

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 05-01-18**

Date Published: January 13, 2005
For Work Week Commencing: January 17, 2005
Commission Meeting: January 18, 2005, 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.

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.

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

1. Sagebrush Cellular – Request to expedite an approved NXX effective date. (1/18/05)
2. D99.8.200 – Qwest Capital Expenditures – Discuss, review and get direction on comments received in response to Commission’s notice regarding compliance with Commission direction in D99.8.200 and other related matters as necessary. (1/18/05)
3. L-04.07.7.RUL – Discuss and get direction on TCOM service quality rules. (1/18/05)
4. D2003.2.23 – 3 Rivers Telephone Cooperative – Discuss and act on motion for reconsideration. (1/18/05)
5. D2003.7.86 & D2004.6.96 – NorthWestern Energy – General discussion, background, status, action on pending matters as needed for Qualifying Facility (QF) and Avoided Cost (AC). (1/18/05)
6. N2004.12.199 – United Energy Trading – Application for natural gas supplier license. (1/18/05)
7. NorthWestern Energy – Discuss and comment on the complaint by Sherwood Christensen regarding NorthWestern Energy’s termination of payments of portion of retirement plan without notice, provide preliminary discussion if this matter arises in the NorthWestern Energy’s bankruptcy. (1/18/05)
8. Budget/Travel – Approve out-of-state travel for Monica Tranel and Marla Larson to attend the NARUC winter meetings in Washington DC on February 13 -16, 2005, approve Will Rosquist’s travel to NARUC portfolio planning workshop in Washington DC on February 12 – 13, 2005. (1/18/05)
9. NorthWestern Energy Bankruptcy – Placeholder to report on and get direction on any matter related to the bankruptcy. (1/18/05)
10. Legislative Matters – Discuss bills and other matters related to the 2005 legislative session. (1/18/05)

11. **1:30 p.m.** – Commissioner Orientation Session: Process-due and un-due
– Commission Conference Room

Other Meetings

1/19/05 – 10:00 a.m. – NorthWestern Energy Information Meeting regarding Liberty audit implementation, RFP/advance approval filing, general update on NorthWestern Energy

1/19/05 – 9:30 a.m. - Legislative Matters – Discuss bills and other matters related to the 2005 legislative session – Commission Conference Room

1/20/05 – 9:30 a.m. - Legislative Matters – Discuss bills and other matters related to the 2005 legislative session – Commission Conference Room

1/21/05 – 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.mt.gov/Consumers/comments>. Comments should reference the docket number of the matter.

1. Qwest Corporation N2005.1.4 (Gary)

On January 6, 2005 Qwest filed for Commission approval a Master Services Agreement (MSA) and applicable amendments between Qwest and Allstate Insurance Company. The contract is the result of a request from Allstate Insurance Company for Qwest Communications to provide a bid for Business Access Lines for the 14 state Qwest incumbent territory. Allstate Insurance Company also received competitive offers for these services from another telecommunications company. As a result of Allstate's request and subsequent offer by Qwest, a MSA was signed. Qwest is filing this for approval under the Commission's April 16, 2004 Notice of Commission Action in PSC Docket NO. N2003.10.149. Pursuant to the NCA, if Qwest does not receive a Commission order disapproving the MSA within twenty days, it will advise Allstate Insurance Company that the MSA has been approved.

2. SPRINT COMMUNICATIONS COMPANY L. P. MONTANA N2005.1.5(Leroy)

On January 11, 2005, Sprint filed its 243rd Revised Page 1, to introduce Sprint Business Simple Rate and make miscellaneous text changes. Sprint is requesting a January 19, 2005 effective date.

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.

Information Items All items identified below are for information only.

New Filings Received in Past Week

D2005.1.3 – Range Telephone Cooperative and 3 Rivers PCS, Inc. – Application for Approval of Interconnection Agreement and Reciprocal Compensation Agreement

N2005.1.4 – Qwest & Allstate Insurance Co – Master Service Agreement

N2005.1.5 – Sprint – Introduce Sprint Business Simple Rate and Make Miscellaneous Text Changes

D2005.1.6 – Qwest Corporation and OrbitCom, Inc. – Master Services Agreement – Qwest Platform Plus Service – QPP Agreement