

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

Date Published: June 1, 2006
For Work Week Commencing: June 5, 2006
Commission Meeting: June 6, 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. MDU Resources Group, Inc. D2006.5.72 (Eric)

On May 18, 2006, MDU applied for authority for a three-for-two stock split on shares of issued Common Stock, to be effective on July 26, 2006 in the form of a fifty percent stock dividend, through the issuance of one additional share

of Common Stock for every two shares of Common Stock held by the holders of record on the close of business on July 12, 2006. A default order has been drafted. Probable motion: Approve MDU's application for issuance of additional common stock to provide for a three-for-two stock split.

2. Hot Springs Telephone Company N2006.5.76 (Scott)

On May 24, 2006, Hot Springs Telephone Company (HSTC) filed proposed Directory Assistance tariffs. Due to the increased cost to HSTC it can no longer offer free call allowance for Directory Assistance. HSTC is submitting these tariffs with a free call allowance of three calls per subscriber per month. Probable Motion: Approve HSTC Directory Assistance tariffs in Docket N2006.5.76.

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

1. D2006.3.36 – Qwest T-Mobile filing – Rule on Montana Consumer Counsel's petition for late intervention. (6/6/06)
2. Update Commission on FERC Order rejecting Broad Constrained Area (BCA) Mitigation Measures and the corresponding OMS comments requesting late intervention and rehearing prior to OMS Board meeting on June 8, 2006. (6/6/06)
3. Out of state staff travel – Approve travel request for Joel Tierney to attend Western National Association of Pipeline Safety Representatives annual meeting in Boise, ID, June 12-16. (6/6/06)
4. Payment for PSC portion of COOP software and support per request of Governor's office – Discuss payment of \$91 and \$317 in state fiscal years 2006 and 2007, respectively, and signed support for Continuity of Operations Plan (COOP) related to disaster recovery. (6/6/06)
5. District Court complaint against the Commission filed by Commissioner Molnar – Acknowledge the complaint and authorize legal staff to respond to the complaint according to its best legal judgment. (6/6/06)

Other Meetings

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 N2006.5.73 (Gary)

On May 22, 2006 Qwest Corporation filed for Commission approval a Master Service Agreement (MSA) between Qwest and Home Depot U.S.A., Inc. Qwest is filing the MSA with the Commission for approval pursuant to Section 2.18 (Large Business Customers With a Multi-State Presence) of its Exchange and Network Service Tariff, and pursuant to the Commission's April 16, 2004 Notice of Commission Action (NCA) in Docket N2003.10.149. Also pursuant to the NCA, Qwest filed proprietary cost information. The MSA is the result of negotiations between Home Depot and Qwest for the purchase of Analog PBX service and Direct Inward Dialing (DID) service for the Qwest 14 state incumbent territory, including Montana. The services purchased by Home Depot are available from other competitive carriers in addition to Qwest.

2. Qwest Services Corporation N2006.5.74 (Gary)

On March 24, 2006 Qwest Service Corporation (Qwest) filed a Petition for Waiver of Months to Exhaust/Utilization Threshold requirements set forth in the FCC's Number Resource Optimization Order, FCC 00-429 and FCC 01-362. A waiver of the FCC's requirements would allow Neustar, Montana's Pooling Administrator, to provide numbering resource to Qwest in order for Qwest to satisfy a specific customer request from Glacier Bankcorp. in Billings. The FCC allows for such a waiver of rules when there is a specific customer request. The waiver process ("safety valve process") is addressed

in FCC 01-362, paras. 57-66, which delegate waiver authority to state commissions.

3. Qwest Services Corporation N2006.5.75 (Gary)

On March 24, 2006 Qwest Service Corporation (Qwest) filed a Petition for Waiver of Months to Exhaust/Utilization Threshold requirements set forth in the FCC's Number Resource Optimization Order, FCC 00-429 and FCC 01-362. A waiver of the FCC's requirements would allow Neustar, Montana's Pooling Administrator, to provide numbering resource to Qwest in order for Qwest to satisfy a specific customer request from Glacier Bankcorp. in Missoula. The FCC allows for such a waiver of rules when there is a specific customer request. The waiver process ("safety valve process") is addressed in FCC 01-362, paras. 57-66, which delegate waiver authority to state commissions.

4. Sprint Communications N2006.5.78 (Scott)

On May 25, 2006, Sprint filed for changes in its Montana P.S.C. Price List No. 1. In this filing Sprint is proposing to update and clarify the terms and conditions for prepaid phone card service, restructure the rate section for prepaid phone cards, and introduce several new prepaid phone cards.

5. Citizens Telecommunications N2006.5.79 (Scott)

On May 25, 2006, Citizens filed Advice Letter No. MT-06-05, Frontier Small Business Advantage new service. In this filing Citizens is proposing to offer business customers a variety of bundled packages to choose from. The Frontier Small Business Advantage package will be offered on a contractual basis over a two-year term. The customer may within 30 days of activating the service cancel their contract without incurring an early termination liability charge if they are not satisfied with the service. Citizens is requesting that this filing become effective on July 10, 2006.

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

1. NORTHWESTERN ENERGY D2006.5.58 (Martin)

A protective order, Order No. 6741, was issued May 31, 2006, in the above matter, which is NWE's 2006 annual natural gas cost tracking procedure.

2. NORTHWESTERN ENERGY D2006.5.66 (AI)

On May 31, 2006, in the above-referenced docket, In the Matter of NorthWestern Energy's Application for Approval of Electric Supply Deferred Cost Account Balance and Projected Electric Supply Cost, the Commission issued a protective order, Order No. 6740, granting protection to forecasts of detailed monthly prices of electricity to be supplied for Default Supply obligations under contract and forecasts of detailed monthly volumes of electricity to be supplied for Default Supply obligations under contract.

Information Items All items identified below are for information only.

New Filings Received in Past Week

D2006.5.77 – Montana-Dakota Utilities Co. – Application to Implement a Monthly Gas Cost Tracking Adjustment during the Period 6/1/06 through 4/30/07

N2006.5.78 – Sprint Communications Company L.P. – Changes to Montana P.S.C. Price List No. 1

N2006.5.79 – Citizens Telecommunications Company of Montana dba Frontier Communications of Montana – Advice Letter No. MT-06-05, Introduce Frontier Small Business Advantage Package Offering to Business Customers