

**MONTANA PUBLIC SERVICE COMMISSION  
UTILITY DIVISION  
AGENDA NO. 10-03-30**

Date Published: March 25, 2010  
For Work Week Commencing: March 29, 2010  
Commission Meeting: March 30, 2010, 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://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. Bresnan Broadband of Montana, LLC                      N2010.3.35                      (Gary)

On March 23, 2010 Bresnan Broadband of Montana LLC (Bresnan) filed a letter with the Commission requesting a "Safety Valve" approval. If a provider experiences difficulty in acquiring required numbering resources (telephone numbers), in certain circumstances the FCC, in their FCC's Number Resource Optimization Order, FCC 00-429 and FCC 01-362, has allowed for State Commissions to order the appropriate numbering resources be assigned to the provider through what is called the "Safety Valve" process.

Neustar is the company that administers both the 1000 block assignments through the Pooling Administrator (PA) and the assignment of central office codes prefixes (10,000 numbers) through the North American Numbering Plan Administration (NANPA). Bresnan was assigned a 1000 number block in Deer Lodge, Montana 406-846-6 by the PA. However, Bresnan discovered the block was contaminated in that there were approximately 80 numbers in the block being utilized by Qwest and certain of those numbers were needed by Bresnan for testing purposes. The block would not work for Bresnan and they returned the block to the PA and requested a new one. However, the only block available in Deer Lodge is the 406-846-6 block they returned. In order for Bresnan to receive another block the NANPA has informed Bresnan and Commission staff that it will require a Safety Valve approval from this Commission. Bresnan has currently halted commercial sales in Deer Lodge because it is out of numbers. Staff recommends this Commission issue the Safety Valve approval and require Neustar to assign a new central office code to Bresnan. Probable Motion: Move to issue a Safety Valve approval requiring Neustar to assign a new central office code to Bresnan Broadband of Montana, LLC in the Deer Lodge, Montana rate center.

2. Ronan Telephone Company                      N2010.3.24                      (Scott)

On March 10, 2010, Ronan requested to revise its tariff for Economy Broadband Service. The change is proposed in order to increase the upload and download connection speed for the service with no change in rates. Probable Motion: approve RTC's request in Docket N2010.3.24.

3. Qwest                      N2010.3.26                      (Scott)

On March 16, 2010, Qwest filed Tariff Transmittal 10-01. The revision to the Exchange and Network Service Tariff page eliminates a footnote reference that will no longer be applicable. Probable Motion: Approve Qwest's tariff transmittal 10-1 in Docket N2010.3.26.

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

1. N2010.3.23 – Avista Corporation – Avista seeks a protective order to prevent disclosure of the Schedule 16/Annual Electric Report---top ten Montana salaries – Consider and act upon Avista’s request for a protective order. (3/30/10)
2. Possible comments to DEQ on NorthWestern Energy’s MSTI line application under the Major Facilities Siting Act – Continuation of discussion, including staff’s analysis of DEQ’s MSTI rate impact study and system reliability issues, and obtain commission direction. (3/30/10)

**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. Verizon Business Service N2010.3.29 (Scott)

On March 18, 2010, Verizon Business Service Tariff No. 2 filed Transmittal Letter No. 10-02. In this filing Verizon Business Service is requesting to grandfather \$20 credit plan and \$25 credit plan.

2. Verizon Business Service N2010.3.30 (Scott)

On March 18, 2010, Verizon Business Service Tariff No. 3 filed Transmittal Letter No. 10-02. In this filing Verizon Business Service is requesting to grandfather Flex T1 Plan.

3. Ronan Telephone Company N2010.3.31 (Scott)

On March 18, 2010, Ronan Telephone Company (RTC) requested revisions to its Digital Primary Rate Interface Tariff. This filing proposes adding discounts for customers that commit to a long term contract for this service.

4. Qwest LD Corporation N2010.3.32 (Scott)

On March 19, 2010, - Qwest LD Corporation (QLDC) filed Transmittal QLDC 10-01. QLDC request they be allowed to Modify Call Detail Language for Qwest Residential Unlimited Plans. QLDC will provide call detail on the customer's paper bill only upon request beginning April 19, 2010.

**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. Kenfield Wind Park I, LLC D2010.2.18 (AI)

On March 24, 2010, NorthWestern Energy (NWE) filed Motion for Protective Order to govern access to certain information that it expects to be requested by data requests in this docket. Specifically, NWE seeks protection of proposals containing data on the potential power generating capabilities and energy production cost rates that northwestern received from various entities in response to Northwestern's August 17, 2009 RFI. NWE's argument is that the information is trade secret.

**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 the following 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 the 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. D2008.1.3, Order No. 6889n, Joint Stipulation).

1.) **Qwest Corporation/Davidson Companies** - Qwest Corporation (Qwest) and Davidson Companies (Davidson) have signed a Multi-State Agreement for Qwest to provide certain telecommunications services to Davidson.

**New Filings Received in Past Week**

D2010.3.28 – Qwest Corporation and Intrado Communications, Inc. – Application for Approval of Wireline Interconnection Agreement

N2010.3.29 – MCI Communications Services, Inc. d/b/a Verizon Business Services – Transmittal Letter No. 10-02 – Grandfather Savings Plan; Revise Eligibility for Savings Plans; Introduce \$20 Credit Plan for 3 Invoices II and \$25 Credit Plan for Invoices II

N2010.3.30 - MCI Communications Services, Inc. d/b/a Verizon Business Services – Transmittal Letter No. 10-02 – Introduce Type 1 Charges Under Interstate Network Services Local Access Services; Grandfather Flex T1 Plan (Enhanced Package)

N2010.3.31 – Ronan Telephone Company – Proposed Revisions to Digital Primary Rate Interface Tariff

N2010.3.32 – Qwest Corporation – Transmittal QLDC 10-01 – Modify Call Detail Language for Qwest Residential Unlimited Plan

D2010.3.33 – Black Hills Power- Application for Authority to Establish a Quarterly Fuel Rate Rider

D2010.3.34 – Energy West Montana – Monthly Gas Cost Tracking Application for the Period April 1, 2010 through March 31, 2011

N2010.3.35 – Bresnan Broadband of Montana, LLC – Formal Request for a Safety Valve Approval