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BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

<p>IN THE MATTER OF THE INVESTIGATION OF THE COSTS AND BENEFITS OF PACIFICORP'S NET METERING PROGRAM</p>	<p>Docket No. 14-035-114</p> <p>DIVISION OF PUBLIC UTILITIES' OBJECTION TO INTERVENTION OF BRIAN C. HALL</p>
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Pursuant to Utah Code Ann. § 63G-4-207 and R746-100-5, the Utah Division of Public Utilities (“Division”) files its Objection to the Intervention of Brian C. Hall.

On December 9, 2016, Brian C. Hall filed to intervene in this docket. He stated that he had “been in the field of Photovoltaics for 25 years,” had “designed and developed” solar systems, and had educated regulatory departments and agencies.¹ He also stated that he is “a current customer of Rocky Mountain Power” and does “NOT currently own or operate a solar electric system” and is “NOT currently affiliated with any business or entity profiting from or promoting the solar industry in Utah.”² He

¹ Application for Motion to Intervene, p. 1.

² Id. (emphasis in the original).

further stated that his intervention “will not unduly broaden the issues of this proceeding.”³

Mr. Hall’s request for intervention should be denied. He fails to meet the statutory criteria for intervention. Under Utah Code Ann. § 63G-4-207, to be granted intervention, the requestor must show both that “the petitioner’s legal interests may be substantially affected by the formal adjudicative proceeding” and that “the interests of justice and the orderly and prompt conduct of the adjudicate proceedings will not be materially impaired by allowing the intervention.” Mr. Hall fails to satisfy the required criteria. He clearly states that his status is that of a Rocky Mountain Power ratepayer, and mere ratepayer status has been found to be insufficient to support granting an intervention.⁴ The Division is charged with representing the interests of ratepayers, among other interests,⁵ and the Office of Consumer Services is specifically charged with representing the interests of residential ratepayers.⁶ Therefore, Mr. Hall’s legal interest as a ratepayer will not go unrepresented.⁷ Additionally, the “orderly and prompt conduct of the adjudicative proceeding” would be “materially impaired” if Mr. Hall, and all similarly situated Rocky Mountain Power ratepayers, were allowed to intervene.

³ Id.

⁴ See, e.g., *In re Questar Gas Company*, 175 P.3d 545 (Utah 2007) wherein the Division objected to the intervention of two ratepayers because their status as ratepayers did not warrant intervention, particularly on an untimely basis.

⁵ See Utah Code Ann. § 54-4a-6.

⁶ See Utah Code Ann. § 54-10-301(c).

⁷ The Division is charged with representing many interests, among them the interests of ratepayers.

Therefore, the Division respectfully requests that the Commission deny Mr. Hall's Application for Motion to Intervene.

Dated this 23rd day of December, 2016.

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