

Service Date: September 12, 2003

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

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IN THE MATTER OF THE)	UTILITY DIVISION
NORTHWESTERN ENERGY Electric Default)	
Supply Tracker Filing)	DOCKET NO. D2003.8.109
		ORDER NO. 6505a

PROTECTIVE ORDER

On September 9, 2003 Northwestern Energy (NWE) filed a Petition for Protective Order in this docket, pursuant to § 69-3-105(2), MCA, and ARM 38.2.5001-5030. NWE contends that a document requested of Order No. 6505, Attachment 1, No.13, titled “Valuation Report Prepared for Northwestern Corporation,” is a trade secret and entitled to protection under Montana law.

The Public Service Commission (PSC) determines that NWE has met the requirements of ARM 38.2.5007, and therefore grants the NWE motion. Information submitted in accordance with this Order will be treated as “confidential information” under the terms of this Order and PSC protective order rules, ARM 38.2.5001-5030. This Order is subject to challenge pursuant to PSC protective order rules and may be modified with notice.

DONE IN OPEN SESSION at Helena, Montana, this 11th day of September, 2003, by a vote of 4-0.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

THOMAS J. SCHNEIDER, Vice Chairman

MATT BRAINARD, Commissioner

GREG JERGESON, Commissioner

JAY STOVALL, Commissioner

ATTEST:

Ann Purcell
Acting Commission Secretary

(SEAL)

NOTE: There is no reconsideration of the granting of a protective order. There is a procedure to challenge the provider's claim of confidentiality. See ARM 38.2.5008.

Montana Public Service Commission
Protective Orders and Protection of Confidential Information

Nondisclosure Agreement

(7-26-00)

ARM 38.2.5012

Docket No. D2003.8.109, Order No. 6505a
Order Action Date: September 11, 2003

I understand that in my capacity as counsel or expert witness for a party to this proceeding before the commission, or as a person otherwise lawfully so entitled, I may be called upon to access, review, and analyze information which is protected as confidential information. I have reviewed ARM 38.2.5001 through 38.2.5030 (commission rules applicable to protection of confidential information) and protective orders governing the protected information that I am entitled to receive. I fully understand, and agree to comply with and be bound by, the terms and conditions thereof. I will neither use nor disclose confidential information except for lawful purposes in accordance with the governing protective order and ARM 38.2.5001 through 38.2.5030 so long as such information remains protected.

I understand that this nondisclosure agreement may be copied and distributed to any person having an interest in it and that it may be retained at the offices of the provider, commission, consumer counsel, any party and may be further and freely distributed.

Typed or Printed Name

Signature

Date of Signature

Business Address:

Employer

Party Represented