

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 09-12-08**

Date Published: December 3, 2009
For Work Week Commencing: December 7, 2009
Commission Meeting: December 8, 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.

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

1. Placeholder – D2008.7.85 – Wettington Water District, Inc. – Application to Implement Increased Rates for Water Service in its Kalispell, Montana, Service Area – Discuss and act on the supplemental procedural order. (12/8/09)
2. D2009.9.129 – NorthWestern Energy – Application for Authority to Establish Increased Natural Gas and Electric Delivery Service Rates and Implement Allocated Cost of Service and Rate Design Proposals – Discuss and act on Boulder Valley Petitioners’ Petition for Intervention. (12/8/09)
3. Placeholder – PSC comments to Energy & Telecommunications Interim Committee (ETIC) – Discuss/at on draft comments to ETIC on 3 energy policy issues (energy efficiency and conservation). (12/8/09)
4. Northern Tier Transmission Group (NTTG) Transmission Plan – Discuss and consider approving the 2009 NTTG biennial transmission plan. (12/8/09)
5. **12/9/09 10:30 a.m.** – D2008.8.95 – NorthWestern Energy – Mill Creek Generating Station – Meet and hold initial discussion of Mill Creek project with PSC consultant Walter Drabinski. (12/9/09)

Other Meetings

12/10/09 12:00 p.m. – NRRI teleseminar, “A New Era in ILEC Transfers: How to Safeguard Wireline Telecom Service” (Commission Conference Room – no web audio feed)

12/11/09 10:00 a.m. – Qwest Corporation – D2008.1.6 – Report to PSC on DSL deployment in 2009 (Commission Conference Room – no web audio feed)

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.

1. Qwest Corporation N2009.11.147 (Jim)

On November 17, 2009, Qwest Corporation filed a Motion for Protective Order seeking protection of the list of customers in the Boulder, Montana, exchange purchasing DSL service.

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. Salish Shores Utility Corp., D2006.10.146 (Justin)

On November 24, 2009, the Commission granted Salish Shores Utility's motion for protective order to govern access to its income tax returns and tax return information.

Information Items All items identified below are for information only.

New Filings Received in Past Week

D2009.11.150 – Montana Opticom, LLC and 3 Rivers Telephone Cooperative, Inc. – Application for Approval of Reciprocal Transport and Termination Agreement

D2009.11.151 – NorthWestern Energy – Petition for Declaratory Ruling Certifying the Turnbull Project as a Community Renewable Energy Project

D2009.11.152 – Utility Solutions, LLC – Consolidated Petition for Declaratory Ruling on Commission Jurisdiction over the Transfer of Assets under an Acquisition Agreement and Application for Approval of a Transfer of Assets under an Acquisition Agreement

D2009.12.153 – Montana-Dakota Utilities Co. – Application to Implement a Fuel and Purchased Power Cost Tracking Adjustment – Rate 35