

**MONTANA PUBLIC SERVICE COMMISSION
AGENDA NO. 11-07-12**

Date Published: July 7, 2011
For Work Week Commencing: July 11, 2011
Commission Meeting: July 12, 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 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.*

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 June 20, 2011

2. New Cingular Wireless (AT&T) N2011.6.55 (Gary)

On May 19, 2011 AT&T filed a Petition for Waiver of the Months to Exhaust/Utilization Threshold requirements as set forth in the Federal Communications Commission's Number Resource Optimization Orders, FCC 00-429 and FCC 01-362 in CC Docket No. 99-200. A waiver of the FCC's requirements would allow Neustar, the national Pooling Administrator, to provide seven new thousand blocks of numbers to AT&T in the Billings, MT Rate Center in order to satisfy an increase in projected customer growth. The FCC rules do allow for a waiver of rules when there is such a specific request. This waiver process ("safety valve process") is addressed in FCC 01-362, paragraphs 57-66, which delegates waiver authority to state commissions.

Probable Motion: Move to approve the AT&T request for waiver of the FCC Months to Exhaust/Utilization Threshold Requirements and direct Neustar to issue to AT&T an additional seven 1000 blocks of numbers in the Billings, Montana rate center.

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

1. D2011.5.42 – NWE – BPA Residential Exchange Credit Filing – Approve Final Order on BPA Residential Exchange Program rate credit. (7/12/11)
2. Out-of-state staff travel – Obtain approval of 2 travel requests: (1) Joel Tierney and Eric Dahlgren, Kansas City, MO, September 13-14, 2011, PHMSA-PL3365 Effectiveness of Public Awareness Programs Seminar; and (2) Brian Dekiep, Salt Lake City, UT, August 9-10, 2011, Scenario Planning Steering Group & Transmission Expansion Planning Policy Committee meetings. (7/12/11)

Other Meetings

7/12/11 12:00 PM – 1:30 PM – NRRI teleseminar, “The Federal USF: Structure, Issues, FCC’s Notice of Proposed Rulemaking, and What It All Means for Your State” (Commission Conference Room – no web audio feed)

7/15/11 9 AM – 5 PM – Energy & Telecommunications Interim Committee Meeting – (State Capitol Room 172 – no web audio feed)

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. D2010.7.77 NorthWestern Energy (Sarah/Jim)

On July 6, 2011, General Electric Energy (GEE) filed its Motion for Protective Order and Brief in Support (and Motion for Limited Intervention) in the above-captioned matter. GEE seeks to protect purportedly confidential information addressing pricing terms, payment provisions, termination amounts, and performance-related liquidated damages provisions in its dealings with Compass Wind during NWE's RFI process

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

D2011.6.53 - NorthWestern Energy - Petition for a Waiver from Full Compliance with the Community Renewable Energy Project Purchase Obligation
D2011.7.56 – CenturyLink - Application for Approval to Change Accounting Methodology