

Service Date: November 16, 2015

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 Small ) DOCKET NO. D2015.8.64  
Power Production Facility )

**NOTICE OF STAFF ACTION**

On August 20, 2015, Greycliff Wind Prime, LLC (Greycliff) filed a *Petition to Have Commission Set Contract Terms and Conditions Pursuant to MCA § 69-3-603* (Petition) with the Montana Public Service Commission (Commission). The Commission issued a *Notice of Petition and Intervention Deadline* on August 20, 2015, and granted intervention to NorthWestern Energy (NorthWestern) and the Montana Consumer Counsel on September 9, 2015.

On September 10, 2015, the Commission issued *Procedural Order 7436*, setting a deadline of October 2, 2015 for data requests to Greycliff and a deadline of October 16, 2015 for Greycliff to respond. On October 16, 2015, Greycliff filed a response to NorthWestern's data request NWE-013, filed on October 2, 2015. NWE-013 requests hourly production estimates for a minimum of one calendar year for the Greycliff project. Greycliff responded with a statement that the data is privileged and would be the subject of a protective order. Requests for protective orders were due from Greycliff by October 12, 2015. *See Order 7436 ¶ 9* (Sept. 10, 2015).

On October 20, 2015, Greycliff filed a *Motion for Protective Order*. On October 20, 2015, NorthWestern filed a *Motion to Vacate Deadlines in Procedural Order No. 7436* arguing that NorthWestern needs the information responsive to NWE-013 before it can formulate its intervenor testimony, which was due October 30, 2015. *Id.* ¶ 4. Greycliff, on October 22, 2015, filed a *Response to NorthWestern Energy's Motion to Vacate Deadlines in Procedural Order No. 7436*, agreeing that the October 30, 2015 intervenor testimony deadline should be waived, but arguing that there is no reason to vacate the entire schedule. Greycliff was granted a protective

order and ordered to provide information responsive to NWE-013 by November 2, 2015. *See* Order 7436a ¶ 19 (Oct. 27, 2015). On October 28, 2015, the Commission issued a *Notice of Staff Action* amending the procedural schedule. On November 2, 2015, Greycliff filed its *Confidential Response to Data Request NEW-013 and PSC-003*. On November 6, 2015, the Commission issued a *Notice of Staff Action* amending the procedural schedule.

NorthWestern has requested further amendment to the procedural schedule. No parties have voiced objection. Therefore, *Procedural Order 7436* and the November 6, 2015 *Notice* are hereby amended as follows:

- (g) November 16, 2015: Final day for intervenor testimony except for testimony from NorthWestern concerning contract terms not to include the price term.
- (h) November 19, 2015: Final day for NorthWestern to file intervenor testimony regarding contract terms.
- (i) November 25, 2015: Final day for data requests to intervenors on testimony filed on November 16, 2015.
- (j) December 2, 2015: Final day for data requests to NorthWestern on testimony filed on November 19, 2015, and for the Commission to identify additional issues.
- (k) December 9, 2015: Final day for intervenors to respond to data requests served on either November 25, 2015 or December 2, 2015.
- (l) December 18, 2015: Final day for parties to file pre-hearing memoranda.
- (m) January 11, 2016: Hearing commences.

BY THE MONTANA PUBLIC SERVICE COMMISSION

BRAD JOHNSON, Chairman  
TRAVIS KAVULLA, Vice Chairman  
KIRK BUSHMAN, Commissioner  
ROGER KOOPMAN, Commissioner  
BOB LAKE, Commissioner