

**MONTANA PUBLIC SERVICE COMMISSION
AGENDA NO. 10-11-04**

Date Published: October 28, 2010
For Work Week Commencing: November 1, 2010
Commission Meeting: November 4, 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 26, 2010

2. Qwest Corporation/Teleconnect, LLC D2009.3.44 (Gary)

Qwest has filed for approval with this Commission an amendment to the existing interconnection agreement between the parties in Docket No. D2009.3.44. The amendment revises the transit traffic rate in Section 7.9 of the agreement. The amendment was voluntarily negotiated by the parties involved. Staff recommends approval of the amendment. Probable Motion: Move to approve the interconnection agreement amendment between Qwest Corporation and Teleconnect, LLC in Docket No. D2009.3.44.

3. Qwest Corp/MCImetro Access Transmission Serv. LLC D2006.12.186 (Gary)

Qwest has filed for approval with this Commission an amendment to the existing interconnection agreement between the parties in Docket No. D2006.12.186. The amendment revises the DC Power Reduction provisions in Sections 8.2 and 8.3 of the agreement. The amendment was voluntarily negotiated by the parties involved. Staff recommends approval of the amendment. Probable Motion: Move to approve the interconnection agreement amendment between Qwest Corporation and MCImetro Access Transmission Services, LLC in D2006.12.186

4. 360networks (USA) Inc. D2010.5.55 (Jim/Gary)

360networks filed a Notice of Withdrawal from the CenturyLink/Qwest merger proceeding, Docket No. D2010.5.55, on October 12, 2010. 360networks stated they have entered into a settlement agreement with the Joint Applicants and are withdrawing all of the filings they have made in the docket. Probable Motion: Move to approve the withdrawal of 360networks, Inc. from Docket No. D2010.5.55.

5. Sun Tours TN2482 (Eric D)

Edward DesRosier dba Sun Tours, East Glacier Park, Montana requests permission to suspend PSC No. 9220 for the period November 1, 2010 to May 1, 2011. Probable Motion: Approve the suspension as requested.

Class B - Persons originating and terminating in Glacier County on the Blackfeet Indian Reservation to points in Glacier National Park, Flathead County, and the Blackfeet Indian Reservation.

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

1. N2010.9.95 – Montana-Dakota Utilities – Discuss and act on MDU’s request for a special permit that modifies the compliance requirements of 49 CFR §192.285(c). (11/4/10)
2. D2010.6.70 – Energy West Montana – Application for Approval of Universal System Benefits Charge – Discuss and act on final order. (11/4/10)
3. Placeholder – D2010.4.41 – Mountain Water - Application to Increase Rates and Charges for Water Service – Discuss and act on approving protective order until District Court case CDV 2010-945 is decided. (11/4/10)
4. Out of state staff travel – Obtain approval of 2 staff travel requests: (1) Bob Decker, Efficiency Connections Northwest conference, Dec. 1-2, 2010, Seattle, WA; and (2) Brian DeKiep, State-Provincial Steering Committee meeting on transmission planning, Jan. 11-12, 2011, San Diego, CA. (11/4/10)

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. NorthWestern Energy (NWE) N2010.10.100 (Scott)

On October 18, 2010, NWE filed an application seeking authority to accumulate the under and over collections of MPSC and MCC taxes starting on October 1, 2010. Due to a lack of materiality NWE has chosen to defer implementing tariffs reflecting these tax increases at this time. NWE proposes to accrue both under and over collections for inclusion in its next general rate filing. The under and over collections will be carried on NWE's books as regulatory liabilities and assets until returned to or recovered from customers.

2. Citizens Telecommunication N2010.10.101 (Scott)

On October 20, 2010 Citizens filed advice letter No. MT-10-05. The purpose of this filing is to introduce a new feature package referred to as Frontier Business All In Feature Package. This filing also removes the condition that prevents Centrex Customers from purchasing these bundles, grandfather the existing optional feature packages. Citizens is requesting this becomes effective on November 22, 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.

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.

1. NorthWestern Energy D2010.7.77 (AI)

On October 27, 2010, the Commission issued a Protective Order to govern access to certain information that has been requested by data requests in this docket. Specifically, the Commission granted protection to 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.

Information Items All items identified below are for information only.

New Filings Received in Past Week

N2010.10.100 – NorthWestern Energy – Request that the PSC authorize the accumulation of under and over collection of PSC and MCC taxes starting on October 1, 2010.

N2010.10.101 – Citizens Telecommunications Company of Montana d/b/a Frontier Communications of Montana – Advice Letter No. MT-10-05 – Business bundled services Frontier business all in feature package