

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Complaint of Rocky Mountain Power, a division of PacifiCorp, against Heber Light & Power Regarding Unauthorized Service by Heber Light & Power in Areas Certificated to Rocky Mountain Power)
)
) DOCKET NO. 07-035-22
)
) ORDER OF DISMISSAL
)
)

ISSUED: June 30, 2010

By The Commission:

On April 30, 2010, the Utah Supreme Court ruled that this Commission does not have jurisdiction over Heber Light and Power (HL&P), an interlocal entity, and that the Commission should have granted HL&P's Motion to Dismiss. *See Heber Light & Power Co. v. Utah PSC*, 2010 UT 27. Therefore, the Commission is without power to hear the underlying basis for Rocky Mountain Power's complaint and it is dismissed with prejudice.

DATED at Salt Lake City, Utah, this 30th day of June, 2010.

/s/ Ted Boyer, Chairman

/s/ Ric Campbell, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Julie Orchard
Commission Secretary
G#67270