



State of Utah

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Public Service Commission

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July 1, 2019

Mr. Kevin Robison
General Manager
Mt. Wheeler Power, Inc.
1600 Great Basin Boulevard
Ely, NV 89301

Re: *Mt. Wheeler Power, Inc.'s Request for Out-of-State Distribution Electric Cooperative Exemption from Commission Jurisdiction*, Docket No. 19-031-01

Dear Mr. Robison:

The Public Service Commission of Utah (PSC) reviewed the May 13, 2019 filing from Mt. Wheeler Power, Inc. ("Mt. Wheeler") notifying the PSC that Mt. Wheeler meets the criteria set forth in Utah Code Ann. § 54-2-202, Out-of-state distribution electrical cooperative — Exemption from commission jurisdiction. The PSC also reviewed the June 10, 2019 comments from the Division of Public Utilities (DPU).

The DPU asserted Mt. Wheeler meets the qualifications for exemption enumerated in Utah Code Ann. § 54-2-202.

The PSC has concluded that Utah Code Ann. § 54-2-202 does not require or permit PSC approval or acknowledgment to effectuate the exemption. The PSC does not anticipate taking any further action with respect to Mt. Wheeler's filing.

Sincerely,

/s/ Gary L. Widerburg

PSC Secretary
DW#308934

Cc: Katie Howe McConnell, Esq., General Counsel for Mt. Wheeler Power, Inc., khmccconnell@frontiernet.net