

-BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH-

In the Matter of the Petition of Wasatch Wind,)
LLC for Approval of a Contract for the Sale) DOCKET NO. 06-035-42
of Capacity and Energy from their proposed)
QF Facilities)
)
)
In the Matter of the Application of PacifiCorp) DOCKET NO. 06-035-76
for Approval of Power Purchase Agreement)
between PacifiCorp and Spanish Fork Wind)
Park 2, LLC) REVISED
) SCHEDULING ORDER
)

ISSUED: August 24, 2006

By the Commission:

By Petition filed with the Commission August 17, 2006, Wasatch Wind LLC (Wasatch Wind) requests a delay in the existing proceeding schedule; which is set to determine whether avoided line losses associated with a proposed wind facility should be considered and included in the power supply contract with PacifiCorp. Wasatch Wind's reasons for requesting delay distill to the difficulty Wasatch Wind has in preparing to address the issue, which Wasatch Wind itself raised in efforts to increase the compensation it would receive for the power to be delivered from the proposed project. Wasatch Wind claims that there will be no material harm in granting the delay. Wasatch Wind represents that the Division of Public Utilities and the Committee of Consumer Services do not oppose the delay. Pacificorp, while not opposed to some delay in the schedule, provides response to the Petition, to address what Pacificorp characterizes as the "accusatory tone" of the request and "in order to set the record correct for certain exaggerations

and inaccuracies in the Petition.” (Pacifcorp Response to Petition for Delay, pages 1 and 2.)

Pacifcorp’s response caused Wasatch Wind to submit a retaliatory reply.

We do not feel the need to address the explicit and implicit point, counter-point of these two parties’ missives. We do hope that the parties and their respective representatives participating in these proceedings are able to distance themselves from the increasingly emotive approach which is infecting the efforts to address the issues brought before the Commission. We further note that the regulatory process and the parties’ and Commission’s resources are not well used in a brinkmanship approach, raising intentionally or unintentionally, as the last-hour approaches, contests, disputes or difficulties the parties may have in their dealings with one another or individually encountered. We intend a calm and deliberative approach be used to prepare the evidentiary material that will be submitted to the Commission and for the ultimate resolution of the disputed issues.

To that end, we have concluded that we will modify the previous schedule set herein. We will hold a technical conference on September 11, 2006, at 10:00 a.m., in Room 401 of Heber M. Wells Building. The purpose of the technical conference is for the parties to obtain or exchange information relating to the matters at issue. We have also concluded that we will vacate all previously scheduled dates for the filing of testimony and for conducting hearings. We encourage the parties to use the intervening time and technical conference to engage in efforts to obtain the information they need and to make their preparations to submit their disputed items to the Commission for resolution. We will hold a status/scheduling conference with the parties on

November 8, 2006, at 1:30 p.m., to determine whether the parties are prepared to move forward and proceed accordingly.

Wherefore, we enter this ORDER, whereby we:

1. Vacate the previous schedule set in our June 26, 2006, Scheduling Order.
2. Set a Technical Conference for September 11, 2006, 10:00 a.m., to be held in Room 401, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah. Individuals wishing to participate by telephone should contact the Commission at least three days prior to the technical conference to make arrangements for their participation.
3. Set a Status/Scheduling Conference for November 8, 2006, at 1:30 p.m., in Room 403, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah. Individuals wishing to participate by telephone should contact the Commission at least two days prior to make arrangements. On the day of the status/scheduling conference, participants must call (801) 530-6716 or call toll-free 1-866-PSC-UTAH (1-866-772-8824) at least five minutes prior to the start time to ensure participation.

In compliance with the Americans with Disabilities Act, individuals needing special accommodations, including auxiliary communication aids and services, should notify Julie Orchard, Commission Secretary, at 160 East, 300 South, 4th Floor, Salt Lake City, Utah 84111, telephone: (801) 530-6713, at least three working days prior to any of the conferences.

DOCKET NO. 06-035-42 AND 06-035-76

-4-

Dated at Salt Lake City, Utah this 24th day of August, 2006.

/s/ Ric Campbell, Chairman

/s/ Ted Boyer, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Julie Orchard
Commission Secretary

G#50221 Docket No. 06-035-42
G#50238 Docket No. 06-035-76