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BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

In the Matter of the Application of PacifiCorp
for Approval of its Proposed Power Cost
Adjustment Mechanism

Docket No. 05-035-102

**QUESTAR GAS COMPANY'S
PETITION TO INTERVENE**

Questar Gas Company (“Questar Gas” or “Company”), pursuant to Utah Code Ann. §§ 63-46b-9 and 63-46b-21, Utah Admin. Code R746-100-7 and R746-101 and the Commission’s “Order Setting Intervention Deadline and Granting Extension to Respond to Motion to Dismiss” (“Extension Order”) issued June 8, 2006 in this docket, hereby respectfully petitions the Commission to grant it intervention in this matter.

As grounds for this Petition, Questar Gas represents that:

1. Questar Gas is a public utility holding a certificate of public convenience and necessity to provide natural gas service in many areas of the state of Utah.
2. On April 3, 1979 in Case No. 78-057-13, the Commission approved the Company’s 191 Account, a Gas Cost Balancing Account pursuant to which Questar Gas passes

through the costs of the gas supplies it acquires to serve its customers on a dollar-for-dollar basis to its customers.

3. PacifiCorp dba Utah Power & Light Company (“PacifiCorp”) initiated this docket by filing its “Application of PacifiCorp” (“Application”) on November 21, 2005. The Application sought approval of a Power Cost Adjustment Mechanism (“PCAM”). The PCAM is a mechanism designed to pass through costs of fuel and energy utilized in providing electric service to PacifiCorp’s customers.

4. On May 9, 2006, the Utah Industrial Energy Consumers (“UIEC”) filed their “Utah Industrial Energy Consumers’ Motion to Dismiss PacifiCorp’s Application for Approval of Its Proposed Power Cost Adjustment Mechanism” (“Motion to Dismiss”). The Motion to Dismiss requested that the Commission dismiss the Application on the ground that the Legislature has not authorized the Commission to approve the proposed PCAM.

5. In the Motion to Dismiss, UIEC discusses the Company’s 191 Account. Although UIEC does not claim in the Motion to Dismiss that approval of Account 191 in 1979 was beyond the authority of the Commission, it argues that the Commission would not have authority to approve such an account today.¹

6. On June 8, 2006, the Commission issued the Extension Order, setting an intervention deadline for June 23, 2006, and granting parties an extension to respond to the Motion to Dismiss until July 7, 2006.

7. Pursuant to Utah Code Ann. § 63-46b-9(2), the Commission shall grant a petition for intervention if the [Commission] determines that:

- (a) the petitioner’s legal interests may be substantially affected by the formal adjudicative proceeding; and

¹ See Motion at 10-11.

(b) the interests of justice and the orderly and prompt conduct of the adjudicative proceedings will not be materially impaired by allowing the intervention.²

8. The legal rights and interests of Questar Gas may be substantially affected by this proceeding because the Motion to Dismiss questions the Commission's authority to approve pass-through mechanisms such as the 191 Account.

9. Questar Gas does not take a position on the specific aspects of the proposed PCAM and does not intend at this time to seek discovery of the parties or to file testimony in this matter. Questar Gas does not intend to request the Commission to redo any proceedings that have taken place in this docket. The Company's sole interest at this time is in addressing the legal arguments regarding the Commission's authority to approve pass-through mechanisms. Based on the Extension Order, responses to the Motion to Dismiss are not due until July 7, 2006. Questar Gas will comply with that schedule. Accordingly, granting Questar Gas intervention will not impair the interests of justice or the orderly and prompt conduct of the proceeding.

10. The relief Questar Gas seeks through its intervention is rejection by the Commission of the erroneous arguments in the Motion to Dismiss that the Commission does not have authority to approve a pass-through rate mechanism.

Based upon the foregoing, Questar Gas requests that the Commission grant it intervention in this docket.

RESPECTFULLY SUBMITTED: June 21, 2006.

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² Utah Code Ann. § 63-46b-9(2).

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing **QUESTAR GAS COMPANY'S PETITION TO INTERVENE** was served by electronic mail on the following on June 21, 2006:

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