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Attorneys for Rocky Mountain Power

BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

In the Matter of: the Application of Rocky Mountain Power for Authority to Increase its Retail Electric Utility Service Rates in Utah and for Approval of Its Proposed Electric Service Schedules and Electric Service Regulations, Consisting of a General Rate Increase of Approximately \$161.2 Million Per Year, and for Approval of a New Large Load Surcharge

Docket No. 07-035-93

**ROCKY MOUNTAIN POWER'S
WITHDRAWAL OF PORTION OF
PETITION FOR RECONSIDERATION
ON RETURN ON EQUITY**

Rocky Mountain Power (the "Company") submits to the Public Service Commission of Utah (the "Commission") this withdrawal of the portion of its Petition for Reconsideration in this docket (the "Petition") filed September 2, 2008 on return on equity ("ROE") but continues to seek clarification of the Commission's decision on ROE. Specifically, the Company withdraws

its request contained in Section F of the Petition for reconsideration of the 10.25% ROE amount found reasonable by the Commission in its August 11, 2008, Report and Order on Revenue Requirement (the "Order"). However, the Company continues to seek clarification of the basis for the Commission's decision as discussed in Section F of the Petition to provide guidance to the Parties in addressing ROE in future rate cases.

By withdrawing the portion of the Petition seeking reconsideration of the 10.25% ROE amount found reasonable, the Company does not concede that the Commission's decision is correct. However, the Company will not at this time seek reconsideration of the 10.25% determination or pursue an appeal thereof, but will rather attempt in its new general rate case, Docket No. 08-035-38, to persuade the Commission that a higher ROE is just and reasonable based on the circumstances and evidence presented in that Docket.

Rocky Mountain Power does *not* by this filing withdraw any other aspect of its Petition.

RESPECTFULLY SUBMITTED: September 8, 2008.

Mark C. Moench
Sr. Vice President and General Counsel
Rocky Mountain Power

CERTIFICATE OF SERVICE

I hereby certify that on this 8th day of September, 2008, I caused to be emailed a true and correct copy of the foregoing **ROCKY MOUNTAIN POWER'S WITHDRAWAL OF PORTION OF PETITION FOR RECONSIDERATION ON RETURN ON EQUITY** to the following:

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