

**MONTANA PUBLIC SERVICE COMMISSION  
UTILITY DIVISION  
AGENDA NO. 06-03-28**

Date Published: March 23, 2006  
For Work Week Commencing: March 27, 2006  
Commission Meeting: March 28, 2006, 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.mt.gov>.*

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

*Live audio feed Unless otherwise noted on this agenda, all Commission meetings held during regular business hours that are noticed on this agenda will be webcast live via the audio feed link on the PSC website (<http://psc.mt.gov/eDocs/#Calendars>). The audio feeds of meetings are also archived at the same website location.*

*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 – No Web Audio Feed)

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

**Public Comments**

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

1. NORTHWESTERN ENERGY D97.11.219 (Eric)

On March 22, 2006, NWE filed an adjustment to its CTC-GP and CTC-RA credit rate schedules. This filing is related to the item from the 3/21 agenda. Both tariff changes will be effective April 1, 2006. The filing will increase credits for

FTA-GP, FTA-RA Core, and FTA-RA (Non-Core), and decrease the credit for FTA-RA Utility. The reason for this adjustment is to reflect the forecast market for the period that these rates will be in effect, April 1, 2006 to March 31, 2007. These rate changes are very small. As an example the changes would result in a rate decrease of \$0.10 for a residential customer who used 10 Dkt per month. Probable motion: Approve the adjustments to the CTC-GP and CTC-RA credit rate schedules effective April 1, 2006.

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

1. N2006.3.27 – Qwest 2006 Acquisition Promotion – Discuss/act on filing. (3/28/2006)
2. PSC rules regarding protective orders & protection of confidential information – Consider whether to initiate review of current rules, possibly beginning with issuance of notice of opportunity to comment. (3/28/2006)

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. NorthWestern Corporation (NOR) D2005.10.161 (Eric)

On March 22, 2006 NorthWestern Energy (NWE) filed a second amended application to refinance and to borrow the proceeds from the sale of not to exceed \$170,205,000 principal amount of Pollution Control Revenue Bonds Series 2006. The amended application was approved on February 28, 2006. That Order required that the effective interest rate for the transaction not exceed 5.20 percent. The second amended application seeks approval for NWE to consummate this transaction if the effective interest rate equals or is less than an effective interest rate of 5.576 percent.

2. MCI Communications N2006.3.35 (Scott)

On March 15, 2006 MCI Communications filed revisions to its Montana Tariff No. 2. The purpose of this filing is to add a minimum charge to a multiple of MCI Plans and adjust its price list. MCI is also requesting to make textual changes and extend the expiration date for Anniversary Lifetime Promotion, RRL Certificate Promotion 1 and II.

3. Qwest Corporation D2006.3.36 (Tim)

On March 17, 2006, Qwest Corporation filed a Petition of Qwest Corporation for Approval of Interconnection Agreements to Implement FCC Ruling in T-Mobile Order with the following parties: Airpage Big Sky Beeper; Capital Answering Service, Inc.; Dunne Communications, Liberty Paging Service Inc; Munson Radio; Mathews Answering Service, Inc.; Omnicom Paging Plus, LLC; Pager People, Inc; Spectrum Communications sites, LLC; Industrial Electronics a/k/a Viaero Wireless, Respondents. Qwest petitions the PSC for an order pursuant to 47 U.S.C. § 252(b) approving an interconnection agreement between Qwest and each of the Respondents to implement the ruling of the FCC in *In the Matter of Developing a Unified Intercarrier Compensation Regime, T-Mobile et al. Petition for Declaratory Ruling Regarding Incumbent LEC Wireless Termination Tariffs*, CC Docket 01-92, FCC 05-42, (Released February 24, 2005) (the "T-Mobile Order").

On March 17, 2006, Qwest Corporation filed a Motion for Consolidated Proceeding. The purpose is to consolidate the 10 respondents and request the same relief from the Commission with reference to each of them.

**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 wanting 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. Copies of these orders may be obtained by calling the Commission at (406) 444-6199

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

**New Filings Received in Past Week**

N2006.3.35 - MCI - Add a Minimum charge to some services, increase rates on some services, increase the monthly recurring charge, and make a textual change

D2006.3.36 - Qwest Corporation - Petition for Approval of Interconnection Agreements to Implement FCC Ruling in T-Mobile Order

D2006.3.37 - Black Hills Power - Application for Authority to Establish Quarterly Fuel Rate Rider

D2006.3.38 - Qwest Corporation & Northern Montana Communications - Paging Type 1 and Type 2 agreement