

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 05-01-11**

Date Published: January 6, 2004
For Work Week Commencing: January 10, 2004
Commission Meeting: January 11, 2004, 9:00 a.m.

General Introduction This agenda is the Commission's Utility Division agenda for the work week designated. In the later part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://www.psc.state.mt.us>.

Place of Meetings All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.

Inquiries General inquiries concerning this Utility Division agenda and subscribing to notice by mail may be made to Kate Whitney at (406) 444-3056. She may refer inquiries to another person within the agency.

Accommodation for Persons with Disabilities Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.

9:00 a.m. Weekly Scheduling (Commission Conference Room)

9:30 a.m. Business (Bollinger Room)

Public Comments

Action Items All items identified below are for action at the Commission business meeting.

Work Sessions All items identified below are for Commission discussion or action on the day designated.

1. D2000.6.80 – Qwest – Act on Qwest's proposed revisions to SGAT Exhibits B and K. (1/11/05)
2. D2004.4.53 – MCI – Discuss and get Commission direction on MCI's request to extend the Commission waiver of ARM 38.5.3371(3)(a). (1/11/05)

3. D2004.12.200 – Qwest – Discuss and get Commission direction on Qwest’s petition to waive ARM 38.5.3301(3) and 38.2.305 and other related matters as necessary, including possible discussion on Qwest’s petition for a rulemaking pertaining to 38.5.3301. (1/11/05)
4. FCC 04-252; WC Docket No. 02-78 – Discuss and get direction on filing reply comments with FCC on Mid-Rivers petition to be designated as an ILEC in Terry exchange, and other related matters as necessary. (1/11/2005)
5. D2005.1.1 – Qwest – Discuss and get any necessary Commission direction on the issuing of the Notice of Inquiry for High Cost Modeling/Universal Service Funds. (1/11/05)
6. D2002.10.126 – PSC-Initiated – Obtain direction as to next steps in light of GoInternet’s failure to comply with settlement agreement. (1/11/05)
7. Comments by the Origination of MISO states (Montana’s OMS Board member is Chairman Jergeson) to the FERC concerning state access to confidential data maintained by the MISO - Obtain Commission approval to support the comments as drafted or revised. (1/11/05)
8. NorthWestern Energy Bankruptcy – Placeholder to report on and get direction on any matter related to the bankruptcy. (1/11/05)
9. Legislative Matters – Discuss bills and other matters related to the 2005 legislative session. (1/11/05)

Other Meetings

1/10/05 – 11:00 a.m. - Legislative Matters – Discuss bills and other matters related to the 2005 legislative session – Commission Conference Room

1/12/05 – 9:30 a.m. - Legislative Matters – Discuss bills and other matters related to the 2005 legislative session – Commission Conference Room

1/12/05 – 10:00 a.m. – Hearing C.E.T.A. Group (Great Falls)

1/13/05 – 9:30 a.m. – Legislative Matters – Discuss bills and other matters related to the 2005 legislative session – Commission Conference Room

1/14/05 – 9:30 a.m. – Legislative Matters – Discuss bills and other matters related to the 2005 legislative session – Commission Conference Room

Weekly Scheduling – Will be held at 9:00 a.m. on the day of the Commission Meeting

Notice Items All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on the next following agenda or a subsequent agenda and participation may be had by submitting written comments to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time through the PSC's web-based comment form at <http://psc.state.mt.us/PublicComment/PublicComment.htm>. Comments should reference the docket number of the matter.

1. AT &T Communications, N2004.12.203 (Scott)

On December 29, 2004 AT &T filed tariff transmittal 2004-22. The purpose of this filing is to make the following changes; 1) Grandfather Value Block and increase the minutes included in the plan to 140, 2) Move rates currently found in the description section to the rate section for the AT &T Unlimited plan, 3) Change the name of the AT &T One Rate \$.10 Calling Card Plan and grandfather this plan, and 4) Grandfather the AT & T Unlimited Weekend Plan and the AT & T Unlimited Sundays Plan.

Protective Orders – Notice Items The Commission has received the following requests for protective order pursuant to ARM 38.2.5007. The Commission will rule on the requests no earlier than 10 days after the publication date of this agenda. Comments on the requests may be submitted at any time prior to ruling. Any person interested in seeking a copy of a protective order request should contact the Commission at 406-444-6199.

Protective Orders – Information Items The Commission has issued the following protective orders. These orders may be challenged pursuant to ARM 38.2.5008.

1. Qwest Corporation D2004.11.183 (Monica)

On January 4, 2005 the Commission approved Qwest's Motion for a Term Protective Order requesting a four year term protective order be issued to protect trade secrets that are periodically filed with the commission. Qwest files rate/cost comparisons with every new service or promotional offering and in response to follow up inquiry by the Commission on those offerings.

Qwest requested a four year term protective order be issued for the rate/cost comparisons filed by Qwest in support of such filings.

Information Items All items identified below are for information only.

New Filings Received in Past Week

N2004.12.203 – AT&T Tariff Transmittal 2004-22

D2005.1.1 – PSC Initiated – PSC Investigation into Qwest’s receipt and use of federal universal service funds

D2005.1.2 - Qwest Corporation and ACN Communications Services, Inc. - Master Service Agreement & Exhibit Qwest Platform Plus Services (QPP) - QPP Agreement