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BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

IN THE MATTER OF THE PETITION OF SPRING CANYON ENERGY, LLC FOR APPROVAL OF A CONTRACT FOR THE SALE OF CAPACITY AND ENERGY FROM ITS PROPOSED QF FACILITY	DOCKET NO. 05-035-08 Motion to Extend June 1, 2007 Deadline and Notice of Hearing August 17, 2005, 3:00 p.m.
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Spring Canyon Energy, LLC, (“Spring Canyon”) pursuant to Utah Admin. Code Rules R746-100-3 and R746-100-10, hereby moves the Public Service Commission of Utah (“Commission”) to extend the June 1, 2007 deadline established in the stipulation in Docket No. 03-035-14. Spring Canyon has been attempting to negotiate a qualifying facility (“QF”) contract with PacifiCorp since April 2005. There are several issues to which the two parties have been unable to agree that are scheduled to be heard and resolved by this Commission August 16, 2005. In addition, PacifiCorp recently changed its position to pay 93% of the Palo Verde index for an additional 160 MWs Spring Canyon offered to sell PacifiCorp from Spring Canyon’s facility. Spring Canyon sought to sell the additional power to PacifiCorp in accordance with the terms of the Commission’s April 1, 2005 order allowing the parties to negotiate additional sales beyond the stipulated 100 MWs. Ultimately, Spring Canyon’s economic analysis of the facility and the negotiations with third parties to purchase the 160 MWs became

inextricably entwined with the negotiations to purchase the 100 MWs between Spring Canyon and PacifiCorp. PacifiCorp's reversal of its position that it was willing to purchase the additional 160 MWs at 93% of the Palo Verde index has resulted in a delay in financing Spring Canyon's efforts at financing the project and the sale of additional power from the project to the point that achieving commercial operations by June 1, 2007 has become more difficult.

Wherefore, in accordance with the May 20, 2004 stipulation in Docket No. 03-035-14 adopted by the Commission, Spring Canyon moves the Commission to extend the June 1, 2007 deadline on a day for day basis while the Commission resolves these issues and the parties operate in good faith to reach agreement on any remaining disputed issues between them.

Notice is hereby given that hearing on this motion is set for Wednesday, August 17, 2005 at 3:00 p.m. in the Commission's hearing room, Room 426 on the fourth floor of the Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah.

Respectfully submitted this 12th day of August, 2005.

Callister Nebeker & McCullough

Stephen F. Mecham
Attorneys for Spring Canyon

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Petition was emailed or mailed, postage prepaid, this 12th day of August 2005, to the following:

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