

**MONTANA PUBLIC SERVICE COMMISSION  
AGENDA NO. 11-04-15**

Date Published: April 7, 2011  
For Work Week Commencing: April 11, 2011  
Commission Meeting: April 15, 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 March 21, 2011

2. Kootenai Transfer & Storage T-11.3.OTSC (Eric D.)

On February 22, 2011, an Order to Show Cause for failure to file required liability and cargo insurance was issued to PSC No. 2075, Donald P. Emery dba Kootenai Transfer & Storage, Libby, Montana. That Order to Show Cause was returned unclaimed. Probable Motion: Cancel PSC No. 2075 for failure to file required insurance.

Class C - Goods, wares, merchandise and fuel with headquarters at Libby, Montana between all points and places within Lincoln and Sanders Counties.

SUB B Class C – Property within the City of Miles City, Montana and to or from points tributary thereto, but within a distance not exceeding fifty (50) miles in any direction from said city. Limitations: Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

Sub C Class C – Persons and property in the City of Miles City, Montana, and to or from points immediately tributary thereto. Limitations: (1) Transportation of property between points served by a motor carrier operating between fixed termini or over a regular route is prohibited; (2) transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

Sub D Class B – Household Goods (as defined by the Commission) between all points and places in the State of Montana over any public highway.

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

1. D2010.4.44 – NorthWestern Energy/Townsend Propane – Application for Propane Supply Cost Account Balance and Rate Adjustment for Townsend Propane Supply – Discuss/act on motion and proposed final order. (4/15/11)

2. PSC Initiated – A Bar B Estates Subdivision abandonment of service – Discuss and get direction on whether the Commission wants to investigate and respond to A Bar B Estates' threat to abandon water service in a Columbus, Montana, subdivision. (4/15/11)
3. D2010.5.50 – NorthWestern Energy – Application for Approval of Electric Supply Deferred Cost Account Balance and Projected Electric Supply Cost – Discuss/act on final order. (4/15/11)
4. FCC 11-32 – FCC Notice of Proposed Rulemaking – Lifeline and Link Up Reform and Modernization – Get Commission direction on submitting comments in this docket. (4/15/11)
5. OMS Comments to FERC – Consider OMS comments to FERC: 1) Demand Response Compensation in the Organized Wholesale Power Markets (FERC Order 745, and 2) Frequency Regulation Compensation in the Organized Wholesale Power Markets (FERC RM11-7). (4/15/11)
6. Out of state travel – Obtain Commission approval of requests for Mike Dalton and Dagan Lynch to attend Camp NARUC in August 2011. (4/15/11)
7. PSC Consultant funds and FY 2009 Carryforward funds – Discuss use of consulting funds for ITS merge and document scanning project. Discuss use of FY 2009 carryforward for documents scanning project, Bollinger Room chairs, office side chairs. (4/15/11)

### **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. MONTANA LEAGUE OF CITIES AND TOWNS      N98.8.185      (JOEL)

On April 4, 2011, the Montana League of Cities and Towns requested the Commission cancel its gas supplier license. It stated it no longer offers supply service and does not intend to in the future. Staff recommends canceling the license.

2. THE CITY OF HELENA      N98.9.200      (JOEL)

On April 4, 2011, the City of Helena requested the Commission cancel its gas supplier license. It stated it no longer offers supply service and does not intend to in the future. Staff recommends canceling the license.

3. Qwest Corporation      D2000.11.200      (Mike)

Interconnection Agreement Amendment

Qwest Corporation (Qwest) has filed with the Commission an Amendment to its existing interconnection agreement with OneEighty Communications (OneEighty). The amendment reflects terms and conditions relating to Loop-Multiplexer Combinations as set forth in Attachment 1 and Exhibit A of the Amendment. Terms and conditions relating to Loop-Multiplexer Combinations were not included in the original Interconnection Agreement. The amendment was voluntarily negotiated by the parties.

4. Qwest Corporation      D2001.1.17      (Mike)

Interconnection Agreement Amendment

Qwest Corporation (Qwest) has filed with the Commission an Amendment to its existing interconnection agreement with McLeodUSA Telecommunications Services, Inc. dba PAETEC Business Services (McLeodUSA). The parties have agreed to amend the original interconnection agreement by adding terms and conditions relating to xDSL Capable Loops, as set forth in Attachments 1-3 and Exhibit A of the Amendment. The amendment was voluntarily negotiated by the parties.

5. CenturyTel D2007.12.149 (Mike)

Interconnection Agreement Amendment

CenturyTel of Montana, Inc d/b/a CenturyLink (CenturyLink) has filed with the Commission an Amendment to its existing interconnection agreement with MontanaSky Networks, Inc. (MontanaSky). The parties have agreed to amend section 2.1 of the original interconnection agreement by altering the term and renewal arrangements of the agreement. The amendment was voluntarily negotiated by the parties.

**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**

D2011.3.26 – NorthWestern Energy – Application for Approval of 2011 Natural Gas Universal System Benefits Charge Rate Adjustment  
N2011.4.30 – CenturyTel of Montana, Inc. dba CenturyLink – Advice No. 11-06, Wholesale Tariff filing to introduce a database records fee applicable to wireless carriers