

**MONTANA PUBLIC SERVICE COMMISSION  
AGENDA NO. 10-09-09**

Date Published: September 2, 2010  
For Work Week Commencing: September 6, 2010  
Commission Meeting: September 9, 2010, 9:00 a.m.

General Introduction *This agenda is the Commission's 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 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. Approval of Commission Minutes (Kate)

Approval of the Commission Minutes for the week of August 30, 2010

2. Circle Z Enterprises TN2479 (Eric D.)

Fred M. Zweifel dba Circle Z Enterprises, Virginia City, Montana requests permission to suspend PSC No. 9270 for the period September 19, 2010 to March 19, 2011. Probable Motion: Approve the request for suspension.

Class B - Passengers within the City of Virginia City and a two mile radius thereof.

3. MDU Resources Group, Inc. D2010.8.85 (Eric)

On August 23, 2010, MDU Resources Group, Inc. applied for authority to issue over a two-year period \$1,000,000,000 of long-term financing in the following amounts: (1) the issuance of not to exceed \$1,000,000,000 of the Company's Common Stock; (2) the issuance of not to exceed \$150,000,000 of the Company's Preferred Stock and/or Preferred Stock A; (3) the issuance of not to exceed \$350,000,000 of the Company's secured debt securities; (4) the issuance of not to exceed \$350,000,000 of stock purchase contracts and (5) the issuance of not to exceed \$350,000,000 of hybrid securities such as convertible or unconvertible preferred securities, putable or callable instruments. The proceeds of these issuances will be used for funding the Company's capital requirements, for the refunding of its outstanding obligations, for corporate development including the acquisition of businesses or business assets and for other general corporate purposes. Probable Motion: Approve MDU Resources Group, Inc's application to issue securities for a two-year period ending December 31, 2012.

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

1. Placeholder - D2010.5.55 – Qwest/CenturyLink – Merger Application – Possible consideration of modification of procedural schedule. (9/9/10)
2. Placeholder – D2010.5.55 – Qwest/CenturyLink – Consider and rule on Joint Applicants' motion for supplemental protective order to address handling of alleged highly confidential (designated "Staff Eyes Only") information. 9/9/10)

3. D2010.6.63 – Qwest, Triarch Communications – Interconnection Agreement – Discuss and act on proposed interconnection agreement. (9/9/10)
4. D2010.7.78 – Havre Pipeline Company – Application to Decrease Rates and Charges – Act on Interim Order. (9/9/10)
5. D2010.1.9 – Big Mountain Water Company – General Rate Increase – Act on proposed order. (9/9/10)
6. D2010.6.2 – NorthWestern Energy – Application for Approval of 2010 Avoided Cost Compliance Filing – Schedule QFLT-1 – Discuss and act on NWE's Motion for Second 60-Day extension of time to make compliance filing. (9/9/10)
7. D2010.9.88 - (MCC) and D2010.9.89 (PSC) – Authorization to Recover the PSC and MCC Taxes (fees) – Approve the PSC and MCC tax orders. (9/9/10)
8. PSC legislation – Review and act on PSC bill draft regarding definition of “local owners” in the Renewable Portfolio Standard. (9/9/10)
9. Placeholder - Out of state staff travel – Discuss approval of Tina or Lori or both to attend the NARUC annual meeting, November 14 – 17 Atlanta (or part of it), with specific emphasis on those sessions on or related to consumer affairs. (9/9/10)

### **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. Central Montana Communication N2010.8.87 (Scott)

On August 25, 2010, Central Montana Communication (CMC) requested to modify its tariffs. CMC requested to modify Section 7: Service Bundles to discontinue offering Silver and Gold Bundles unless the subscriber cannot receive ADSL or Wimax from the company: Section 12 Common Access Extensions, Special Extension will no longer be available and will be replaced with Simultaneous Ring; and Section 29 Custom Local Signaling Service deletes Selective Message Delivery. CMC does not have any subscribers taking this service.

**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**

N2010.8.86 – Verizon Wireless – Request of the PSC and Central Montana Telecommunication Inc. – For a “for cause” Audit of Alltel Communications, LLC  
N2010.8.87 – Central Montana Communications, Inc. – Modified Tariffs – Service Bundles Monthly Recurring Charges, Common Access Extensions, Customer Local Area Signaling Service  
D2010.9.88 – PSC Initiated – Montana Consumer Counsel Funding Fee’s  
D2010.9.89 – PSC Initiated – Public Service Commission Funding Fee’s