

**MONTANA PUBLIC SERVICE COMMISSION
AGENDA NO. 11-05-31**

Date Published: May 26, 2011
For Work Week Commencing: May 30, 2011
Commission Meeting: May 31, 2011, 1:30 p.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 at <http://psc.mt.gov> (go to "Agendas & Meetings" then "Audio/Video Archives"). 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.*

1:15 p.m. Weekly Scheduling (Commission Conference Room – No Web Audio Feed)

1:30 p.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 May 9, 2011

2. Southern Montana Telephone Company N2011.3.28 (Mike)

On March 25, 2011, Southern Montana Telephone Company (SMTTC), pursuant to §69-3- 901, et. seq., MCA provided to the Montana Public Service Commission a Notice of Proposed Increase in Local Rates. SMTTC proposes to increase its local residential service rates from \$13.75 per month to \$16.00 per month. It also proposes to increase its local business service rate from \$16.75 to \$19.00. Probable Motion: Move to certify, pursuant to Section 69-3-907(1), MCA, that neither affected subscribers nor the Montana Consumer Counsel has petitioned the Commission for review of the proposed rate increase and, therefore, the increase in rates was effective May 27, 2011.

3. CenturyLink D2007.12.149 (Mike)

CenturyLink has filed for approval with this Commission an amendment to the existing interconnection agreement between CenturyLink and MontanaSky Networks in Docket No. D2007.12.149. the amendment adds terms and conditions which would allow the interconnection agreement to automatically renew for successive month to month periods once the term of the agreement has expired. 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 CenturyLink and MontanaSky Networks in Docket No. D2007.12.149.

4. Qwest Corporation D2000.11.200 (Mike)

Qwest Corporation has filed for approval with this Commission an amendment to the existing interconnection agreement between Qwest and OneEighty Communications in Docket No. D2000.11.200. The amendment adds terms and conditions relating to Loop-Multiplexer Combinations 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 OneEighty Communications, Inc. in Docket No. D2000.11.200.

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

1. N2011.1.1 – Electric City Power, Inc. (ECP) – Petition for a Short-Term Waiver from Full Compliance with the Montana Renewable Portfolio Standard (Petition) – Discuss and act on whether to conduct a contested case proceeding before ruling on ECP’s Petition. (5/31/11)
2. Standards for Issuance of Certificates for Public Convenience and Necessity to Motor Carriers – Initiate a docket for the purposes of holding a roundtable and taking comment on the standards for issuing a certificate for public convenience and necessity to motor carriers. (5/31/11)
3. Inquiry/investigation - Investigate whether Commissioner Kavulla’s trip to Las Vegas to meet with utility investors may have been in violation of PSC rules or other applicable rules or statutes. (5/31/11)

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.

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

1. Sagebrush Energy D2011.5.41 (Jim)

On May 20, 2011, Sagebrush Energy filed a motion for protective order to govern access to certain information that Sagebrush provided to NorthWestern Energy in response to NorthWestern's 8/17/2009 Request For Information and subsequent related discussions and correspondence. Specifically, Sagebrush seeks protection of: 1) cost and price information; 2) pro forma financial models; 3) legal and environmental risk analysis that names neighbors, landowners, and potential lawsuits; 4) wind data and energy estimates; and 5) third party submittals, such as price proposals from turbine manufacturers and Balance of Plant contractors, as well as cost of capital.

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 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

D2011.5.42 - NorthWestern Energy - Request for Approval of 2011 Bonneville Power Administration Residential Exchange Credit Filing