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Attorney for Rocky Mountain Power

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In the Matter of the Application of Rocky)
Mountain Power for Approval of) DOCKET NO. 15-035-61
Subscriber Solar Program)
) JOINT MOTION TO AMEND
) SETTLEMENT AGREEMENT
)
)
)

BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

Comes now Rocky Mountain Power ("RMP" or the "Company") and the other settling parties (the "Parties") respectfully requesting that the Public Service Commission of Utah (the "Commission") grant the Parties' request for approval of an amended settlement agreement in the above-captioned docket. In support of its Joint Motion, Rocky Mountain Power states as follows:

1. On September 21, 2015, the Parties filed a settlement agreement with the Commission, which settled all issues associated with the docket, including program eligibility, program mechanics, administration costs, and regulatory treatment.

2. On September 23, 2015, the Commission held a public hearing, at which the Parties testified in support of the settlement agreement.

1

3. At the hearing, the Commission hearing officer had several questions regarding the applicability of tariff adjustment rate schedules to the blocks of energy being offered for subscription through the Program.

4. Following the hearing, the Parties realized that there had been no mutual consensus with regard to the application of the Energy Balancing Account (EBA) charges to the blocks of energy being offered through the Program. Some Parties believed the agreement was that EBA charges would not apply, while others believed the agreement was that certain EBA charges would apply. After much discussion, the Parties came to an agreement and determined that modifications should be made to paragraph 25 of the Settlement Stipulation and paragraph 15 of the proposed Schedule 73 that was attached to the previously filed Settlement Stipulation. As set forth in paragraph 25 of the Amended Settlement Stipulation and the amended proposed Schedule 73 attached hereto, the Parties agree that (1) the EBA adjustment rate schedule will apply to all contracted Subscriber Solar Energy Block kWh and associated charges for the twelve (12) months immediately following the date upon which the Subscriber Solar Program solar resource begins commercial operation and (2) thereafter, the EBA adjustment rate schedule will continue to apply only to energy billed under the customer's applicable service rate schedule that is not purchased through the Subscriber Solar Program. Other than as expressly modified herein, no other modifications are required.

5. Attached are (1) a red-lined version of amended proposed Schedule 73 reflecting the modification set forth above and (2) a clean version of amended proposed Schedule 73 the signing Parties agree now reflects their agreement with respect to paragraph 15. The revised language is clear that the EBA adjustment mechanism tariff,

2

Tariff Schedule 95, will apply to the energy sold through the Subscriber Solar Program only for the twelve (12) months immediately following the date on which the Program's resource begins operation. Thereafter, Tariff Schedule 95 will not apply to the energy blocks related to the Program.

6. Also attached is an Amended Settlement Stipulation signed by all of the Parties, which includes a new paragraph 25 to address the change to paragraph 15 of Schedule 73 described above, and no other modifications. The Parties request that the Amended Settlement Stipulation supersede and replace in its entirety the Stipulation previously filed and addressed at the September 23, 2015 hearing.

7. The Parties do not believe that approval of the Amended Settlement Stipulation and amended proposed Schedule 73 will require another hearing, and therefore request that the Commission approve the Amended Settlement Stipulation and the amended proposed tariff on the basis of the September 23, 2015 hearing, and on the evidence in the record. The Parties will make themselves available if the Commission determines that another hearing is necessary.

8. The Company and the Parties believe that these modifications result in a settlement and proposed Schedule 73 that result in just and reasonable rates and that the settlement and proposed Schedule 73 are in the public interest. The Company has conferred with each of the Parties and has their authorization to state that they each join in and support this Motion.

3

WHEREFORE, Rocky Mountain Power and the Parties request that the Commission grant the request to approve the Amended Settlement Stipulation and amended proposed Schedule 73, as more fully described above.

Respectfully submitted this 8th day of October 2015.

ROCKY MOUNTAIN POWER

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Yvonne R. Hogle