

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

* * * * *

IN THE MATTER OF NorthWestern Energy's) UTILITY DIVISION
Application for Electric Supply Deferred Cost)
Account Balance and Projected Electric Supply) DOCKET NO. D2008.5.45
Cost)

IN THE MATTER OF NorthWestern Energy's) UTILITY DIVISION
Application for Electric Supply Deferred Cost)
Account Balance and Projected Electric Supply) DOCKET NO. D2009.5.62
Cost)

**PREHEARING MEMORANDUM
OF THE MONTANA CONSUMER COUNSEL**

Montana Consumer Counsel (MCC) submits the following Prehearing Memorandum in accordance with Procedural Order No. 6921b in this proceeding.

I. OUTSTANDING ISSUES.

The only outstanding issue is whether the December 1, 2009 Stipulation and Settlement Agreement between MCC and the applicant NorthWestern Energy is reasonable and should be approved by the Commission. There are no remaining contested issues between MCC and NorthWestern.

II. WITNESSES.

MCC will call Dr. John W. Wilson as its expert witness.

III. EXHIBITS.

MCC will offer the September 18, 2009 prefiled testimony of Dr. John W. Wilson.

IV. SPECIAL SCHEDULING NEEDS.

MCC has no special scheduling requests.

Respectfully submitted January 6, 2010.

Robert A. Nelson
Montana Consumer Counsel
616 Helena Avenue, Room 300
PO Box 201703
Helena MT 59620-1703