

Service Date: June 19, 1991

DEPARTMENT OF PUBLIC SERVICE REGULATION
BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MONTANA

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IN THE MATTER of the Application)	UTILITY DIVISION
of U.S. West Communications RE:)	
Montana Network Improvement and)	DOCKET NO. 90.12.86
Rate Stability Plan Cost of)	
Service and Rate Design.)	ORDER NO. 5535b

AMENDMENT TO PROTECTIVE ORDER

On December 28, 1990 the Montana Public Service Commission (Commission) issued Protective Order No. 5535 in this Docket with respect to certain information to be submitted in its upcoming filing.

On April 4, 1991 US West Communications (USWC) filed a Motion to Amend said Protective Order:

NOW THEREFORE IT IS ORDERED that USWC's Motion to Amend Protective Order is partially granted. Order No. 5535 is hereby amended to add the following paragraph (new Paragraph No. 15):

15. Unless otherwise ordered, Proprietary information to which a claim of confidentiality is made in this proceeding, and which is either subject to the protective requirements of this Order or is finally determined to be confidential or trade secret, shall be returned by all parties to counsel for the providing party within 30 days after final settlement or conclusion of this proceeding, including administrative or judicial review

thereof. The foregoing sentence does not apply to the Commission or the Montana Consumer Counsel (MCC) (and his expert consultants). Following completion of this proceeding, the providing party may request that Proprietary information be returned by MCC and his expert consultants. Following the provision of microfiche copies to the Commission by USWC, as provided in Order No. 5453d, FOF 40.g. and 5453e, FOF 6, USWC may request that the hard/paper copies of proprietary information be returned by the Commission. Following completion of this proceeding, providing parties other than USWC may request that the Proprietary information they provided be returned by the Commission. Copies of all proprietary information which is made part of the record in this proceeding must remain in the possession of the Commission in some form, either hard copies, microfiche, or other medium approved by the Commission. The MCC may refuse a providing party's request for the return of proprietary information which is made part of the record and may retain said information in the form that he deems necessary or appropriate.

Parties retain all rights to challenge the confidential designation as granted in the Order. Parties are bound by the terms and conditions of the Order as agreed in writing upon execution of Exhibit "A" in this Docket. Unless otherwise challenged, any Party which already has executed Exhibit "A" for the Protective Order in this Docket agrees to be bound by the terms and conditions for all information claimed to be confidential under the Protective Order as clarified and amended. Parties which have not yet executed an Exhibit "A" will be required to execute Exhibit "A" as attached and incorporated herein in order to obtain access to protected information. Other than the paragraph added herein, Order No. 5535 remains in full force and effect.

DONE AND DATED this 12th day of June, 1991 by a vote of 3-0.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

HOWARD L. ELLIS, Chairman

BOB ANDERSON, Commissioner

WALLACE W. "WALLY" MERCER, Commissioner

ATTEST:

Ann Peck
Commission Secretary

(SEAL)