

Service Date: July 20, 2011

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

IN THE MATTER OF the Consolidated) REGULATORY DIVISION
Petition by Mountain Water Company for)
Declaratory Rulings and Application for) DOCKET NO. D2011.1.8
Approval of Sale and Transfer of Stock in)
Park Water Company)

NOTICE OF COMMISSION ACTION

1. On May 17, 2011, the Montana Public Service Commission (Commission) issued Procedural Order No. 7149, establishing the procedural schedule in this docket.

On June 24, 2011, the Montana Consumer Counsel (MCC) and the Clark Fork Coalition (CFC) filed a Joint Motion for Extension of Time for Filing Initial Intervenor Pre-filed Testimony. MCC and CFC requested an extension of the deadline for filing initial intervenor pre-filed testimony because they were not yet in receipt of all the responses to data requests including certain confidential information subject to a Commission issued protective order. Mountain Water Company (Mountain) indicated that it would not object to the extension provided that the Commission was able to set the hearing date in the month of August.

2. On June 30, 2011, the Commission granted MCC and CFC's Joint Motion and established July 29, 2011, as the final day for initial pre-filed testimony from the intervenors. The Commission directed staff to work with the parties to reset the remaining dates in the procedural schedule and establish a hearing date in the first two weeks of September. Following the work session, Mountain and the Carlyle Group proposed dates for the remaining items in the procedural schedule. The Commission did not receive any objections pertaining to the proposed schedule from any of the parties. The following amendments to Procedural Order No. 7149 have been made by the Commission. The Commission will set the remaining procedural schedule dates and a possible hearing date of September 26, 2011, during the next available work session, as

the Commission originally directed staff to schedule the hearing during the first two weeks of September.

- (a) Completed: Final day for opening testimony from Mountain Water Company and/or the Carlyle Group in support of the application.
- (b) Completed: Final day for written discovery (includes data requests) to utility on utility's application and pre-filed testimony.
- (c) Completed: Final day for utility to respond to discovery on utility's application and pre-filed testimony.
- (d) July 29, 2011: Final day for initial pre-filed testimony from intervenors.
- (e) August 5, 2011: Final day for written discovery on intervenor pre-filed testimony.
- (f) August 12, 2011: *Additional issues, if any, identified by PSC staff.
- (g) August 19, 2011: Final day for intervenors to respond to written discovery on pre-filed testimony.
- (h) September 2, 2011: Final day for utility rebuttal testimony and intervenor response testimony, if any, to intervenor pre-filed testimony.

Done and dated this 28th day of June 2011.

BY THE MONTANA PUBLIC SERVICE COMMISSION

TRAVIS KAVULLA, Chairman
GAIL GUTSCHE, Vice-Chair
W. A. (BILL) GALLAGHER, Commissioner
BRAD MOLNAR, Commissioner
JOHN VINCENT, Commissioner