

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 09-10-15**

Date Published: October 8, 2009
For Work Week Commencing: October 12, 2009
Commission Meeting: October 15, 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. Ronan Telephone Company N2009.9.131 (Scott)

On September 28, 2009, Ronan Telephone Company (RTC) filed a proposed tariff for Digital Primary Rate Interface (DPRI). The purpose of this filing is to introduce DPRI as a new offering. DPRI is a digital architecture that provides an integrated voice/data capability to the customer premises facility, utilizing the public switched network. Ronan is requesting an effective date of October 21, 2009. **Probable Motion:** Approve RTC's request in Docket N2009.9.131.

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

1. D2008.12.146 – NorthWestern Energy – Application for Approval of Avoided Cost Tariff for New Qualifying Facilities – Discuss and act on Exergy Development Group, LLC and United Materials of Great Falls, Inc.'s Motion to Withdraw. (10/15/09)
2. D2009.5.66 – Energy West Montana – Application for Authorization to Convert Existing Propane System to a Natural Gas System and to Adjust Existing Rates Accordingly in its Cascade, Montana, Service Area – Discuss and act on default order for final approval of conversion of Cascade propane to natural gas. (10/15/09)
3. PSC comments to Energy & Telecommunications Interim Committee (ETIC) – Discuss/act on draft comments to ETIC on 3 energy policy issues. (10/15/09)

Other Meetings

10/15/09 2:00 p.m. – Information meeting – Update on Midwest Independent Transmission System Operator (MISO) (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 Agreement**

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 this agreement 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 this agreement, the interested party may file an objection with the Commission within 30 days of the date of this notice (please see Qwest Alternative Form of Regulation (AFOR) Docket No. D2008.1.6, Order No. 6889n, Joint Stipulation).

1.) Qwest Corporation/Home Depot U.S.A., Inc.

Qwest Corporation (Qwest) and Home Depot U.S.A., Inc. (Home Depot) have signed a Multi-State Agreement for Qwest to provide certain telecommunications services to Home Depot.

New Filings Received in Past Week

N2009.10.132 – Qwest Corporation and Teltrust Corporation – Application for Approval of Wireline Interconnection Agreement

N2009.10.133 – PSC Initiated – Request for Comments on Potential Administrative Rule of Montana (ARM) to Implement House Bill 294 Enacted by the 2009 Montana Legislature