

**MONTANA PUBLIC SERVICE COMMISSION
AGENDA NO. 11-04-19**

Date Published: April 14, 2011
For Work Week Commencing: April 18, 2011
Commission Meeting: April 19, 2011, 9:00 a.m.

General Introduction This agenda is the Commission's 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://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 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. Approval of Commission Minutes (Kate)

Approval of the Commission Minutes for the week of March 28, 2011

2. MONTANA LEAGUE OF CITIES AND TOWNS N98.8.185 (JOEL)

On April 4, 2011, the Montana League of Cities and Towns requested the Commission cancel its gas supplier license. It stated it no longer offers supply service and does not intend to in the future. Staff recommends canceling the license. Probable Motion: Approve cancellation of the Montana League of Cities and Towns' gas supplier license.

3. THE CITY OF HELENA N98.9.200 (JOEL)

On April 4, 2011, the City of Helena requested the Commission cancel its gas supplier license. It stated it no longer offers supply service and does not intend to in the future. Staff recommends canceling the license. Probable Motion: Approve cancellation of the City of Helena's gas supplier license.

4. MONTANA-DAKOTA UTILITIES CO. N2011.1.9 (JOEL)

On March 28, 2011, Montana-Dakota Utilities (MDU) requested approval of Rate 53, cost schedule for movement of structures. Staff recommends approval. Probable Motion: Approve MDU's Rate 53.

5. Kootenai Transfer & Storage TN2499 (Eric D.)

Donald P. Emery dba Kootenai Transfer & Storage, Libby, Montana, requests permission to suspend PSC No. 2075 effective April 12, 2011, to October 12, 2011. Probable Motion: Approve suspension as requested.

Class C - Goods, wares, merchandise and fuel with headquarters at Libby, Montana, between all points and places within Lincoln and Sanders Counties.

SUB B Class C – Property within the City of Miles City, Montana and to or from points tributary thereto, but within a distance not exceeding fifty (50) miles in any direction from said city. Limitations: Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

- Sub C Class C – Persons and property in the City of Miles City, Montana and to or from points immediately tributary thereto. Limitations: (1) Transportation of property between points served by a motor carrier operating between fixed termini or over a regular route is prohibited; (2) transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.
- Sub D Class B – Household Goods (as defined by the Commission) between all points and places in the State of Montana over any public highway.

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

1. D2011.1.4 and D2011.1.6 – Qwest Corporation, Verizon Wireless and Nexus Communications – Applications for Approval of Interconnection Agreements – Discuss/act on the interconnection agreements. (4/19/11)
2. N2011.2.17 – Ronan Telephone Company – Application for Term Protection of Confidential Forbearance Contracts – Discuss and act on Motion for Term Protective Order. (4/19/11)
3. D2008.8.95 – NorthWestern Energy (NWE) – Application for Approval to Construct and Operate the Mill Creek Generating Station (renamed Dave Gates Generating Station at Mill Creek) to Supply Regulation Service for NorthWestern Energy's Montana Electric Operations and Montana Transmission Control Area – Consider NWE's request to lower interim rates. (4/19/11)
4. D2009.12.156 – Aquanet, Inc. – Application for Approval to Establish Initial Rates for Water Service in its Oakridge Subdivision, Billings, Montana, Service Area – Cancel tentative hearing date and reschedule hearing. (4/19/11)
5. D2009.9.117 – Landmark Water Co., LLC – Application for a Rate Increase to its Water Rates and Implementation of a Tracker Mechanism as a Result of Increased Water Costs from River Rock Water and Sewer District – Discuss and act on the Joint Motion for Ruling on Hearing Procedures. (4/19/11)
6. D2010.9.98 – Treeline Springs, LLC – Application for Authority to Establish Increased Rates for Water and Wastewater Service – Discuss and act on the Joint Motion for Ruling on Hearing Procedures. (4/19/11)

7. FERC Docket ER 10-1138 – NorthWestern Energy's Schedule 3 – Allocation of Mill Creek costs to provide regulation service – Consider whether to send Jim Paine to the May 9, 2011, FERC settlement conference. (4/19/11)

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.

1. CenturyLink N2011.4.30 (Scott)

On April 5, 2011, CenturyLink filed Advice No. 11-06. The purpose of this filing is to introduce a database records fee applicable to wireless carriers. A minimum charge of 100 records is applicable per month. Montana wireless carriers will now pay a records fee similar to the fee assessed on the wireline access lines.

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

None