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UTAH PUBLIC SERVICE COMMISSION

LAND AND WATER FUND
Legal Aid For The Environment

September 29, 1994

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Stephen F. Mecham, Chairman
Public Service Commission of Utah
160 East 300 South, Fourth Floor
Salt Lake City, Utah 84145

RE: Docket No. 94-2035-03

Dear Chairman Mecham:

Enclosed for filing are the original and 14 copies of the Land and Water Fund's PETITION FOR LEAVE TO INTERVENE in the above-referenced docket.

Yours truly,

Eric Blank

Eric Blank
Senior Attorney
LAW Fund Energy Project

Frances M. Green
President

Idaho Office

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Serving the
Rocky Mountain West

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF UTAH

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* * *

IN THE MATTER OF THE APPLICATION)
OF PACIFICORP FOR AN ORDER) Docket No. 94-2035-03
APPROVING ITS AVOIDED COSTS)

PETITION FOR LEAVE TO INTERVENE

The Land and Water Fund of the Rockies ("LAW Fund") hereby petitions the Public Service Commission ("Commission") of Utah, pursuant to Commission Rule R750-100-6, for leave to intervene in the above-captioned matter and, in support thereof, states as follows:

1. The LAW Fund is a regional environmental law center serving the Rocky Mountain West. The LAW Fund has a Utah Steering Committee and individual members who live in Utah and are Pacificorp ratepayers. The LAW Fund has also worked closely with a number of other Utah environmental groups.

2. The Energy Project of the LAW Fund promotes energy efficiency, renewable resources, and other actions that help to minimize the environmental impacts of meeting the demand for energy services.

3. The LAW Fund has been an active participant in Utah proceedings involving the development of resource planning requirements for PacifiCorp, the subsequent resource plan filings, and a variety of efforts to develop cost recovery and other incentive mechanisms that make it possible for PacifiCorp to promote demand-side management.

4. The LAW Fund has an interest in the above-captioned proceeding because the avoided cost methodologies developed in this docket may influence how the future costs and benefits of utility-sponsored DSR programs are calculated. Although the Commission has explicitly targeted the docket towards small power producers of under 1,000 kw, the avoided cost methodologies chosen in this docket may ultimately influence how avoided costs are conceptualized in other contexts. We are particularly concerned about impacts on PacifiCorp's DSR efforts because this resource has environmental advantages over other energy alternatives.

5. The LAW Fund has been actively involved in Colorado, Arizona, and Nevada on a wide range of resource planning and avoided cost issues. By participating in this proceeding, the LAW Fund will bring a unique and knowledgeable perspective to these issues.

7. Intervention by the LAW Fund will not unduly broaden the issues or delay the proceedings.

WHEREFORE, the LAW Fund respectfully requests that the Commission issue an order granting it leave to intervene in the above-captioned proceedings.

DATED this 29th day of September, 1994.

Respectfully submitted,



BRUCE DRIVER, Director/Sr. Counsel
ERIC BLANK, Senior Attorney
LAW Fund Energy Project
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Boulder, CO 80302
Telephone: (303) 444-1188
Facsimile: (303) 786-8054

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF UTAH

* * *

IN THE MATTER OF THE APPLICATION)
OF PACIFICORP FOR AN ORDER)
APPROVING ITS AVOIDED COSTS) Docket No. 94-2035-03

CERTIFICATE OF MAILING

I hereby certify that the original and 14 copies of the Land and Water Fund's PETITION FOR LEAVE TO INTERVENE was sent by Federal Express to Stephen F. Mecham, Chairman, Public Service Commission of Utah, 160 East 300 South; Fourth Floor, Salt Lake City, UT 84145, and a true and correct copy was sent by United States mail, postage pre-paid, this 30th day of September, 1994, addressed to the following:

Kent Walgren
Assistant Attorney General
Committee of Consumer Services
State Capital Building
Salt Lake City, UT 84114

Tim Hunter
Utah Power & Light
1407 West North Temple
Salt Lake City, UT 84140

Michael Ginsberg
Assistant Attorney General
Division of Public Utilities
State Capitol Building
Salt Lake City, UT 84114

Rudd M. Mayer