

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

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In the Matter of the Application of Rocky Mountain Power for Approval of its Proposed Energy Cost Adjustment Mechanism	) ) ) ) )	<u>DOCKET NO. 09-035-15</u>  <u>SCHEDULING ORDER</u>
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ISSUED: August 4, 2009

By The Commission:

A Scheduling Conference was held in this matter on July 14, 2009. Rocky Mountain Power (RMP), the Division of Public Utilities (DPU), the Office of Consumer Services (OCS), the Utah Association of Energy Users (UAE), the Utah Industrial Energy Consumers (UIEC), Wal-Mart Stores, Inc. and Sam's West, Inc., Western Resource Advocates (WRA), Utah Clean Energy, and the Salt Lake Community Action Program participated in the conference. Participants discussed a possible schedule and the interplay of this docket with RMP's pending general rate case application, filed in Docket No. 09-035-23. The Commission believes it can accommodate parties' interests in both dockets through the schedule set for this docket and the contemporaneous orders we are issuing in Docket No. 09-035-23. The Commission will split this case into two phases. Phase I will address whether an energy cost adjustment mechanism, or ECAM, and its use in regulating RMP is in the public interest. Phase II will address the specific items to be included, the terms, operations and implementation of an ECAM for RMP, if an ECAM is found to be in the public interest. The Commission will set a schedule for Phase II at a future scheduling conference,

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Based upon the foregoing and good cause appearing, the Commission orders the following schedule and procedures to govern further proceedings in this docket, unless later modified by the Commission:

1. The schedule in the proceeding for Phase I shall be as follows:

August 12, 2009	Deadline for Rocky Mountain Power to file supplemental testimony addressing the Phase I issues addressed in the Notice of Scheduling Conference and Procedural Order issued on June 18, 2009
October 29, 2009	Deadline for parties other than Rocky Mountain Power to file direct testimony on Phase I issues
November 24, 2009	Deadline for parties to file rebuttal testimony to direct testimony due on October 29, 2009
December 8, 2009	Deadline for parties to file surrebuttal testimony to rebuttal testimony due on October 29, 2009
January 11-14, 2010	Hearing on Phase I issues, commencing at 9:00 a.m. in Room 403, Heber M. Wells Office Building, 160 East 300 South, Salt Lake City, Utah
January 12, 2010	Public witness hearing, commencing at 5:00 p.m. and ending 6:00 p.m. in Room 403, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah

2. Responses to discovery requests in Phase I served within the following time frames shall be provided within the following number of days:

- a. through August 12, 2009, within 21 calendar days.
- b. through October 29, 2009, within 14 calendar days.
- c. after October 29, 2009, within 10 calendar days.

3. Parties shall serve copies of all filings on other parties by electronic mail at or before the time an electronic copy of the document is filed with the Commission. Parties shall serve discovery requests and responses on applicable parties by electronic mail. In the event a document filed with the Commission or produced in response to a discovery request cannot reasonably be transmitted by electronic mail, the party filing the document shall file an electronic copy of the document on CD (or, if an electronic copy is not available, a paper copy) to the Commission by hand delivery and shall serve an electronic copy of the document on CD (or, if an electronic copy is not available, a paper copy) on applicable parties by hand delivery if the party being served is in the same metropolitan area as the serving party or by overnight courier if the party being served is located in a different metropolitan area from the serving party.

4. The Public Witness Hearing in the foregoing schedule shall begin at the time indicated and conclude at the ending time, or until individuals present at the ending time have finished their comments. The Commission may limit presentation of testimony or comments that are unduly repetitious. Any individual wishing to present a statement of position to the Commission that is unable to do so during the Public Witness Hearing may file a written statement of position with the Commission at its offices, Fourth Floor, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah 84111 in person, by mail, by electronic mail to [jwatts@utah.gov](mailto:jwatts@utah.gov), or by facsimile to (801) 530-6796.

In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during any

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proceeding should notify Julie Orchard, Commission Secretary, at 160 East 300 South, Salt Lake City, Utah 84111, (801) 530-6716, at least three working days prior to the proceeding.

DATED at Salt Lake City, Utah, this 4<sup>th</sup> day of August, 2009.

/s/ Julie Orchard  
Commission Secretary  
G#63117