

**MONTANA PUBLIC SERVICE COMMISSION  
AGENDA NO. 10-09-28**

Date Published: September 23, 2010  
For Work Week Commencing: September 27, 2010  
Commission Meeting: September 28, 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 September 20, 2010

2. Thomas F. Kenneally TN2480 (Eric D.)

Thomas F. Kenneally, Butte, Montana requests permission to continue the lease of PSC No. 4448 to The McGree Corporation, Butte, Montana for the period, and October 12, 2010 to October 12, 2011. Probable Motion: Approve the continued lease of PSC No. 4448.

Class D - Ashes, trash, waste, refuse, rubbish and garbage within the town of Whitehall, Montana, and to or from point's tributary thereto, but within a distance not exceeding eighty (80) miles in any direction from town. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

**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 – In the event that Hearings Officer's recent ruling on Applicants' Motion for Supplemental Protective Order be appealed to full Commission. (9/28/10)
2. Placeholder - D2010.3.25 – Cut Bank Gas – True up of gas costs from July 1, 2006 through December 31, 2009 – Discuss and act on final order. (9/28/10)
3. Placeholder - L-10.05/1-RUL – Utility Executive Compensation Rulemaking – Possible consideration of revised rule addressing executive compensation. (9/28/10)
4. Out of state staff travel – Discuss and act on Jason Brown's request to travel to NARUC's Renewable Energy Retreat , Oct. 7-8, Riverside, CA. (9/28/10)

**Other Meetings**

**9/30/10 12:00 PM - 1:30 PM - NRRI teleseminar – “Water Rate Design Principles in an Era of Supply Shortages, Infrastructure Upgrades, and Increased Water Conservation” (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.

**New Filings Received in Past Week**

D2010.9.96 – Qwest Corporation and Liberty-Bell Telecom, LLC. – Application for Approval of Wireline Interconnection Agreement  
D2010.9.97 – Black Hills Power – Application for Authority to Establish a Quarterly Fuel Rate Rider