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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 Approval
of Standard Non-reciprocal Pole Attachment
Agreement

DOCKET No. 10-035-____

**APPLICATION OF ROCKY
MOUNTAIN POWER**

PacifiCorp, doing business in Utah as Rocky Mountain Power (“Rocky Mountain Power” or “Company”) respectfully requests an order under Utah Admin. Code R746-345-3 approving a standard form Pole Attachment Agreement (the “Agreement”) to be utilized between Rocky Mountain Power and cable and/or telecommunications companies desiring to attach facilities to the Company’s distribution poles. In support of its Application, Rocky Mountain Power states as follows:

1. Rocky Mountain Power is a public utility in the state of Utah and is subject to the jurisdiction of the Commission with regard to its rates and service. As a public utility that permits attachments to its poles by an attaching entity, Rocky Mountain Power is obligated to provide that service pursuant to the requirements in Utah Admin. Rules, R.746-345 governing pole attachments.

2. Under R.746-345-3, Rocky Mountain Power is obligated to submit to the Commission for approval a standard contract specifying the rates, terms and conditions for pole attachments.

3. Communications regarding this Application should be addressed to:

By e-mail (preferred): datarequest@pacificorp.com

By fax: (503) 813-6060

By mail: Data Request Response Center
Rocky Mountain Power
825 NE Multnomah St., Suite 800
Portland, OR 97232

Dave Taylor
Rocky Mountain Power
201 South Main, Suite 2300
Salt Lake City, UT 84111
Telephone: (801) 220-2923
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4. The proposed Agreement is substantially similar to the pole attachment agreements with TCG Utah and Leavitt Group Enterprises, approved by the Commission in Docket Nos. 09-035-52 and 10-035-01, respectively.

5. Differences between those previously-approved agreements and the proposed Agreement include various clarifications of responsibilities, additional definitions, and updates reflecting the Company's changed business requirements. Where UAR 746-345-3(C) requires a certain timeline for Make-Ready work, the Agreement has been modified to state that the process shall conform to the requirements of UAR R746-345-3 rather than

stating specific timelines. Pole replacement costs have been consolidated under the Make-Ready requirements in Section 3. Section 6 has been updated with the Company's most recent security, credit and insurance requirements. Further, the Agreement includes new provisions allowing for the installation of wireless facilities on the Company's distribution poles. The Agreement reflects the non-reciprocal relationship between the parties.

6. Differences between the TCG Utah pole attachment agreement and the Commission's "Safe Harbor" agreement were described in the Company's application in Docket No. 09-035-52 and in the Division of Public Utilities' July 29, 2009 Memorandum to the Commission in that docket, which descriptions are incorporated herein by reference.

7. The Agreement provides for pole attachment rates consistent with the Company's Electric Service Schedule No. 4 and Commission Rule R746-345, requires compliance with National Electric Safety code requirements, and is otherwise consistent with the requirements of Commission Rule R746-345.

8. The Agreement is just and reasonable and in the public interest.

WHEREFORE, Rocky Mountain Power respectfully request that the Commission issue an order approving the Agreement submitted herewith and finding the terms and conditions of the Agreement to be just and reasonable and in the public interest.

DATED this _____ day of April, 2010.

Respectfully submitted,

Daniel E. Solander
Barbara Ishimatsu
Rocky Mountain Power

Attorneys for Rocky Mountain Power

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing **APPLICATION OF ROCKY MOUNTAIN POWER FOR APPROVAL OF STANDARD NON-RECIPROCAL POLE ATTACHMENT AGREEMENT** to be served upon the following by electronic mail or U.S. postage to the addresses shown below on _____, 2010:

<p>Linda Wallace Utility Administration Manager NextG Networks, Inc. 2216 O'Toole Avenue San Jose, CA 95131 lwallace@nextgnetworks.net</p>	<p>Kira M. Slawson Blackburn & Stoll, LC 257 East 200 South, Suite 800 Salt Lake City, UT 84111-2048 KiraM@blackburn-stoll.com</p>
<p>Cheryl Murray Dan Gimble Michele Beck Office of Consumer Services 160 East 300 South, 2nd Floor Salt Lake City, UT 84111 cmurray@utah.gov dgimble@utah.gov mbeck@utah.gov</p>	<p>Paul Proctor Office of Consumer Services Heber M. Wells Bldg., Fifth Floor 160 East 300 South Salt Lake City, UT 84111 pproctor@utah.gov</p>
<p>Michael Ginsberg Patricia Schmid Assistant Attorney General Utah Division of Public Utilities Heber M. Wells Bldg., Fifth Floor 160 East 300 South Salt Lake City, UT 84111 mginsberg@utah.gov pschmid@utah.gov</p>	<p>Dennis Miller William Powell Philip Powlick Division of Public Utilities Heber M. Wells Building 160 East 300 South, 4th Floor Salt Lake City, UT 84111 dennismiller@utah.gov wpowell@utah.gov philippowlick@utah.gov</p>
