

APPROVED BY COMMISSIONERS

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UTAH PUBLIC
SERVICE COMMISSION

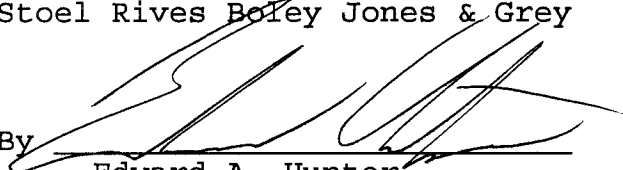
BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

IN THE MATTER OF THE)	DOCKET NO. 94-2035-03
APPLICATION OF PACIFICORP)	
FOR AN ORDER APPROVING)	NOTICE OF MOTION TO
ITS AVOIDED COST RATES)	SUSPEND AVAILABILITY
)	OF CONTRACTS
)	

PLEASE TAKE NOTICE that PacifiCorp's Motion to Suspend the Availability of Contracts, a copy of which is attached hereto, will be heard before the Public Service Commission on May 31, 1994, at 9:00 a.m. in the Fourth Floor Hearing Room, Heber M. Wells Building, Salt Lake City, Utah.

DATED this 20th day of May, 1994.

Stoel Rives Boley Jones & Grey

By 
Edward A. Hunter
Of Attorneys for PacifiCorp

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BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

)	
)	DOCKET NO. 94-2035-03
IN THE MATTER OF THE)	
APPLICATION OF PACIFICORP)	MOTION TO SUSPEND
FOR AN ORDER APPROVING)	AVAILABILITY
ITS AVOIDED COST RATES)	OF CONTRACTS
)	

PacifiCorp, dba Utah Power & Light Company, ("PacifiCorp" or "Company") hereby submits its motion to suspend the availability of qualifying facility ("QF") contracts for QFs 1,000 kw, or less, in size pending issuance of the Commission's final order in this docket. In support of this motion, PacifiCorp states as follows:

1. On April 23, 1992, the Commission issued an order in Docket No. 91-2035-01, approving standard avoided cost rates for purchases from QFs 1,000 kw, or less, in size. Since those rates are based on PacifiCorp's 1989 Resource and Market Planning Program, they do not reflect the changes which have occurred in the Company's resource requirements and resource options during the last several years.

2. On April 29, 1994, PacifiCorp filed an application and supporting testimony in this docket seeking Commission approval of revised standard avoided cost rates. Those revised avoided cost rates are based on PacifiCorp's

1994 Resource and Market Planning Program and reflect the Company's current avoided costs.

3. The Commission has previously recognized that the public interest may require the suspension of the availability of QF contracts. For example, in its October 7, 1987, order in Case No. 80-999-06, the Commission suspended the availability of QF contracts because of concerns that the pending merger of PacifiCorp and Utah Power & Light could result in lower avoided costs. The Commission stated:

The Commission believes it to be in the public interest to suspend the availability and consideration of further QF contracts (save for those already executed by Utah Power) until such time as the hearings on the proposed merger have been completed or at least until it is more certain what the capacity and energy requirements of the company will be.

4. Although the changes in PacifiCorp's resource requirements and resource options over the last several years have not been as dramatic as those resulting from the merger, those changes have substantially lowered PacifiCorp's avoided costs. Because the currently approved standard avoided cost rates do not reflect those changes in the Company's avoided costs, those rates are, as shown in the prefiled testimony and exhibits of Mr. Rodger Weaver, approximately twenty-one percent higher than they should be based on PacifiCorp's current avoided costs. As a result, absent Commission relief, the Company and its customers face the prospect of paying substantially more than the Company's avoided costs for purchases from QFs.

5. Under those circumstances, PacifiCorp submits that the public interest requires the suspension of the availability of QF contracts for QFs 1,000 kw, or less, in size pending the issuance of the Commission's final order in this docket. PacifiCorp submits that the requested relief is particularly appropriate when, as in this case, there are no pending requests for QF contracts from Utah QFs 1,000, or less, in size and a Commission order granting the requested relief will not prejudice any existing QF.

WHEREFORE, PacifiCorp requests that the Commission order the suspension of the availability of QF contracts for QFs 1,000 kw, or less, in size pending the issuance of the Commission's final order in this docket.

DATED this 20~~th~~ day of May, 1994.

Respectfully submitted,

Stoel Rives Boley Jones & Grey

By 

Edward A. Hunter
Of Attorneys for Applicant

CERTIFICATE OF SERVICE

I hereby certify that on the 20th day of May, 1994, a true and correct copy of the foregoing Notice and Motion was mailed, postage pre-paid, to the following:

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