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**BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH**

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IN THE MATTER OF THE PETITION OF DESERT POWER, L.P. FOR APPROVAL OF A CONTRACT FOR THE SALE OF CAPACITY AND ENERGY FROM ITS PROPOSED QF FACILITIES	DOCKET NO. 04-035-04  <b>MOTION FOR PROTECTIVE ORDER</b>
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Desert Power, L.P. (“Desert Power”), hereby moves the Commission to enter a Protective Order in this docket, in the form attached hereto. The grounds for this motion are as follows:

1. It is anticipated that the parties will engage in discovery that may request the production of information that is proprietary in nature. The entry of the proposed Protective Order will expedite and facilitate the exchange of information by the parties, by affording protection to valuable confidential, trade secret, and proprietary business information.

2. The entry of the proposed Protective Order will also afford protection to the Commission, as well as to parties who might review the information and subsequently be requested to reveal its contents, inasmuch as the proposed Protective Order sets forth clear directions for use of confidential information.

3. The entry of the proposed Protective Order will enable the Commission to adequately review the information that is provided pursuant to the Protective Order so that it may have sufficient information upon which to make decisions.

4. The proposed Protective Order is fair and equitable to all parties.

5. The proposed Protective Order is in the same form as the Revised Protective Order entered by the Commission in Docket No. 03-2035-02 on July 10, 2003.

Based on the foregoing Desert Power requests that the Commission enter the Protective Order in the form attached hereto.

Respectfully submitted this 12<sup>th</sup> day of March, 2004.

Callister Nebeker & McCullough

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Stephen F. Mecham  
Attorneys for Desert Power, L.P.

## CERTIFICATE OF SERVICE

I hereby certify that on the 12th day of March, 2004, I caused to me emailed or sent by U. S. Mail, postage prepaid, true and correct copies of the foregoing MOTION FOR PROTECTIVE ORDER to the following:

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