

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 08-05-06**

Date Published: May 1, 2008
For Work Week Commencing: May 5, 2008
Commission Meeting: May 6, 2008, 9:00 a.m.

General Introduction This agenda is the Commission's Utility Division agenda for the work week designated. In the latter 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 webcast 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 and video feed links 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. Qwest Corporation N2008.4.38 (Scott)

On April 16, 2008, Qwest Corporation filed Tariff Transmittal 08-02, Grandfathering of Talking Call Waiting and Qwest Receptionist. The grandfathering of Talking Call Waiting is due to the manufacturer discontinued status of the equipment that is used to provide the feature. Because of the status, Qwest is requesting to stop the selling of this product and request only to maintain the existing customer base. In addition Qwest is requesting to grandfather the Qwest Receptionist feature that works with the Receptionist Telephone. This telephone is no longer sold by Qwest and they are requesting to stop the sale of this service and only maintain the current customer base. Qwest is requesting a May 12, 2008 effective date. Probable Motion: Approve Qwest Tariff Transmittal 08-02 in docket N2008.4.38.

2. AT&T Communications N2008.4.39 (Scott)

On April 17, 2008 AT&T filed Tariff Transmittal 2008-06 - Revisions to AT&T Montana Custom Network Services Tariff and Price List. This filing renames AT&T MEGACOM 800 and AT&T 800 READYLINE Service to Toll-Free MEGACOM Service and Toll-Free READYLINE Service. AT&T requests an effective date of May 18, 2008. Probable Motion: Approve AT & T's Tariff Transmittal 2008-06, in Docket 2008.4.39.

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

1. Qwest service quality – Discuss having staff update its last 2005 analysis of and report on Qwest's service quality. (05/06/08)
2. NorthWestern Corporation - Explore filing with a court of appropriate jurisdiction for an injunction to enjoin NorthWestern Corporation from selling its interests in Colstrip 4 to an unrelated party(s). (05/06/08)

3. Placeholder - D2008.4.35 – NorthWestern Energy – Investigation of NorthWestern Energy's Contracting Procedures Related to New Qualifying Facilities – Discuss recent filing and further procedure in this docket. (05/06/08)
4. AARP – Complaint against MDU involving gas and electric USB charges – Discuss requesting a legal brief from the concerned parties involving two legal issues with respect to the Stipulation. (05/06/08)
5. D2007.8.96 – Cut Bank Gas – Over collection of gas revenues for period 2001 through 2006 – Direction to draft order. (05/06/08)
6. D2003.7.100 – Cut Bank Gas – Discuss/act on closing docket. (05/06/08)
7. Placeholder - Organization of MISO States (OMS) Comments to the Federal Energy Regulatory Commission (FERC) – Discuss Draft OMS comments. (05/06/08)
8. USDOT One Call Grant – Commission approval to issue the RFP for consulting services to carry out the intention of the one call grant. (05/06/08)
9. Application for Dept. of Natural Resources Reclamation & Development Grant re: compressed air storage project – Discuss/act on proposal that PSC apply for grant on behalf of Montana Bureau of Mines & Geology. (05/06/08)

Other Meetings

5/6/08 2:00 p.m. – Meeting with representatives of the Northwest Energy Efficiency Alliance regarding the Alliance's strategic planning process.

Weekly Scheduling, Review of Monthly Calendars, and Docket Status Updates (if requested by a Commissioner).

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 N2008.4.40 (Gary)

On April 21, 2008 Qwest Corporation (Qwest) filed for Commission approval a Multi-State Agreement (MSA) between Qwest and Green Tree Servicing, LLC (Green Tree). Qwest is filing the MSA with the Commission for approval pursuant to the Commission's April 16, 2004 Notice of Commission Action (NCA) in Docket N2003.10.149. The MSA is the result of Green Tree accepting a regional contract proposal from Qwest to provide service within Qwest's incumbent territory, including Montana. The services purchased by Green Tree are available from other competitive carriers in addition to Qwest.

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