

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 10-05-25**

Date Published: May 20, 2010
For Work Week Commencing: May 24, 2010
Commission Meeting: May 25, 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.

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

1. N2010.5.48 – Qwest Corporation – Qwest’s annual report – Act on Qwest’s Motion for Protective Order. (5/25/10)
2. D2010.4.55 – Townsend Propane/NWE – Propane Tracker – Act on Interim Order. (5/25/10)
3. The Byrne Family – Formal complaint against NWE – Discuss the complaint with the Commission and to decide whether to notice the complaint to NWE. (5/25/10)
4. Out of state staff travel – Obtain approval of Eric Dahlgren’s travel to Oklahoma City, June 29-30, 2010, for the Pipeline Reliability Assessment Course. (5/25/10)

Other Meetings

5/25/10 1:30 p.m. – Information meeting re: Century Link/Qwest merger (Bollinger Room)

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 Communications Company N2010.5.51 (Scott)

On May 17, 2010, Qwest Communications Company (QCC) filed Tariff Transmittal QCC 10-02. In this filing QCC is requesting to Grandfathering Residence Managed Long Distance and 300 Minute Plan customers. The proposed effective date for this filing is June 18, 2010.

2. Qwest LD Corporation N2010.5.52 (Scott)

On May 17, 2010, Qwest LD Corporation (QLDC) filed Tariff Transmittal QLDC 10-02. In this filing QLDC is requesting to Grandfathering Residence Managed Long Distance and 300 Minute Plan customers. The proposed effective date for this filing is June 18, 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. Big Mountain Water Company D2010.1.9 (Justin)

On May 13, 2010, Big Mountain Water Company filed a Motion for Protective Order to protect from disclosure state and federal income tax returns and tax return information

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 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/HDR Inc. - Qwest Corporation (Qwest) and HDI, Inc. (HDR) have signed a Multi-State Agreement for Qwest to provide certain telecommunications services to HDR.

New Filings Received in Past Week

N2010.5.51 – Qwest Corporation – Tariff Transmittal QCC 10-02 – Grandfathering Residence 300 Minute Plan

N2010.5.52 – Qwest Corporation – Tariff Transmittal QLDC 10-02 – Grandfathering Residence Managed Long Distance and 300 Minute Plan