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Division of Public Utilities

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Memorandum

TO: Public Service Commission

FROM: Division of Public Utilities
Philip Powlick, Director
Energy Section
Artie Powell, Energy Manager
Jamie Dalton, Utility Analyst
Abdinasir Abdulle, Technical Consultant

DATE: January 22, 2009

RE: Docket No. 08-035-T09: Advice Filing 08-10, Schedule 114 – Air Conditioner Direct Load Control Program (Cool Keep)

I. RECOMMENDATION

The Division recommends that the Commission approve the Company's revised tariff sheets of the Cool Keeper Program. The Division believes that the revised Tariff Sheets comply with the Commission's December 24, 2008 Order.

II. ISSUE AND DISCUSSION

On September 26, 2008, pursuant to the requirement of Rule R746-405D, Rocky Mountain Power ("Company") filed an Advice Filing 08-10, Schedule 114 – Air Conditioner Direct Load Control program (A/C-DLC) (Cool Keeper). This filing included modifications to the Cool Keeper program that were intended to retain and increase customer participation rates. On November 26, 2008, the Public Service Commission (Commission) sent an Action Request to the Division of Public Utilities (Division) requesting comments by December 19, 2008. Since the 19th was a Friday, the Division filed its comments and recommendations the following Monday on

December 22, 2008. On December 24, 2008, the Commission issued an Order approving the proposed changes to Schedule 114 – Air Conditioner Direct Load Control Program related only to the current participants in the program, subject to the comments and conditions in its Order. In this Order, the Commission rejected the proposed changes related to the customers who are not currently participating in the program. Finally, the Commission directed the Company to file revised tariff sheets reflecting the modifications in its Order.

In Compliance with this Order, the Company filed its revised tariff sheets on January 8, 2009. On January 12, 2009, the Commission sent an Action Request to the Division requesting comments on these revisions by January 22, 2009. This memorandum is the Divisions response to the Commission’s Action Request.

The Division reviewed the Company’s revised Tariff Sheets and determined that the Company adequately removed those portions dealing with non-participating customers moving into locations already equipped with direct load control units. Therefore, the Division concludes that the filing complies with December 24, 2008 Commission Order and recommends approval of the revised Tariff Sheets with an effective date of January 16, 2009.

CC: Rea Petersen, DPU
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