

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

IN THE MATTER OF THE Petition of ) REGULATORY DIVISION  
Greycliff Wind Prime, LLC to Set Contract )  
Terms and Conditions for a Qualifying ) DOCKET NO. D2015.8.64  
Small Power Production Facility )

**NOTICE OF COMMISSION ACTION**

1. On August 17, 2015, Greycliff Wind Prime, LLC (Greycliff) filed a *Petition to Have Commission Set Contract Terms and Conditions Pursuant to M.C.A. § 69-3-603* (Petition) with the Montana Public Service Commission (Commission). On August 20, 2017, the Commission issued a *Notice of Petition and Intervention Deadline*, setting an intervention deadline of September 3, 2015. NorthWestern Energy (NorthWestern) and the Montana Consumer Counsel (MCC) sought intervention, and the Commission issued a *Notice of Staff Action Granting Intervention* on September 9, 2015.

2. On September 4, 2015, Greycliff filed a *Motion for Summary Judgment on the Legal Issue of whether NorthWestern Energy has an Obligation to Negotiate in the Absence of the All Source Competitive Solicitation Set Forth in A.R.M. § 38.5.1902(5)* (Motion). On September 21, 2015, the MCC filed its *Response of the Montana Consumer Counsel to Greycliff Wind Prime, LLC's Motion for Summary Judgment*. On September 22, 2015, NorthWestern filed a *Response Brief to Greycliff Wind Prime LLC Motion for Summary Judgment* requesting oral argument on the issue. On September 30, 2015, Greycliff filed its *Reply in Support of Motion for Summary Judgment Regarding Arguments of the Montana Consumer Counsel and Reply in Support of Motion for Summary Judgment*.

3. As the Motion has been fully briefed and no party objects to the request, the Commission will hear oral argument on the Motion on November 4, 2015 at 9:00 a.m. in the Bollinger Room of the Commission's business offices, 1701 Prospect Avenue, Helena, Montana 59620.

BY THE MONTANA PUBLIC SERVICE COMMISSION

BRAD JOHNSON, Chairman

TRAVIS KAVULLA, Vice Chairman

KIRK BUSHMAN, Commissioner

ROGER KOOPMAN, Commissioner

BOB LAKE, Commissioner