

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

Date Published: July 31, 2008
For Work Week Commencing: August 4, 2008
Commission Meeting: August 5, 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

On July 25, 2008, NWE filed a motion for protective order to govern access to certain confidential information requested in this docket. Specifically, NWE seeks protection for forecasted financial information concerning potential financial consequences to NWE if the sale to Bicent is consummated and the proceeds from the sale are used in a particular way. NWE asserts that the information is trade secret.

3. NorthWestern Energy (NWE) D2008.6.69 (AI)

On July 25, 2008, NWE filed a motion for protective order to govern access to certain confidential information responsive to data request MCC-070 in this docket. Specifically, NWE seeks protection for any non-privileged communication by and between its non-attorney employees directly related to ongoing administrative/legal proceedings involving Colstrip 4. NWE asserts that the information is trade secret.

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. Qwest Corporation D2008.1.6 (Jim)

On July 29, 2008, the Commission issued Order 6889e granting Qwest Corporation's (Qwest) motion for a protective order for Qwest's (a) estimated market share vs. loss in access lines; (b) TNS Telecoms estimate of Qwest customer connections; and (c) Qwest's Montana Competitive Assessment.

2. Avista Corporation (Avista) N2008.5.51 (AI)

On July 28, 2008, the Commission issued Protective Order No. 6928 governing access to Avista's 2007 Annual Report – Schedule 16 – Top 10 Montana Compensated Employees (Assigned or Allocated) based on individual privacy.

3. NorthWestern Energy (NWE) D2008.6.69 (AI)

On July 25, 2008, the Commission issued Order No. 6925b denying in part and granting in part NWE's motion for a protective order. The Commission granted protection for the identity of actual bidders for Colstrip 4 and denied protection to all other items for which NWE sought protection.

4. NorthWestern Energy (NWE) D2008.6.69 (AI)

On July 30, 2008, the Commission issued Order No. 6925c denying in part and granting in part NWE's motion for a protective order. The Commission granted protection for information redacted from a public filing of the Coal Supply Agreement as amended and restated on August 24, 1998, and for the details of monthly coal cost information and denied protection to all other items for which NWE sought protection.

5. NorthWestern Energy (NWE) D2008.6.69 (AI)

On July 30, 2008, the Commission issued Order No. 6925d denying in part and granting in part NWE's motion for a protective order. The Commission granted protection for selected items in the Data Room as trade secret and denied protection for other items in the Data Room for which NWE sought protection.

6. NorthWestern Energy (NWE) D2008.6.69 (AI)

On July 30, 2008, the Commission issued Order No. 6925e denying in part and granting in part NWE's motion for a protective order. The Commission granted protection for the portion of Board Materials that does not include any discussion of Colstrip 4, the acquisition of Owner Participant Interests, the strategic review, consideration of the disposition of the asset, or the net operating losses and for the identities of actual bidders for Colstrip 4 and denied protection to all other items for which NWE sought protection.

Information Items All items identified below are for information only.

New Filings Received in Past Week

N2008.7.86 – Central Montana Communications, Inc. – Proposed Changes to its Monthly Recurring Charges

D2008.7.87 – Project Telephone Company, Inc. and Alltel Communications, LLC – Application for Approval of Wireless Interconnection and Reciprocal Compensation Agreement

D2008.7.88 – NorthWestern Energy – Request for Permanent Waiver to the Requirements of 49CFR192.285(c)

D2008.7.89 – Nemont Telephone Cooperative, Inc. and Alltel Communications, LLC – Application for Approval of Wireless Interconnection and Reciprocal Compensation Agreement

N2008.7.90 – PSC Initiated – Annual Certification of Montana ETCs