

**MONTANA PUBLIC SERVICE COMMISSION
AGENDA NO. 11-01-04**

Date Published: December 30, 2010
For Work Week Commencing: January 3, 2011
Commission Meeting: January 4, 2011, 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 December 13, 2010

2. Big Sky Transportation Services T-10.39.OTSC Eric D.

On November 22, 2010 an Order to Show Cause was issued to Joann Margaret Koepke dba Big Sky Transportation Services, Seeley Lake, Montana, PSC No. 9449. The operating authority has been suspended for twelve consecutive months and was not reactivated in compliance with 69-12-404. The Order to Show Cause was received by the certificate holder on December 3, and there has been no response. Probable Motion: Cancel PSC No. 9449.

SUB A Class B – Passengers in limousine service (1) between all points and places within Seeley Lake, Montana and a thirty-five (35) mile radius thereof; (2) between all points and places in Missoula County, Montana with the transportation originating within a thirty-five (35) mile radius of Seeley Lake, Montana and (3) transportation originating at Missoula International Airport and terminating within Seeley Lake, Montana and a thirty-five (35) mile radius thereof.

3. Brawn, Inc. TN2487 Eric D.

Brawn, Inc., Helena, Montana requests permission to continue the lease of PSC No. 2278 to Vance Vanderpan dba Greater Valley Taxi, Belgrade, Montana for a twelve month period, January 2, 2011 to January 2, 2012. Probable Motion: Approve the continued lease of PSC 2278 as requested.

SUB D Class B - Persons between all points and place within Gallatin, Park and Madison Counties. LIMITATION: Transportation between Gallatin Field Airport and Big Sky Montana, including a ten (10) mile radius of Big Sky, Montana, is prohibited.

4. Oilfield Maintenance Company TN2488 Eric D.

James A. Jones dba Oilfield Maintenance Company, Gillette, Wyoming requests permission to continue the lease of PSC No. 9297 to G & G Garbage, Inc., Baker, Montana for a twelve month period, December 28, 2010 to December 28, 2011. Probable Motion: Approve the continued lease of PSC No. 9297 as requested.

Class D - Garbage, solid waste, debris between all points and places in Fallon, Carter and Wibaux County.

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

1. Keystone XL Pipeline – Montana DEQ/MCC Rate Impact Study for the Keystone XL Pipeline – Discuss and decide whether the PSC wants to comment on the DEQ/MCC rate impact study prepared for the Draft Environmental Impact Statement. (1/4/11)
2. Out of state staff travel – Obtain approval of Brian DeKiep’s travel to Boise, ID to attend the Northern Tier Transmission Group’s stakeholders meeting, February 2, 2011. (1/4/11)
3. Legislative – Discuss bills relevant to PSC mission, statutory authority, administrative process and general agency concerns; consider staff analysis and recommendations; provide direction on PSC response to bills. (1/4/11)
4. **1/3/11 at 3:00 p.m. 1/5/11, 1/6/11, 1/7/11, at 8:30 a.m.** - Legislative – Discuss bills relevant to PSC mission, statutory authority, administrative process and general agency concerns; consider staff analysis and recommendations; provide direction on PSC response to bills. (1/3/11 at 3:00 p.m., 1/5/11, 1/6/11, 1/7/11, at 8:30 a.m., Commission Conference Room – Live web audio feed – not archived)

Other Meetings

Weekly Scheduling, Review of Monthly Calendars, and Docket Status Updates (if requested by a Commissioner).

1/3/11, 1:30 p.m. – PSC organization meeting – Elect PSC chair and vice chair

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. Triple S Disposal, Inc. TN2489 Eric D.

Triple S Disposal, Inc., Savage, Montana requests permission to split PSC No. 4066 for leasing and transfer purposes. PSC No. 4066 currently reads:

Class D - Garbage and solid waste between points in Richland County, Montana. Carrier is authorized to transport authorized commodities to certified landfills from territory authorized.

Authority to be retained by PSC No. 4066 will read:

Class D – garbage and solid waste, between all points and places in Richland County, Montana. Carrier is authorized to transport authorized commodities to certified landfills from territory authorized. LIMITATION: Transportation service is limited to that provided in roll-off service only.

The authority to be issued under a new number for leasing purposes will read:

Class D – garbage and solid waste, between all points and places in Richland County, Montana. Carrier is authorized to transport authorized commodities to certified landfills from territory authorized. LIMITATION: Roll-off container service is prohibited.

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

1.) Qwest Corporation/Morrison Mairele. - Qwest Corporation (Qwest) and Morrison Mairele have signed a Multi-State Agreement (MSA) for Qwest to provide certain telecommunications services to Morrison Mairele.

2.) Qwest Corporation/Cellco Partnership d/b/a Verizon Wireless - Qwest Corporation (Qwest) and Verizon Wireless have signed a Multi-State Agreement (MSA) Agreement for Qwest to provide certain telecommunications services to Verizon Wireless.

New Filings Received in Past Week

None