information: consumer complaint reports, network signal coverage and improvement reports, USAC filings, and Form 477 compliance filings.

**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**

D2009.4.56 – Montana-Dakota Utilities Co. – Application of Electric Cost of Service and Rate Design Filing  
N2009.4.57 – Qwest Corporation and General Electric – Master Service Agreement