

*Montana PSC – One Week Calendar of Scheduled Events  
(This is not an official schedule of PSC activities)*

**May 24 - 28, 2021**

<b>MONDAY 24</b>	
<b>TUESDAY 25</b>	<p><b>9:00 AM – WEEKLY SCHEDULING MEETING (No web/audio feed)</b>  <b>9:30 AM – BUSINESS MEETING (Conducted using Zoom)</b>  <b>Call To Order</b>  <b>Pledge of Allegiance</b>  <b>Public Comment – Please call the Consumer Assistance Line at 800-646-6150 and follow the directions provided on Page 8 of the Agenda.</b>  <b>Announcement of Changes to the Agenda</b>  <b>Action Items:</b></p> <ol style="list-style-type: none"> <li><b>1. Approval of Commission Minutes for the week of May 17, 2021.</b></li> </ol> <p><b>Work Sessions:</b></p> <ol style="list-style-type: none"> <li><b>1. 2021.01.006, 2021.03.029, 2021.03.030, 2021.02.020, &amp; 2021.01.005 – Blackfoot Communications, Inc., CenturyLink Communications, LLC, Commnet Wireless LLC, InterBel Telephone Cooperative, Inc., &amp; Starlink Services, Inc. – Eligible Telecommunications Carrier Application – To consider approval of the ETC Applications.</b></li> <li><b>2. 2020.10.103 – Montana-Dakota Utilities – Application for Approval of Revised Power Purchase Time Differentiated Rate 93 Tariff – To consider Hearing Examiner’s Proposed Final Order and issue Final Order.</b></li> <li><b>3. 2020.07.081 – Circle H – Operating Ratio Methodology Rate Case – To discuss and act on Proposed Final Order.</b></li> <li><b>4. 2021.01.015 – Energy West Montana, Inc. and Cut Bank Gas Company – Joint Application for Approval of the Sale and Transfer of Stock – To consider HUI’s Motion for a Protective Order.</b></li> <li><b>5. 2018.08.052 – Caithness Beaver Creek – CBC’s PURPA Petition – To consider next steps regarding the remand of CBC’s Petition for Judicial Review.</b></li> </ol>
<b>WEDNESDAY 26</b>	
<b>THURSDAY 27</b>	
<b>FRIDAY 28</b>	

**9:30 AM Tuesday, June 1, 2021, Commission Business Meeting**

**MONTANA PUBLIC SERVICE COMMISSION**  
**AGENDA NO. 21-05-25**

Date Published: May 21, 2021

For Week Commencing: May 24, 2021

**Place of Meetings:** All meetings are usually held at the Commission's office, 1701 Prospect Avenue, in Helena, Montana. However, due to the directives resulting from COVID-19, the Scheduling and Business Meetings will be held through Zoom until further notice.

**Commission Meetings:**

Commission Scheduling Meeting: Tuesday, May 25, 2021, 9:00 a.m.

Commission Business Meeting: Tuesday, May 25, 2021, 9:30 a.m.

**Action Items**

All items identified below are for action at the Commission's Business Meeting this week:

1. Approval of Commission Minutes (Patricia)

Approval of the Commission Minutes for the week of May 17, 2021.

**Work Sessions**

All items identified below are for Commission discussion or action at the Commission's Business Meeting this week:

1. 2021.01.006, 2021.03.029, 2021.03.030, 2021.02.020, & 2021.01.005 – Blackfoot Communications, Inc., CenturyLink Communications, LLC, Commnet Wireless LLC, InterBel Telephone Cooperative, Inc., & Starlink Services, Inc. – Eligible Telecommunications Carrier Application – To consider approval of the ETC Applications. (05/25/21)
2. 2020.10.103 – Montana-Dakota Utilities – Application for Approval of Revised Power Purchase Time Differentiated Rate 93 Tariff – To consider Hearing Examiner's Proposed Final Order and issue Final Order. (05/25/21)
3. 2020.07.081 – Circle H – Operating Ratio Methodology Rate Case – To discuss and act on Proposed Final Order. (05/25/21)
4. 2021.01.015 – Energy West Montana, Inc. and Cut Bank Gas Company – Joint Application for Approval of the Sale and Transfer of Stock – To consider HUI's Motion for a Protective Order. (05/25/21)
5. 2018.08.052 – Caithness Beaver Creek – CBC's PURPA Petition – To consider next steps regarding the remand of CBC's Petition for Judicial Review. (05/25/21)

**Other Meetings:**

None

**Notice Items:** All items identified below are noticed for public involvement purposes. Unless otherwise stated in the text of the Notice, the items will be action items on a subsequent Agenda. Public Comments on this Agenda's items need to be submitted within 5 calendar days following publication of this Agenda. Public comments on a noticed matter must be submitted within the required deadline provided in the Notice. Please refer to the "Public Involvement" item in this Agenda for options and assistance.

None

**Transportation Notice Items:** Motor carriers with proper standing may protest Applications. Protests related to an Application for Class A, B, and E passenger authority is limited to a protest of the motor carrier's ability to meet the requirements of Mont. Code Ann. §§ 69-12-323(5) and 69-12-415. Protests must include the proper fee, as required by Mont. Admin. R. 38.3.402(c), and conform to the requirements at Mont. Admin. R. 38.3.405 or 38.3.406, as applicable. Protest forms are available on the Commission's website <http://psc.mt.gov/Regulated-Utilities/Compliance-Materials#Transportation-2885>. If no written protests are received by the deadline, the Commission may issue a final decision on the Application (including a decision by delegation of authority to Commission staff pursuant to established internal operating procedures) without a public hearing, pursuant to Mont. Code Ann. § 69-12-321.

1. Annette Wolf dba Wolf Transportation                      2021.05.069                      (Susie)

On May 17, 2021, Annette Wolf dba Wolf Transportation filed with the Montana Public Service Commission ("Commission") its Petition for an initial six-month suspension of Intrastate Certificate of Compliance ("Petition").

The suspension for a Certificate of Compliance for Class A pursuant to Mont. Code Ann. § 69-12-311(1)(a), Class B pursuant to Mont. Code Ann. § 69-12-312(1)(a), and a Class E motor carrier for a period of 12 consecutive months automatically terminates a certificate of compliance and requires a carrier to reapply for a certificate of compliance. Mont. Code Ann. § 69-12-404(2)(a). This is the initial 6 month suspension allowed by Mont. Code Ann. § 69-12-404(1)(a). Only one additional 6 month suspension may be granted.

A copy of the Petition is publicly available online at the Commission's website (<http://psc.mt.gov>) under Docket No. 2021.05.069. Interested parties can register on the Commission's website to be added to the Watch List for notice of filings in this docket (select "EDDI", create ePass account, and, under "Watch List" tab, enter Docket No. 2021.05.069).

The Commission invites members of the public to submit written public comments on the matter to the Commission's address at 1701 Prospect Ave., P.O. Box

202601, Helena, MT 59620, or through the Commission's website at <http://psc.mt.gov> (select "Documents & Proceedings" tab; select "Comment on a Proceeding"; select "Continue as Guest"; complete form; select "Submit"); or by email at [pschelp@mt.gov](mailto:pschelp@mt.gov).

2. Signature Limousines, Inc. 2021.05.067 (Susie)

On May 13, 2021, Signature Limousine, Inc. filed with the Montana Public Service Commission ("Commission") its Petition for Cancellation of Intrastate Certificate of Compliance ("Petition"). Signature Limousines, Inc. proposes to suspend its authority due to Covid-19 restrictions.

The suspension for a Certificate of Compliance for Class A pursuant to Mont. Code Ann. § 69-12-311(1)(a), Class B pursuant to Mont. Code Ann. § 69-12-312(1)(a), and a Class E motor carrier for a period of 12 consecutive months automatically terminates a certificate of compliance and requires a carrier to reapply for a certificate of compliance. Mont. Code Ann. § 69-12-404(2)(a). This is the initial 6 month suspension allowed by Mont. Code Ann. § 69-12-404(1)(a). Only one additional 6 month suspension may be granted.

A copy of the Petition is publicly available online at the Commission's website (<http://psc.mt.gov>) under Docket No. 2021.05.067. Interested parties can register on the Commission's website to be added to the Watch List for notice of filings in this docket (select "EDDI", create ePass account, and, under "Watch List" tab, enter Docket No. 2021.05.067).

The Commission invites members of the public to submit written public comments on the matter to the Commission's address at 1701 Prospect Ave., P.O. Box 202601, Helena, MT 59620, or through the Commission's website at <http://psc.mt.gov> (select "Documents & Proceedings" tab; select "Comment on a Proceeding"; select "Continue as Guest"; complete form; select "Submit"); or by email at [pschelp@mt.gov](mailto:pschelp@mt.gov).

NOTE: Absent a protest, decision authority has been delegated to Commission staff for: Items 1-2. An interested person may request Commission action on these items by submitting a written request to the Commission by the protest deadline. Written requests can be mailed to the Commission address listed above or e-mailed to [pschelp@mt.gov](mailto:pschelp@mt.gov).

**Protective Orders – Notice Items:** The Commission has received the following requests for Protective Order(s) pursuant to Mont. Admin. R. 38.2.5007. Comments on the requests may be submitted at any time prior to ruling. Copies of these requests may be viewed on the Commission's website <http://psc.mt.gov>.

None



those who are parties to this docket—trade secret and confidential proprietary information regarding electric supply resources, specifically, Confidential Bid Proposal Material for proposals submitted in NorthWestern’s Request for Proposals for Capacity Resources (“RFP”).

- f) On April 30, 2021, Powerex Corp. (“Powerex”) filed a Motion for Protective Order. On May 17, 2021 the Commission GRANTED Powerex’s Motion and issued Protective Order No. 7781j, protecting from disclosure to the public in general as well as market participants and competitors—including those who are parties to this docket—trade secret and confidential proprietary information regarding electric supply resources, specifically, Confidential Bid Proposal Material for proposals submitted in NorthWestern’s Request for Proposals for Capacity Resources (“RFP”).
- g) On April 30, 2021, Caithness Montana Energy Storage (“Caithness”) filed a Motion for Protective Order. On May 17, 2021 the Commission GRANTED Caithness’ Motion and issued Protective Order No. 7781g, protecting from disclosure to the public in general as well as market participants and competitors—including those who are parties to this docket—trade secret and confidential proprietary information regarding electric supply resources, specifically, Confidential Bid Proposal Material for proposals submitted in NorthWestern’s Request for Proposals for Capacity Resources (“RFP”).
- h) On April 30, 2021, Basin Creek Energy Partners (“Basin Creek”) filed a Motion for Protective Order. On May 14, 2021 the Commission GRANTED Basin Creek’s Motion and issued Protective Order No. 7781f, protecting from disclosure to the public in general as well as market participants and competitors—including those who are parties to this docket—trade secret and confidential proprietary information regarding electric supply resources, specifically, Confidential Bid Proposal Material for proposals submitted in NorthWestern’s Request for Proposals for Capacity Resources (“RFP”).
- i) On April 30, 2021, Mitsubishi Hitachi Power Systems Americas (“Mitsubishi”) filed a Motion for Protective Order. On May 17, 2021 the Commission GRANTED Mitsubishi’s Motion and issued Protective Order No. 7781h, protecting from disclosure to the public in general as well as market participants and competitors—including those who are parties to this docket—trade secret and confidential proprietary information regarding electric supply resources, specifically, Confidential Bid Proposal Material for proposals submitted in NorthWestern’s Request for Proposals for Capacity Resources (“RFP”).
- j) On April 30, 2021, GB Energy Park, LLC filed a Motion for Protective Order. On May 19, 2021 the Commission GRANTED GB Energy Park’s Motion and issued Protective Order No. 7781l, protecting from disclosure to the public in general as well as market participants and competitors—including those who

are parties to this docket—trade secret and confidential proprietary information regarding electric supply resources, specifically, Confidential Bid Proposal Material for proposals submitted in NorthWestern’s Request for Proposals for Capacity Resources (“RFP”).

- k) On April 30, 2021, Copper Energy Storage LLC (“Copper Energy”) filed a Motion for Protective Order. On May 20, 2021, the Commission GRANTED Copper Energy’s Motion and issued Protective Order No. 7781p, protecting from disclosure to the public in general as well as market participants and competitors—including those who are parties to this docket—trade secret and confidential proprietary information regarding electric supply resources, specifically, Confidential Bid Proposal Material for proposals submitted in NorthWestern’s Request for Proposals for Capacity Resources (“RFP”).
- l) On April 30, 2021, Tyr Energy, Inc. (“Tyr Energy”) filed a Motion for Protective Order. On May 19, 2021 the Commission GRANTED Tyr Energy’s Motion and issued Protective Order No. 7781n, protecting from disclosure to the public in general as well as market participants and competitors—including those who are parties to this docket—trade secret and confidential proprietary information regarding electric supply resources, specifically, Confidential Bid Proposal Material for proposals submitted in NorthWestern’s Request for Proposals for Capacity Resources (“RFP”).
- m) On April 30, 2021, Invenergy Renewables LLC (“Invenergy”) filed a Motion for Protective Order. On May 14, 2021 the Commission GRANTED Invenergy’s Motion and issued Protective Order No. 7781d, protecting from disclosure to the public in general as well as market participants and competitors—including those who are parties to this docket—trade secret and confidential proprietary information regarding electric supply resources, specifically, Confidential Bid Proposal Material for proposals submitted in NorthWestern’s Request for Proposals for Capacity Resources (“RFP”).
- n) On April 30, 2021, Broad Reach Power II LLC (“Broad Reach”) filed a Motion for Protective Order. On May 19, 2021 the Commission GRANTED Broad Reach’s Motion and issued Protective Order No. 7781m, protecting from disclosure to the public in general as well as market participants and competitors—including those who are parties to this docket—trade secret and confidential proprietary information regarding electric supply resources, specifically, Confidential Bid Proposal Material for proposals submitted in NorthWestern’s Request for Proposals for Capacity Resources (“RFP”).
- o) On May 5, 2021, BrightNight Energy Corp. (“BrightNight”) filed a Motion for Protective Order. On May 14, 2021 the Commission GRANTED BrightNight’s Motion and issued Protective Order No. 7781c, protecting from disclosure to the public in general as well as market participants and competitors—including those who are parties to this docket—trade secret and confidential proprietary

information regarding electric supply resources, specifically, Confidential Bid Proposal Material for proposals submitted in NorthWestern's Request for Proposals for Capacity Resources ("RFP").

- p) On May 5, 2021, Caterpillar Power Generation Systems ("Caterpillar Power") filed a Motion for Protective Order. On May 18, 2021 the Commission GRANTED Caterpillar Power's Motion and issued Protective Order No. 7781k, protecting from disclosure to the public in general as well as market participants and competitors—including those who are parties to this docket—trade secret and confidential proprietary information regarding electric supply resources, specifically, Confidential Bid Proposal Material for proposals submitted in NorthWestern's Request for Proposals for Capacity Resources ("RFP").

**Information Items:** All items identified below are for *information only*.

1. 04/21/21 – Received new telecommunications registration from Peace Communications, LLC.
2. 04/27/21 – Received new telecommunications registration from Excess Telecom, Inc.

**New Regulatory Filings Received in Past Week:**

1. 2021.05.068 – Frontier Communications of America, Inc. – Application to Withdraw Service of Frontier Communications of America, Inc.
2. 2021.05.070 – Phillips 66 Pipeline, LLC – Phillips 66 Pipeline LLC 2021 Tariff Filing.
3. 2021.05.071 – Phillips 66 Carrier, LLC – Phillips 66 Pipeline LLC 2021 Tariff Filing.
4. 2021.05.072 – Yellowstone Pipeline Company – Yellowstone Pipe Line Company 2021 Tariff Filing.

**New Transportation Filings Received in Past Week:**

1. 2021.05.067\* – Signature Limousines, Inc. – Petition of Suspension for Initial Six Months.
2. 2021.05.069\* – Annette Wolf (Wolf Transportation) – Petition of Suspension for Initial Six Months.

**General Information:** This is the Commission's Agenda for the week designated above. The Agenda is posted a week in advance on the public information bulletin

board at the Commission's office, is emailed to all persons who have requested notice by email, and is posted on the Commission's website <http://psc.mt.gov>.

**Public Involvement:** The Commission invites the public's involvement in its proceedings. Options are:

- (1) provide written comments at the Commission's website <http://psc.mt.gov>, select "Documents & Proceedings" Tab; select "Comment on a Proceeding", select "Continue as Guest", complete form, select "Submit";
- (2) get on the Commission's "Watch List" for a Docket at the Commission's website <http://psc.mt.gov>, select "EDDI" icon on the main page, create an account for "ePass", under "Watch List" Tab enter the Docket number—the Commission's case you are interested in following;
- (3) **beginning April 7, 2020, until further notice, listen to the meeting's "Live Webcast" from your computer at <http://psc.mt.gov/livestream>; there is no video, only audio.** Please note that if the Commission takes a break and the live stream ends, it needs to be refreshed in the user's browser or restarted once the break is over. However, if the stream is refreshed/restarted too early, it will just loop the end of the previous stream (in this case, you will need to refresh again after the new stream has started).
- (4) **attending a Commission meeting in person and providing comments is suspended until further notice; however,** the following process will be utilized for those wishing to provide public comment:
  - a. Please call the Commission's toll-free number at 800-646-6150. You will need to leave a message. A Consumer Assistance Representative will return your call.
  - b. You need to call the Commission's toll-free number by 4:30 p.m. on the day before the scheduled Business Meeting so there is sufficient time for a Consumer Assistance Representative to return your call.
  - c. When your call is returned, you will need to provide your name; the docket number or a description of the docket on which you wish to provide comment; your phone number; and your email address.
  - d. You will be given an identifier, such as "Commenter 1, 2, etc." This identifier will be how you are recognized to provide public comment during the business meeting.
  - e. Once you have provided public comment at the business meeting, you will no longer be able to provide public comment. You may stay in the meeting, or you may leave the meeting and continue to listen in on the Commission's live stream.
  - f. You may also provide written comments as outlined in paragraph (1) under "Public Involvement." These comments are not made publicly available, but are provided to the docket work team and Commissioners.

- (5) sign up on the Commission's "Email List" to receive Notices by email for the following categories: Rules, Motor Carrier, Energy West Applications, MCC & PSC Taxes, MDU Applications, NorthWestern Energy Applications, PSC Orders, Telecommunications Applications, PSC Agendas, and PSC Hearings.
- (6) mail written comments to the Commission's office, 1701 Prospect Ave., P.O. Box 202601, Helena, MT 59620-2601;
- (7) contact your District's Commissioner; and
- (8) contact the Commission's Consumer Assistance staff at 1-800-646-6150 or email [pschelp@mt.gov](mailto:pschelp@mt.gov). They are happy to assist you!

**Live Webcast:** Beginning April 7, 2020, visit <http://psc.mt.gov/livestream> to listen to the livestream of Commission's meetings and hearings. Because they will be conducted using Zoom, only audio will be available to the public until further notice.

**Inquiries:** For general inquiries concerning this Agenda, contact Patricia Trooien at (406) 444-6199 or the Commission's Consumer Assistance Staff at 1-800-646-6150.

**Accommodations for Individuals:** Individuals needing accommodations to attend or participate at a Commission meeting or hearing may contact the Commission's Consumer Assistance Staff at 1-800-646-6150 or by email [pschelp@mt.gov](mailto:pschelp@mt.gov) prior to the meeting or hearing. The Commission will make every effort to provide assistance.

***\*Qualifies for Staff Action. Upon receipt of a written request by a Commissioner or an interested person submitted within five (5) business days of the date published on this Agenda, the Commission will review this item.***