

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 09-01-27**

Date Published: January 22, 2009
For Work Week Commencing: January 26, 2009
Commission Meeting: January 27, 2009, 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. AT&T N2009.1.1 (Scott)

On January 8, 2009, AT&T filed Tariff Transmittal 2009-01 - Access Services and Network Interconnection Services Tariff. The purpose of this filing is to add clarifying language regarding billing and collections disputes. AT &T request an effective date of February 8, 2009. Probable Motion: Approve AT&T's Tariff Transmittal 2009-01 in Docket N2009.1.1.

2. Qwest Corporation N2009.1.2 (Scott)

On January 9, 2009 Qwest filed Tariff Transmittal 09-01 - Qwest Choice Business Add-A-Line Changes. The purpose of this filing is to Revised Exchange and Network Services Tariff and Price List pages to remove the limitation on Qwest Choice Business Ad-A-Line (USOC PGOQN). Currently, customers can purchase only two Add-A-Line for every Qwest Choice Business or Qwest Choice Business Plus package. These limits are being removed so that customers can purchase as many Add-A-Line as they wish as long as they have either the Qwest Choice Business or Qwest Choice Business Plus package on their account. The Add-A-Line package is found in Section 5.9.1 of Qwest's Exchange and Network Services Tariff and Price List. Qwest is requesting a February 9, 2009 effective date. Probable Motion: Approve Qwest's Tariff Transmittal 2009-01 in Docket N2009.1.2.

3. BLACK HILLS POWER D2008.12.145 (Eric)

On December 22, 2008, BHP filed a Quarterly Fuel Rate Rider application. A Notice of Opportunity for Public Hearing was issued on December 23, 2008. Requests for hearing were due by January 26, 2009. No requests have been received. This application will increase revenues by \$45,829 over the base cost of fuel approved in Docket No. 83.4.25. A default order has been drafted. Probable motion: Grant BHP's Quarterly Fuel Rate Rider application.

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

1. D2008.11.127 – 3 Rivers Telephone Cooperative, Inc. and Alltel Communications, LLC – Interconnection Agreement – Discuss and act on the agreement. (1/27/09)
2. D2008.11.130 – Qwest Corporation and QuantumShift Communications d/b/a vCom Solutions – Interconnection Agreement – Discuss and act on the agreement. (1/27/09)
3. Placeholder - D2008.12.140 – Cable & Communications Corporation – Application for Approval of Cost Data – Possible establishment of preliminary discovery period at the end of which the Commission would determine with Applicant and Intervenors how to process application. (1/27/09)
4. D2007.5.49 – AquaFlo LLC – Joint Application of MT Associates LLC. and AquaFlo, LLC for Approval of the Sale and Transfer of Business Assets and Service Authority – Discuss and act on AquaFlo's request for a 10-day extension for filing of a rate case. (1/27/09)
5. D2008.12.142 – NorthWestern Energy – Application for Propane Rate Adjustment and Establish Annual Tracking Mechanism in Townsend, Montana – Discuss and act on request for interim approval. (1/27/09)
6. D2009.1.4 – United Materials of Great Falls, Inc. – Petition of United Materials of Great Falls, Inc. to Set Terms and Conditions for Existing Qualifying Small Power Production Facility Pursuant to 69-3-6023, MCA – Discuss and determine the procedure. (1/27/09)
7. Out of state staff travel – Obtain approval for Steve Cameron to attend the Organization of MISO States Special Board Meeting on Cost Allocation in St. Paul, MN, January 28-29. (1/27/09)
8. Legislative – Discuss bills relevant to PSC mission, statutory authority, administrative process and general agency concerns; consider staff analysis and recommendations; provide direction on PSC response to bills. (1/27/09)
9. **1/26/09, 1/28/09, 1/29/09, 1/30/09 8:30 a.m.** – Legislative - Discuss bills relevant to PSC mission, statutory authority, administrative process and general agency concerns; consider staff analysis and recommendations; provide direction on PSC response to bills. (1/26/09, 1/28/09, 1/29/09, 1/30/09) (Commission Conference Room – live web audio feed – not archived)

10. **Thursday, January 29, 2009 8:30 a.m.** – D2008.5.44 – NorthWestern Energy – Natural Gas Tracker True-up – Discuss and act on NWE's motion to waive hearing. (Commission Conference room – live web audio feed – not archived) (1/29/09)

Other Meetings

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.

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 Corporation D2008.5.44
(Justin)

On January 22, 2008, the Commission issued Order 6930c granting NorthWestern Corporation's (NorthWestern) motion for a protective order for NorthWestern's natural gas yearly forecast storage volumes, the hard target prices and percentages, and the target volumes associated with long-term hedging strategies that have been requested in this docket.

Information Items All items identified below are for information only.

New Filings Received in Past Week

D2009.1.4 – United Materials of Great Falls, Inc. – Petition to have Commission Set Contract Terms and Conditions for Existing Qualifying Small Production Facility Pursuant to MCA 69-3-603