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ATTORNEYS FOR WAL-MART STORES, INC.

BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

In the Matter of the Application of PacifiCorp, by and through its Rocky Mountain Power Division, for Authority to Increase its Retail Electric Service Rates in Utah and for Approval of its Proposed Electric Service Schedules and Electric Service Regulations, Consisting of a General Rate Increase of Approximately \$161.2 Million per Year, and for Approval of a New Large Load Surcharge	Docket No. 07-035-93 PETITION TO INTERVENE OF WAL-MART STORES, INC.
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Pursuant to Utah Code Ann. § 63-46b-9 and Rule R746-100-7, Wal-Mart Stores, Inc.

(“Wal-Mart”) hereby petitions for leave to intervene in this docket.

In support of this petition, Wal-Mart states as follows:

1. Wal-Mart is a large retailer with more than 60 facilities in the Utah service territory of Rocky Mountain Power (“Rocky Mountain or “RMP” or “PacificCorp”). These facilities include both store locations and distribution centers. Wal-Mart’s corporate headquarters is located at 2001 SE 10th Street, Bentonville, Arkansas 72716-0550. Wal-Mart is a customer of RMP whose rates are affected by RMP’s rate structure. The legal rights and interests of Wal-Mart may be substantially impacted by this proceeding.

2. Wal-Mart originally intended to intervene in this proceeding as a member of the Utah Association of Energy Users (“UAE”). UAE demonstrated that the legal rights and interests of its members might be substantially affected by this proceeding and its request for intervention in this docket was granted by the Commission. Subsequent to UAE’s intervention filing, a representational conflict emerged that precludes Wal-Mart from participating here through UAE. As a very large commercial customer, because Wal-Mart is not able to participate in this case as a part of UAE, its interests will not be adequately represented absent its intervention.

3. Wal-Mart requests special leave for its late intervention in this docket on grounds that at the time of the intervention deadline, it was not aware that it could not participate in this docket through UAE.

4. The timing of Wal-Mart’s intervention request will not pose undue burden on the Commission or parties. First, instead of presenting its own witness, Wal-Mart will co-sponsor the testimony of UAE witness Kevin Higgins. Second, Wal-Mart agrees to the schedule in this docket. Thus, Wal-Mart’s participation here will not cause a delay nor prejudice any party; and the interests of justice and the orderly and prompt conduct of this proceeding will not be materially impaired by Wal-Mart’s intervention.

5. Notices in this proceeding should be sent to the following:

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WHEREFORE, Wal-Mart requests leave to intervene in this proceeding to protect its interests as described herein.

DATED this 17th day of March, 2008.

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Ryan W. Kelly

Attorneys for WAL-MART STORES, INC.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by email this 17th day of March, 2008, to the following:

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