

**BEFORE THE
PUBLIC SERVICE COMMISSION OF UTAH**

IN THE MATTER OF THE APPLICATION OF PACIFICORP)
FOR APPROVAL OF ITS PROPOSED ELECTRIC SERVICE) DOCKET NO: 06-035-21
SCHEDULES & ELECTRIC SERVICE REGULATIONS)

PETITION TO INTERVENE OF THE KROGER CO.

Pursuant to Utah Code § 63-46b-9, the Kroger Co. (“Petitioner”) hereby petitions the Public Service Commission of Utah (“Commission”) for leave to intervene and participate in the proceeding concerning the application of PacifiCorp d/b/a Utah Power & Light Company (“Applicant”).

In support of its Petition the Kroger Co. states as follows:

1. Petitioner operates numerous grocery stores, a distribution center, a dairy, a bakery and other facilities in the service territory of the Applicant. In total, Kroger has approximately 80 accounts on the Applicants system. The total load of Petitioner is approximately 140 million KWH per year. The rate increase requested by the Applicant, if approved, would result in significant added cost to the Petitioner. Petitioner has a substantial and diverse interest in the outcome of this case that cannot be adequately represented by any other party.

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