

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 09-12-15**

Date Published: December 10, 2009
For Work Week Commencing: December 14, 2009
Commission Meeting: December 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.

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

1. N2009.11.147 – Qwest Corporation – Motion for Protective Order seeking protection of the list of customers purchasing DSL service in the Boulder, Montana exchange – Consider and rule on Qwest’s motion. (12/15/09)
2. Placeholder – D2009.12.155 – NorthWestern Energy – Application for Automatic Rate Adjustment and Tracking for Taxes and Fees – Discuss possible determination of error required by the statute before any additional process takes place. (12/15/09)
3. N2009.4.49 – PSC consideration of Energy Independence & Security Act (EISA) of 2007 standards – Consider final order regarding EISA standards. (12/15/09)
4. Out of state staff travel – Obtain approval of Brian DeKiep’s travel to: (1) Northern Tier Transmission Group joint committee meeting, January 28, 2010, Salt Lake City; (2) Western Governors Association - Western Interconnection Resource Planning Forum, February 24-26, 2010, San Diego; and (3) Western Utility Rate School, May 10-14, 2010, San Diego. (12/15/09)

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.

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.

New Filings Received in Past Week

D2009.12.154 – Mountain Water Company – Application for Approval of Tariffed Tracking Adjustment for American Recovery and Reinvestment Act (ARRA) Funding

D2009.12.156 – Aquanet, Inc. – Application for Approval to Establish Initial Rates for Water Service in its OakRidge Subdivision, Billings, Montana Service Area