

DOCKET NO. 07-035-93

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testimony through its own witness. Total preclusion of examination of a witness was not the intent of the Commission in using the quoted language. To avoid any ambiguity concerning the Commission's intent, we have concluded that we will vacate the quoted language and remove it from the December 27, 2007, Scheduling Order. Witness examination may be conducted pursuant to the procedural and evidentiary rules that apply in our administrative proceedings. We continue to expect parties to present their positions and evidence in support of their positions through their own witnesses.

Wherefore, it is hereby ORDERED that the following language: "Only parties who have been granted intervention and who have filed written testimony will be permitted to participate in examination of witnesses at a hearing," found in Part 6, pages 6 and 7 of our December 27, 2007 Scheduling Order is vacated.

DATED at Salt Lake City, Utah, this 13th day of February, 2008.

/s/ Ted Boyer, Chairman

/s/ Ric Campbell, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Julie Orchard
Commission Secretary

G#56309