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BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

In the Matter of the Application of Rocky Mountain Power for Approval of Significant Energy Resource Decision Resulting from 2012 Request for Proposals	DOCKET NO. 08-035-95 MOTION FOR ENTRY OF PROTECTIVE ORDER
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Rocky Mountain Power, a division of PacifiCorp (“Rocky Mountain Power” or “Company”), requests the Commission to enter the attached Protective Order to govern the provision and use of confidential information in this docket (“Motion”). The attached Protective Order is the same form of protective order issued by the Commission in Docket No. 08-035-35. This Motion is based upon the following:

1. On December 3, 2008, Rocky Mountain Power filed a “Public Notice of Intent to File Application for Approval of Significant Energy Resource Decision” (“Public Notice”) regarding a resource resulting from its Request for Proposals Base Load Resources (“2012

RFP”) issued April 5, 2007 and approved by the Commission on April 4, 2007 in Docket No. 05-035-47.

2. The Public Notice stated that Rocky Mountain Power would file the application as soon as it has prepared the application and supporting testimony.

3. The application will disclose some general information regarding the resource. However, because of the highly-sensitive nature of information regarding the terms and conditions of the proposed transaction and the 2012 RFP, most information regarding the application will be in confidential testimony filed in support of the application. In addition, it is anticipated that much of the information sought by the parties and provided to the Commission in this docket will be confidential.

4. Utah Code Ann. § 54-17-302(5) establishes a statutory time frame for the Commission to issue a decision on the application of 120 days. Based on terms and conditions in the transaction, Rocky Mountain Power will request that the Commission issue a decision on the application in less time if reasonably possible in order to have the resource available during the summer of 2012. Therefore, Rocky Mountain Power needs to be able to provide the confidential testimony and additional confidential information to parties that qualify to receive confidential information promptly.

5. Entry of the order requested in this Motion is in the public interest to expedite the production of confidential information and to afford protection to trade secret and other confidential commercial, financial and competitive information.

6. The terms and conditions of the Protective Order are the same as those in the protective order issued by the Commission in Docket No. 08-035-35, involving an application for approval of the acquisition of the Chehalis Plant.

7. Rocky Mountain Power makes this Motion based on its understanding that the Protective Order allows access to confidential information to parties and their retained consultants that agree to use the confidential information provided in this docket solely for purposes of this docket and to bar access to confidential information to parties or their retained consultants if they will use the confidential information to the competitive disadvantage of Rocky Mountain Power or other parties to the transaction. The Company understands that by signing and filing an Appendix A to the Protective Order, consultants retained by the parties are agreeing that they are prohibited from disclosing confidential information to persons or clients who have competitive “job functions” or “business interests” that would permit the use of confidential information to the competitive disadvantage of the party providing the confidential information and that they will not share confidential information with their clients, prospective clients or any other person who may use the information to the competitive disadvantage of the Company or other parties to the transaction.

BASED ON THE FOREGOING, Rocky Mountain Power requests that the Commission issue the attached Protective Order in this docket in the public interest.

DATED this 3rd day of December, 2008.

Respectfully submitted,

ROCKY MOUNTAIN POWER

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CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing **MOTION FOR ENTRY OF PROTECTIVE ORDER** to be served upon the following by electronic mail to the addresses shown below on December 3, 2008:

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