

**MONTANA PUBLIC SERVICE COMMISSION
AGENDA NO. 10-10-14**

Date Published: October 7, 2010
For Work Week Commencing: October 11, 2010
Commission Meeting: October 14, 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 October 4, 2010

2. Qwest D2008.6.64 (Gary)

Qwest Corporation/XO Communications Services, Inc. – Interconnection Agreement Amendment

Qwest has filed for approval with this Commission an interconnection agreement amendment in the above docket. This amendment changes the per minute transit traffic rates in Section 7.9.1. This amendment was voluntarily negotiated by the parties involved. **Probable Motion:** Move to approve the interconnection agreement amendment between Qwest Corporation and XO Communications, Inc. in Docket No. D2008.6.64.

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

1. D2010.7.71 and D2010.7.72 – Qwest Corporation, Bellerud Communications, LLC, and American DialTone, Inc. – Interconnection Agreements – Discuss and act on the agreements. (10/14/10)
2. PSC Initiated – Annual rulemaking to update pipeline safety rules – Initiate the annual rulemaking process to update pipeline safety rules. (10/14/10)
3. PSC Initiated – Contracts for natural gas heat content (BTU) monitoring – Discuss issuing the contracts. (10/14/10)
4. N2010.1.4 – PSC Initiated - Renewable Portfolio Standard Compliance Filings for Compliance Year 2009 – Review order denying ConocoPhillips' Petition for Waiver and imposing administrative penalty. (10/14/10)
5. 2011 legislature – Obtain direction concerning potential PSC legislation and discuss status of existing bill drafts. (10/14/10)
6. D2010.7.77 – NorthWestern Energy (NWE) – Application for Approval of Avoided Cost Tariff for New Qualifying Facilities – (1) Discuss and act on NWE's motion for a protective order covering "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"; (2) Discuss and rule on NWE's objection to data request MSIRG-003(a); and (3) Discuss and act on any petitions for late intervention filed before the work session. (10/14/10)
7. Court Cause CDV 2010-945 – Mountain Water Company – Complaint and Petition for Judicial Review – Discuss and determine the Commission's litigation strategy with respect to the Verified Complaint and Petition for Judicial Review filed by Mountain Water in the First Judicial District on October 4, 1010. (10/14/10)

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.

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

D2010.9.98 – Treeline Springs, LLC – Application for Increased Rates for Water and Wastewater Service in its Moonlight Basin Service Area, Madison County, Montana