

ACTION REQUEST

Date: May 19, 2015

FROM: Public Service Commission

Due: May 26, 2015 *

SUBJECT: Rocky Mountain Power Settlement Stipulation, Docket No. 14-035-140
(Company Name, Case Number, etc.)

5/5/2015

14-035-140

(11) RMP SETTLEMENT STIPULATION In the Matter of the Review of Electric Service Schedule No. 38, Qualifying Facilities Procedures, and Other Related Procedural Issues

This is a request for the Division to provide analysis, evaluation results, and the basis for conclusions and recommendations regarding the following:

_____ Review for Compliance and Make Recommendations

_____ Review Application and Make Recommendations

_____ Analyze the Complaint

_____ Review Notice and Make Recommendations

_____ Review Request for Agency Action and Make Recommendations

_____ Respond in Accordance with the Notice of Filing and Request for Comments

_____ Investigate

X Other – Explanation and Statement of Issues to be Addressed (See Below):

Utah Public Service Commission Action Request to the Division
RE: Settlement Stipulation filed May 5, 2015, in Docket No. 14-035-140

Please clarify the following at or before the hearing scheduled on May 26, 2015:

*In the event the Commission issues an order or notice providing dates for comments and/or testimony in this docket:

- The Division shall respond consistent with the order or notice;
- The order or notice, including any deadlines, shall supersede and replace this action request; and
- This action request shall be deemed withdrawn.

1. To comply with the Commission's Report and Order issued October 31, 2005, in Docket No. 03-035-14, Rocky Mountain Power filed a request for revisions to Schedule 38 in its application filed on October 19, 2012, in Docket No. 12-035-101. In its March 21, 2013, order in Docket No. 12-035-101, the Commission approved the following language for the Application section of sheet 38.1 as requested by Rocky Mountain Power:

APPLICATION: To owners of existing or proposed QFs with a design capacity greater than 1,000 kW (and less than 100,000 kW if seeking a term of ten years or more) for a Cogeneration Facility or greater than 3,000 kW for a Small Power Production facility who desire to make sales to the Company. Cogeneration Facilities greater than 100,000 kW seeking a term of ten years or more must participate in a Company competitive bidding process (RFP). Information on Company RFPs can be found at <http://www.pacificorp.com/sup/rfps.html>. Such owners will be required to enter into written power purchase and interconnection agreements with the Company pursuant to the procedures set forth below or as defined in the Company RFP. Additional or different requirements may apply to Utah QFs seeking to make sales to third-parties, or out-of-system QFs seeking to wheel power to Utah for sale to the Company.

- a) Why is the language approved in Docket No. 12-035-101 absent from both the original and revised sheets for 38.1 in the Settlement Stipulation?
2. It appears the Schedule 38 proposed in the Settlement Stipulation refers to "draft" or "proposed" PPAs interchangeably.
 - a) Do these words always mean the same thing?
 - b) If so, would it be possible to select one term and use it consistently?
 - c) If they are not identical terms, what are the distinctions?
3. On sheet 38.2, item 5. 1) states: "PPA must be executed within five (5) months after Developer's receipt of draft power purchase agreement [Section I.B.10];" however, Section I.B.10 does not appear to relate to the Developer's receipt of a draft power purchase agreement.
 - a) Is this the right section reference?
 - b) Should it be Section I.B.6?
4. Some timelines in proposed Schedule 38 refer to certain triggering events happening within a period of "months." What does that term mean in the Schedule? Is it calendar months? Or thirty-day intervals from the triggering event? Or something else?
5. Several provisions of proposed Schedule 38 provide a contact email address that is incomplete. For example, see Section I. A. on sheet 38.4. How and when will the missing information be supplied.

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