

Date submitted: June 24, 2005

BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

In The Matter of: HELP, Electric Lifeline Program Evaluation	Docket No. 04-035-21 Light and Truth's conditional retraction of motions to dismiss
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On this same day, Light and Truth filed a request to revisit the following topics:

1. The Commission's jurisdiction and authority to implement the HELP program under the conditions that are now known to exist as opposed to those assumed to exist at the time of implementation.
2. The claim that HELP funds may be collected in rates and that collection in rates does not violate Utah Code 54-4-37

On this same day, Light and Truth filed motions to dismiss the following issues:

3. The cap of \$18.5M per month in the HELP program.
4. The changing of the HELP program's design.
5. The increasing of the \$8.00 per month credit in the HELP program.
6. The changing of the reporting requirements on the HELP program.

Parties have indicated their plans to file motions to dismiss on selected issues in this docket. Light and Truth much prefers a fully open discussion and evaluation on all aspects of the HELP program and the creation of a fully developed record, not an artificially selected and narrowed set of issues. To that end, if the Commission consents to the revisit the topics in paragraphs 1 and 2 above and denies all other parties' motions to dismiss, Light and Truth will automatically retract the motions to dismiss listed in paragraphs 3, 4, 5 and 6 above on its own volition and without further action beyond this letter.

Respectfully submitted,

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Paul Mecham, for  
Light and Truth

## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Light and Truth's conditional retraction of motions to dismiss in the matter of the Evaluation of the HELP Program Docket No. 04-035-21 was distributed and transmitted electronically on the 24th day of June, 2005 to the following:

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Dated this 24th day of June, 2005

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Paul Mecham  
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