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State of Utah  
DEPARTMENT OF COMMERCE  
Office of Consumer Services

MICHELE BECK  
*Director*

To: The Public Service Commission of Utah

From: The Office of Consumer Services  
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Cheryl Murray, Utility Analyst

Copies To: PacifiCorp  
Jeffrey Larsen, Vice President, Regulation  
Aaron Lively, Regulatory Manager

The Division of Public Utilities  
Chris Parker, Director  
Artie Powell, Energy Section Manager

Date: May 24, 2011

Subject: Request for Extension of Time for Advice No. 11-03, Schedule 114 – Cool Keeper Program Tariff Revisions, Docket No. 11-035-T03

### Background

On March 28, 2011, Rocky Mountain Power (the “Company”) filed proposed tariff sheet revisions for Schedule 114 – Air Conditioner Direct Load Control Program or “Cool Keeper” program (the “Program”). The Office of Consumer Services (the “Office”) sent a data request to the Company on April 19, 2011. On April 27, 2011, the Public Service Commission of Utah (the “Commission”) ordered a suspension of tariff modification. On May 16, 2011, the Company filed a reply letter (the “Reply”) with revised tariff sheets to respond to comments from the Division of Public Utilities (the “Division”) and the Office. An action request was issued by the Commission for parties to respond to the Reply by May 24, 2011. In the Reply, the Company requested implementation of the proposed tariff revisions by May 27, 2011.

### Discussion

The Commission requested comments regarding the Reply by May 24, 2011. The Office is requesting an extension of that deadline for the following reason.

On April 19, 2011 the Office submitted Office of Consumer Services First Data Request for Docket 11-035-T03 (“OCS DR 1”). The responses were due May 19, 2011. Despite a

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30 day timeline and an indication that there would be no trouble meeting that deadline (see Attachment A), the Company has not been responsive<sup>1</sup>.

The Office needs the information that will be contained in the responses to our data request in order to properly respond to the Company's Reply. We can incorporate into our response within two days of receipt. The Office therefore requests an extension of time until two days after the Company responds to OCS DR 1.

The Office recognizes that this extension impacts the Company's request for implementation on May 27<sup>th</sup>. However, the Company had ample time to provide its responses and is therefore responsible for this delay.

### Recommendation

The Office requests an extension to the May 24, 2011 deadline. The Office seeks an extension of two days after the Office receives all the Company's responses to OCS DR 1.

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<sup>1</sup> The Office inquired with the Company today, May 23<sup>rd</sup> and the Company indicated that they were working on them and may have something to us within a couple of days.