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Attorneys for Rocky Mountain Power

BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

In the Matter of the Application of Rocky Mountain Power for Approval of its Amendment to Agreement for Electric Service to Additional Customers with City of Ephraim, Utah DOCKET NO. 17-035-____

REQUEST FOR APPROVAL OF AMENDMENT TO ELECTRIC SERVICE AGREEMENT

Pursuant to Utah Code Ann. § 63G-4-201, 203 and Utah Admin. Code R746-100-3, Rocky Mountain Power (the "Company") respectfully requests that the Public Service Commission of Utah ("Commission") approve its Amendment to the Agreement for Electric Service to Additional Customers ("Agreement") with City of Ephraim, Utah ("City") whereby the Company agrees to allow City to provide electric service to certain customers ("Additional Customer(s)") outside its municipal boundary and located within Rocky Mountain Power's certificated service territory. This Amendment amends the existing Agreement which was approved by the Commission in Docket No. 14-035-115. A copy of the Amendment is attached hereto as Attachment 1. In support of this petition, the Company states as follows:

1. Rocky Mountain Power is a public utility in the state of Utah and is authorized by a certificate of public convenience and necessity issued by the Commission

to provide electric service to customers, inclusive of the Additional Customer(s), in areas outside the municipal boundary of the City. Rocky Mountain Power's principal place of business in Utah is 1407 West North Temple, Suite 320, Salt Lake City, Utah 84116.

- 2. Certain Additional Customer(s), identified more particularly in Exhibit A to the Amendment, have requested service from City, which electric service is located outside the municipal boundaries of City. Exhibit B to the Amendment shows the relative location of the Additional Customer(s) to the nearest City distribution facilities and the nearest Rocky Mountain Power distribution facilities. The Additional Customer(s) are located nearer to City distribution facilities than to the nearest Rocky Mountain Power distribution facilities. The Additional Customer(s) are not currently receiving electric service at the requested location(s) from either the Company or City.
- 3. City is a municipal provider of retail electric service within the municipal boundaries of City. City desires to provide electric service to certain Additional Customer(s), identified more particularly in Exhibits A and B to the Amendment, outside its municipal boundary. The municipal offices of City are located at 5 South Main, Ephraim, Utah 84627.
- 4. The Legislature of the State of Utah passed Senate Bill 180 (the "Bill") during the 2013 General Session of the Legislature amending Utah Code Ann. § 10-8-14 regarding electric service by a municipal utility outside of its municipal boundaries. The Bill became law on May 13, 2013.
- 5. Pursuant to Utah Code Ann. § 10-8-14(5) the City has submitted a request to the Company to provide electric service to the Additional Customer(s), Rocky Mountain Power has agreed to allow City to provide electric service to the Additional Customer(s), and the Company and City have entered into the Amendment for the provision of electric

service to the Additional Customer(s), subject to the approval of the Public Service Commission.

- 6. The Parties have entered into the Amendment, subject to the Commission's approval, in compliance with Utah Code Ann. §§ 10-8-14 and 54-4-40 to provide terms and conditions for the Municipality to provide electric service to Additional Customer(s) in accordance with the terms and conditions of the Agreement.
 - 7. Communications regarding this filing should be addressed to:

If to Rocky Mountain Power: Aaron Gibson

Service Area Manger Rocky Mountain Power 70 North 200 East

American Fork, Utah 84003

E-mail: <u>aaron.gibson@pacificorp.com</u>

Daniel E. Solander Senior Attorney

Rocky Mountain Power

1407 West North Temple, Suite 320

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E-mail: daniel.solander@pacificorp.com

Data requests for the company should be addressed in the following manner with copies to the Company's counsel:

By email (preferred): datareq@pacificorp.com

bob.lively@pacificorp.com

By regular mail: Data Request Response Center

PacifiCorp

825 NE Multnomah, Suite 2000

Portland, Oregon 97232

If to City of Ephraim, Utah: Cory Daniels

Power Superintendent

5 South Main

Ephraim, UT 84627

cory.daniels@ephraimcity.org

8. City has authorized Rocky Mountain Power to represent to the Commission that they join with Rocky Mountain Power in requesting approval of the Amendment between the parties at the Commission's next available open meeting agenda or otherwise at the Commission's earliest convenience.

WHEREFORE, Rocky Mountain Power, and City respectfully request that the Commission approve the attached Amendment permitting City to serve the Additional Customer(s) within Rocky Mountain Power's certificated service territory upon the terms and conditions of the Agreement.

DATED this 13th day of February 2017.

Daniel E. Solander

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Salt Lake City, Utah 84116

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Attorney for Rocky Mountain Power

CERTIFICATE OF SERVICE

I hereby certify that on this 13th day of February 2017, a true and correct copy of the foregoing was served pursuant to the Utah Rules of Civil Procedure by electronic mail to the following:

Cory Daniels
Power Superintendent
5 South Main
Ephraim, UT 84627
cory.daniels@ephraimcity.org

Chris Parker
William Powell
Erika Tedder
Division of Public Utilities
160 East 300 South, 4th Floor
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Kaley McNay

Senior Coordinator, Regulatory Operations

ATTACHMENT 1

Amendment to Agreement for Electric Service to Additional Customers