

**MONTANA PUBLIC SERVICE COMMISSION  
AGENDA NO. 10-11-23**

Date Published: November 18, 2010  
For Work Week Commencing: November 22, 2010  
Commission Meeting: November 23, 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 November 15, 2010

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

1. Charles H. Scott Jr. – Complaint filed by Mr. Scott, who resides near Sheridan, MT against NWE for inadequate electric service – Consider whether the filing should be treated as a formal complaint. (11/23/10)
2. Placeholder – D2008.10.123 – HLH, LLC – Application to Implement Increased Rates for Service in its Big Sky, MT Service Area – Discuss and act on Motion for Reconsideration. (11/23/10)
3. N2009.9.122 – Montana-Dakota Utilities 2009 Integrated Resource Plan – Consider Commission Comments on MDU's 2009 IRP. (11/23/10)
4. D2010.7.77 – NorthWestern Energy – Application for Approval of Avoided Cost Tariff for New Qualifying Facilities – Discuss and act on NWE's Motion for a Protective Order to cover 2008 and/or 2013 local area study databases for NWE's transmission system needs. (11/23/10)
5. L-10.09.1-RUL – PSC Initiated – Discuss and provide direction to staff regarding New Rule I Motor Carrier Authority Recognition. (11/23/10)
6. Placeholder – PSC Initiated – Discuss and provide direction to staff regarding motor carrier legislation. (11/23/10)
7. **1:30 p.m.** - D2009.9.129 – NorthWestern Energy – Application for Authority to Establish Increased Natural Gas and Electric Delivery Service Rates and Implement Allocated Cost of Service and Rate Design Proposals – Discuss case and provide direction to staff for drafting final order. (11/23/10)

### **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. Energy West Montana N2010.11.106 (Phil)

On November 10, 2010 Energy West Montana (EWM) filed tariff changes clarifying the proper definition of "customer" and deleted item 1.1D under Application for Service to eliminate a contradictory statement concerning the definition of "customer".

**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.

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 these agreements 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 these agreements, the interested party may file an objection with the Commission within 30 days of the date of these notices (please see Qwest Alternative Form of Regulation (AFOR) Docket No. D2008.1.3, Order No. 6889n, Joint Stipulation).

1.) **Qwest Corporation/UBS AG**

Qwest Corporation (Qwest) and UBS AG have signed a Multi-State Agreement for Qwest to provide certain telecommunications services to UBS AG.

2.) **Qwest Corporation/Honeywell International Inc.**

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

**New Filings Received in Past Week**

D2010.11.107 – Avista Corporation d/b/a Avista Utilities – Application for Authority to Establish Increased Electric Rates