- 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	) ) <u>DOCKET NO. 11-035-200</u> ) ) <u>ORDER GRANTING JOINT MOTION TO</u> ) <u>RECEIVE COST OF CAPITAL</u> ) <u>TESTIMONY CONDITIONALLY AND</u> ) <u>CANCELING COST OF CAPITAL</u> ) <u>HEARING</u> )

## ISSUED: July 30, 2012

By The Commission:

This matter is before the Commission on the Joint Motion on Cost of Capital Testimony ("Joint Motion"), filed by several parties on July 26, 2012, namely: Rocky Mountain Power (a division of PacifiCorp), the Division of Public Utilities, the Office of Consumer Services, the Federal Executive Agencies, Wal-Mart Stores, Inc., and Sam's West, Inc. (collectively, the "Moving Parties").

In the Joint Motion, the Moving Parties represent they have reached agreement in principle on settlement of all revenue requirement issues in this case. The Moving Parties are currently preparing a written stipulation and settlement that will finalize their agreement. Until this process is completed, however, it is possible a final settlement will not be achieved. With cost of capital hearings scheduled for tomorrow, the Moving Parties propose a process that will enable them to continue their work on the stipulation and settlement documents, while preserving their opportunity to litigate cost of capital issues, in the event their efforts to craft a final settlement are not successful. The Moving Parties represent they have notified all other parties to this proceeding of the Joint Motion and have not been informed of any opposition.

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Based on the foregoing representations, the Joint Motion is granted as provided in the order that follows. Moreover, in light of this action, there is no further need for the July 31, 2012 hearing. Thus, in the interests of judicial economy and the convenience of the parties, we cancel it.

### ORDER

- The hearing on cost of capital issues, previously scheduled for July 31, 2012, is hereby canceled.
- 2. All cost of capital testimony previously filed in this docket is received in evidence, without the necessity of witnesses appearing and without cross examination; however, this evidentiary ruling is conditioned upon the Moving Parties filing with the Commission, prior to August 20, 2012, a stipulation and settlement of the revenue requirement issues in this case.
- 3. In the event the Moving Parties are unable to file a revenue requirement stipulation and settlement prior to August 20, 2012, the ruling receiving the cost of capital testimony in evidence will be vacated. In that event, the Commission will schedule one day of hearings between August 20, 2012 and August 28, 2012, for the witnesses who have previously filed cost of capital testimony to appear and be subject to cross examination, and for their testimony to be offered in evidence.

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DATED at Salt Lake City, Utah, this 30<sup>th</sup> day of July, 2012.

/s/ Ted Boyer, Chairman

/s/ Ric Campbell, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Gary L. Widerburg Commission Secretary D#231919

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# CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 30<sup>th</sup> day of July, 2012, a true and correct copy of the foregoing Order Granting Joint Motion to Receive Cost of Capital Testimony Conditionally and Canceling Cost of Capital Hearing was served upon the following as indicated below:

By Electronic Mail:

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