

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

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In the Matter of the Formal Complaint of Tim )  
Veterere against Rocky Mountain Power ) DOCKET NO. 06-035-148  
) ORDER TERMINATING  
) BI-MONTHLY REPORTING  
)  
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ISSUED: November 23, 2010

By The Commission:

This matter is before the Commission on the request of Rocky Mountain Power (Company) for a Commission order terminating the bi-monthly requirements in this matter.

On November 21, 2006, the petitioner, Tim Vetere, filed a formal complaint against the Company. He claimed the Company wrongly permitted other customers on the electric service line serving the Complainant's agricultural operation to take additional power. The petitioner, however, claimed that at the same time it allowed additional customers on that line, it refused to provide additional power to the petitioner, claiming there was no additional power for his use. He also alleged that during the summer of 2006, the Company's failure to provide sufficient voltage caused damage to his irrigation pumping equipment.

The Administrative Law Judge (ALJ) in a detailed order issued October 28, 2008, outlined the facts underlying the complaint, the investigation verifying the allegations of the complaint, and also detailing other efforts made by the Company to test the adequacy of power quality and supply to the petitioner—which included hiring an independent engineering firm to test power quality and reliance. In summary, that order found that the petitioner had not provided enough evidence to find that the Company's system was the cause of damage to his equipment (especially in light of evidence from the independent engineering firm that the Company was not the direct cause of the equipment failure) but did find that the Company acted

unfairly in refusing to provide requested power to the petitioner while providing greater amounts of power to similarly situated customers.

The Commission ordered the Company to provide a status report, on a bi-monthly basis, on its dealings with the petitioner. The Commission also requested the reporting to ascertain the adequacies of the Company's plans to prepare and provide for future service demand in the Green River communities.

The Company complied with the terms of the October 2008 Order. In a letter accompanying its bi-monthly report of September 2010, the Company noted the Tamarisk Substation was completed, and provides additional load capacity to the Green River communities. The Company stated that with the addition of the Tamarisk Substation, the Commission concerns regarding additional load capacity have been addressed. It requested the Commission terminate the reporting requirements.

The Commission's remaining concern in the October 2008 Order was the Company's plans for provision of service in the Green River communities, given expected load growth. The history of bi-monthly reports shows the Company has increased its ability to provide for demand by the addition of the Tamarisk Substation, serving the public interest in those communities. Therefore, the Commission finds that the bi-monthly reporting requirement should end and the public interest has been met.

#### ORDER

The bi-monthly reporting requirements ordered in the October 2008 Report and Order are hereby terminated.

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Pursuant to Sections 63G-4-301 and 54-7-15 of the Utah Code, an aggrieved party may request agency review or rehearing of this Order by filing a written request with the Commission within 30 days after the issuance of this Order. Responses to a request for agency review or rehearing must be filed within 15 days of the filing of the request for review or rehearing. If the Commission does not grant a request for review or rehearing within 20 days after the filing of the request, it is deemed denied. Judicial review of the Commission's final agency action may be obtained by filing a petition for review with the Utah Supreme Court within 30 days after final agency action. Any petition for review must comply with the requirements of Sections 63G-4-401 and 63G-4-403 of the Utah Code and Utah Rules of Appellate Procedure.

DATED at Salt Lake City, Utah, this 23<sup>rd</sup> day of November, 2010.

/s/ Ruben H. Arredondo  
Administrative Law Judge

Approved and confirmed this 23<sup>rd</sup> day of November, 2010, as the Order Terminating Bi-Monthly Reporting of the Public Service Commission of Utah.

/s/ Ted Boyer, Chairman

/s/ Ric Campbell, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Julie Orchard  
Commission Secretary  
G#69728