

**MONTANA PUBLIC SERVICE COMMISSION
AGENDA NO. 13-03-19**

Date Published: March 14, 2013
For Work Week Commencing: March 18, 2013
Commission Meeting: March 19, 2013, 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 (Aleisha)

Approval of the Commission Minutes for the week of March 11, 2013

2. CenturyLink N2013.2.14 (Scott)

On February 28, 2012, CenturyLink filed Tariff Transmittal 13-01 to introduce a new CORE CONNECT® offering for small business customers. Probable Motion: Approve CenturyLink Tariff Transmittal 13-01 in Docket N2013.2.14.

3. Mergenthaler Transfer and Storage Co. TN2570 (Nickie)

Mergenthaler Transfer and Storage Co., Helena, Montana requests the cancellation of PSC No. 1464, Sub H, only. This cancellation is to be effective immediately. Probable Motion: Approve the request of Mergenthaler Transfer and Storage Co. to cancel PSC No. 1464, Sub H, only.

SUB H Class D - Ashes, waste, trash, rubbish and garbage in the City of Helena, Montana, and to and from points within a radius of 35 miles of Helena, Montana. Carrier is allowed to transport authorized commodities to certified landfills from territory authorized. Limitations: Transportation between points served by rail carrier or by a Class "A" motor carrier for distances beyond the radius of ten (10) miles from the City of Helena is prohibited.

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

1. D2012.9.100 – Montana-Dakota Utilities Co. – Application for Authority to Establish Increased Rates for Natural Gas Service – Discuss and act on the Montana Consumer Counsel’s Objection, Motion to Compel, or in the Alternative, Motion to Strike. (3/19/13)
2. D2012.10.110 – Budget Prepay, Inc. – Application for Limited Designation as a Non-rural Wireless Eligible Telecommunications Carrier – Discuss and act on Budget Prepay’s motion to dismiss parties. (3/19/13)

3. D2012.5.49 – NorthWestern Energy – 2011-2012 Electricity Supply Tracker – Discuss and act on NWE’s objections to data requests issued by the Montana Public Service Commission. (3/19/13)
4. Placeholder – D2012.9.94 – NorthWestern Energy – General Rate Case Gas Utility – Discuss and act on Interim Order. (3/19/13)
5. Lincoln Renewable Energy, LLC, on behalf of Fairfield Wind, LLC – Request for preliminary injunction and hearing on Fairfield Wind, LLC – Consider whether to accept and docket the filing. (3/19/13)
6. Legislative – Discuss bills relevant to PSC mission, statutory authority, administrative process and general agency concerns; consider staff analysis and recommendations; provide direction and PSC response to bills. (3/19/13)

Other Meetings

3/20/13 – 3:00 p.m. – 5:00 p.m. – Commissioners/NorthWestern Energy – Informal meeting to discuss ideas for communicating information to customers about NWE’s tax tracker taxes (Commission Conference Room – no web audio feed)

3/22/13 – 9:30 a.m. – 4:30 p.m. – OMS/MISO Training (Bollinger Room)

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. NorthWestern Energy D2012.5.49 (Jason)

On March 8, 2013, Gordon Butte Wind, LLC (Gordon Butte) filed a Motion for Protective Order to protect as a trade secret certain information to be filed in this docket. Gordon Butte, which owns a wind energy project near Martinsdale, Montana (Project), specifically seeks to protect 15-minute and 30-minute data related to the production of energy from the Project in the possession of NorthWestern Energy; Gordon Butte asserts that this information “can easily be converted into wind data or information about the wind resource for the Project.”

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

D2013.3.15 - Black Hills Corporation - Petition for a waiver of the Community Renewable Energy Project Requirement
N2013.3.16 - Public Service Commission - 2012 Regulatory Annual Reports