

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 09-06-23**

Date Published: June 18, 2009
For Work Week Commencing: June 22, 2009
Commission Meeting: June 23, 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 N2009.5.77 (Scott)

On May 28, 2009, Citizens Filed Advice Letter No. MT- 09-08. The purpose of this filing is to reduce the Frontier Digital Phone and Frontier Digital Phone Plus feature package and add additional features to the package. The company requests the filing become effective June 29, 2009. Probable Motion: Approve Citizens' Advice Letter No. MT- 09-08 in Docket N2009.5.77.

2. Citizens Telecommunications N2009.6.81 (Scott)

On June 4, 2009, Citizens filed amendments to its Frontier Digital Phone Essentials/Bronze and New Bundle Frontier package. The amendments are to correct special conditions associated with the Frontier Digital Phone Essentials and Frontier Unlimited MT bundles. Probable Motion: Approve Citizens' amendments in Docket N2009.6.81.

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

1. D2009.3.44, D2009.4.51 – Qwest Corporation, Teleconnect, LLC and NetTalk.Com, Inc. – Applications for Approval of Interconnection Agreements – Discuss and act on the agreements. (6/23/09)
2. Statewide broadband inventory mapping project – Obtain direction regarding Department of Commerce's suggestion that it transfer funding for the mapping project to the PSC and that the PSC oversee/direct the work of the mapping consultant. (6/23/09)
3. D2008.7.85 - Wettington Water District, Inc. – Application for Authority to Increase Rates for Water Service – Discuss suspending procedural schedule. (6/23/09)
4. D2009.5.63 – NorthWestern Energy – Annual Application for Approval of Monthly Gas Cost Tracker True-Up, Projected Gas Costs, and Gas Transportation Balance – Discuss and act on Interim Order. (6/23/09)

5. D2009.5.62 – NorthWestern Energy – Application for Approval of Electric Supply Deferred Cost Account Balance and Projected Electric Supply Cost – Discuss and act on Interim Order. (6/18/09)
6. D2008.8.95 – NorthWestern Energy – Application for Approval to Construct and Operate the Mill Creek Generating Station to Supply Regulation Service – Obtain Commission direction regarding draft RFP and scope of work for consultant who will advise PSC as to the prudence of Mill Creek construction costs. (6/23/09)
7. D2008.5.57 – Energy West, Incorporated – Petition for an Order Approving its Corporate Reorganization to Create a Holding Company Structure – Discuss and act on final order and other matters in this docket. (6/23/09)
8. D2006.7.108 – Westech Energy Corporation – Application to Establish Initial Rates and Charges for Natural Gas Transportation Service – Discuss Motion to Dismiss Sonalta Resources, Inc. as an intervenor. (6/23/09)
9. State of Montana Tribal Relations Report pursuant to §§ 2-15-141 through 2-15-143, MCA – Determine PSC submission for the 2009 State Tribal Relations Report. (6/23/09)
10. Placeholder – Agency fragrance policy – Discuss/act on proposed PSC fragrance policy. (6/23/09)

Other Meetings

6/23/09 2:00 p.m. – Midwest Independent System Operator (MISO) informational presentation (Commission Conference Room – no web audio feed)

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.

1. Qwest Corporation Multi State and Individual Case Basis Agreements

Any qualified person who signs a non-disclosure agreement pursuant to the term protective Order No. 6999 in Docket No. D2009.5.60 may review these agreements at the Commission's offices, 1701 Prospect Ave. Helena, MT, 59620, or at Qwest's office, 441 North Park Avenue, Helena, Mt. 59601. If any interested party has reason to believe that Qwest's prices are below relevant costs in these agreements, the interested party may file an objection with the Commission within 30 days of the date of these notices (please see Qwest Alternative Form of Regulation (AFOR) Docket No. D2008.1.3, Order No. 6889n, Joint Stipulation).

1.) Qwest Corporation/Montana National Guard Agreement

Qwest Corporation (Qwest) and the Montana National Guard (Guard) have signed an Individual Case Basis (ICB) Rate Plan Agreement effective May

14, 2009, for Qwest to provide certain telecommunications services to the Guard.

2.) Qwest Corporation/Best Buy Enterprises Services, Inc.

Qwest Corporation (Qwest) and Best Buy Enterprises Services, Inc. (Best Buy) have signed a Multi State Agreement effective May 21, 2009, for Qwest to provide certain telecommunications services to Best Buy.

3.) Qwest Corporation/ZFUS Services

Qwest Corporation (Qwest) and ZFUS Services (ZFUS) have signed a Multi State Agreement effective April 6, 2009, for Qwest to provide certain telecommunications services to ZFUS.

4.) Qwest Corporation/Blockbuster, Inc.

Qwest Corporation (Qwest) and Blockbuster, Inc. (Blockbuster) have signed a Multi State Agreement effective May 6, 2009, for Qwest to provide certain telecommunications services to Blockbuster.

5.) Qwest Corporation/Laboratory Corporation of America Holdings

Qwest Corporation (Qwest) and Laboratory Corporation of America Holdings (LabCorp) have signed a Multi State Agreement effective April 21, 2009, for Qwest to provide certain telecommunications services to LabCorp.

6.) Qwest Corporation/JP Morgan Chase Bank, National Association

Qwest Corporation (Qwest) and JP Morgan Chase Bank, National Association (JP Morgan) have signed a Multi State Agreement effective September 12, 2008, for Qwest to provide certain telecommunications services to JP Morgan.

7.) Qwest Corporation/Bank of the West

Qwest Corporation (Qwest) and the Bank of the West have signed a Multi State Agreement effective May 4, 2009, for Qwest to provide certain telecommunications services to the Bank of the West.

New Filings Received in Past Week

D2009.6.82 – Qwest Corporation and Transaria, Inc. dba Multiband Communications LLC – Application for Approval of Wireline Interconnection Agreement

D2009.6.83 – Qwest Corporation and Digital Telecommunications, Inc. –
Application for Approval of Wireline Interconnection Agreement
D2009.6.84 – John J. Vogele – Complaint against Qwest Corporation