

**MONTANA PUBLIC SERVICE COMMISSION  
AGENDA NO. 11-05-03**

Date Published: April 28, 2011  
For Work Week Commencing: May 2, 2011  
Commission Meeting: May 3, 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 April 11, 2011

2. Qwest Corporation D2001.1.7 (Mike)

Qwest Corporation/McLeodUSA Telecommunications Services, Inc.

Qwest has filed for approval with this Commission an amendment to the existing wireless interconnection agreement between the parties in Docket No. D2001.1.7. The amendment adds terms and conditions relating to xDSL Capable Loops to the existing interconnection agreement. This amendment was voluntarily negotiated by the parties involved. Staff recommends approval of this amendment. Probable Motion: Move to approve the interconnection agreement amendment between Qwest Corporation and McLeodUSA Telecommunications Services, Inc. in Docket No. D2001.1.7.

3. T-11.10.ST C.B. Geier (Eric D.)

On March 16, 2011 C.B. Geier, Helena, Montana filed an application to transfer PSC No. 3584 to Mad Dash Montana Delivery Courier & Moving Services, Inc., Helena, Montana. The transfer was noticed to the public on April 7, 2011 and no protests were received. Probable Motion: Approve the transfer of PSC No. 3584 to Mad Dash Montana Delivery Courier & Moving Services, Inc.

Sub E Class C - Property within the City of Helena, Montana and to or from points tributary thereto, but within a distance not exceeding fifty (50) miles thereof. Limitations: Transportation service as an intermediate carrier between two line haul carriers, except pickup and delivery service within the City of Helena, Montana is prohibited. Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

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

1. D2011.2.15 – CenturyLink – Verizon Wireless – Interconnection Agreement – Act on the Interconnection Agreement. (5/3/11)
2. T.10.31.COM, T.10.33.COM, & T.10.35.COM – 3 formal complaints (Amazing Taxi, Karst Stage & Vance Vanderpan) against Classic Limo – Consider consolidating the 3 formal complaints and to set prehearing conference. (5/3/11)
3. D2010.12.112 – Complainant Charles H. Scott, Jr. – Scott v. NorthWestern Energy – Consider and act upon an agreed-upon satisfaction of the complaint. (5/3/11)
4. TN2477 – Lightning Ram, Inc. d/b/a Shuttle to Big Sky and Taxi – Applicant's request to split its authority—PSC No. 8995 – Provide guidance to staff. (5/3/11)
5. N2011.1.1 – public utilities and electricity suppliers – Renewable Portfolio Standard (RPS) compliance reporting for compliance year 2010 - (1) Report to the Commission on the status of the RPS reports for compliance year 2010; (2) Discuss and act on the petition of Electric City Power, Inc. for a short-term waiver from full compliance with the RPS; and (3) Authorize staff to continue working to improve the annual electricity supplier reporting process. (5/3/11)
6. Purchase of a Scanner – Act on final recommendation to commission for scanner purchase. (5/3/11)
7. Out-of-state staff travel – Obtain approval of Jim Paine's request to attend the Regional Oversight Committee meeting in Denver, May 24-25, 2011. (5/3/11)
8. PSC travel allocation – Discuss moving travel budget from Commissioner Vincent's budget to Commissioner Kavulla's budget. (5/3/11)
9. PSC Procedures – Determine what, if any PSC procedural or other rule(s) or statute(s) may have been violated by Commissioners Gallagher and/or Molnar with regard to Commissioner Molnar's travel to the March 29, 2011 FERC Settlement Conference. (5/3/11)
10. PSC Operations Manual – Consider modifications to the PSC Operations Manual, "The Blue Book," in the following sections: 1) Introduction; 2)

Commission Meetings; 3) Information Management; 4) Calendars; 5) Approval of out of state travel. (5/3/11)

11. PSC Procedures Manual – Consider modifications to the PSC Operations Manual in the following sections: 1) Introduction; 2) Calendars; 3) Approval of out of state travel. (5/3/11)

### **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-Dakota Utilities Co. N2011.4.131 (Eric D)

On April 20, 2011, Montana-Dakota Utilities Co. (MDU) filed a natural gas tariff sheet titled Thermal Zone Boundaries (Volume No. 6, 6th Revised Sheet No. 4). The modified tariff sheet establishes a new Heating Zone 241 for customers located in Fairview that are currently in Heating Zone 24. The proposed Heating Zone 241 is necessary to account for changes in the heating value of natural gas delivered to MDU customers as a result of the addition of a new receipt point on Williston Basin Interstate Pipeline Company's pipeline.

**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. Copies of these requests may viewed on the Commission's web site at <http://psc.mt.gov>

**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 requests may viewed on the Commission's web site at <http://psc.mt.gov>

**Information Items** All items identified below are for information only.

**New Filings Received in Past Week**

N2011.4.31 – Montana-Dakota Utilities Company – Heating Zone Boundary Changes

D2011.4.32 – Cut Bank Gas Company - Application to True-Up and Make Final Gas Costs from January 1, 2010 through December 31, 2010 and Recover Under-Collection of \$118,462

D2011.4.34 – AquaFlo LLC - Application for Authority to Permanently Increase Rates and Charges for Water and Wastewater Services to its Helena, Montana, Customers