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BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

In the Matter of the Application of Rocky Mountain Power for Authority to Increase its Retail Electric Utility Service Rates in Utah and for Approval of its Proposed Electric Service Schedules and Electric Service Regulations.

Docket No. 09-035-23

**PETITION TO INTERVENE OF THE
UTAH INDUSTRIAL ENERGY
CONSUMERS**

In accordance with Rule 746-100-7 of the Public Service Commission's Rules of Practice and Procedure and the Provisions of Utah Code Ann. § 63-46b-9, Holcim, Inc., Kennecott Utah Copper Corp., Kimberly-Clark Corp., Malt-O-Meal, Praxair, Inc., Proctor & Gamble, Inc., Tesoro Refining and Marketing Co., and Western Zirconium (this group of electrical power customers will be referred to hereinafter, for convenience only, as the "Utah Industrial Energy Consumers" or "UIEC"), hereby petition the Public Service Commission ("Commission") for leave to intervene in the above-referenced proceeding.

In support of this Petition to Intervene, the UIEC state as follows:

1. The consumers herein referred to as UIEC are a group of industrial consumers who each take electrical service from Rocky Mountain.

2. On April 16, 2009, PacifiCorp (d.b.a. Rocky Mountain Power Company) (“Rocky Mountain”) filed its Notice of Intent to File General Rate Case and Request for Approval of Test Period (“Notice of Intent”).

3. Pursuant to the Stipulation Regarding Revenue Requirement in Docket 08-035-38, Rocky Mountain agreed to file such notice at least thirty days prior to the expected date of filing its next general rate case application. The Notice of Intent indicated that Rocky Mountain intends to file its Application on or about June 15, 2009.

4. In the Commission’s Order on Motion for Approval of Test Period issued in Docket No. 08-035-38, the Commission ordered Rocky Mountain to present its test period case for resolution prior to filing its application in its next general rate case. Accordingly, Rocky Mountain’s Notice of Intent also requests a schedule by which a test period decision can be reached prior to filing its Application.

5. Due to these circumstances, the Commission has opened the instant docket and proceedings have been initiated, including issuance of a protective order for the case even though the Application has not been filed.

6. The consumers herein referred to as UIEC have joined together for the purposes of intervention in this docket to have their common interests represented. The interests of each of the UIEC consumers will not be adequately represented by any other party to this proceeding.

7. The consumers herein referred to as UIEC have a direct, immediate, and substantial interest in this proceeding as customers of Rocky Mountain because the rate they pay for electric service may be affected by a Commission decision on Rocky Mountain’s Application as well as the proceedings which precede Rocky Mountain’s filing of the Application.

8. If the consumers herein referred to as UIEC are granted leave to intervene in this proceeding, they hereby request that service of all pleadings, notices, etc. be made to the following:

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9. The interests of justice and the orderly and prompt conduct of this proceeding will not be impaired by the grant of the UIEC's Petition to Intervene.

10. The consumers herein referred to as the UIEC have not yet determined the level of their participation or the precise nature of the relief the UIEC will seek, but request that the Commission grant the UIEC intervention as their interests may appear.

WHEREFORE, the UIEC request that the Commission enter an Order granting the consumers herein referred to as the UIEC permission to intervene in this docket and to participate to the full extent allowed by the law.

DATED this 29th day of April, 2009.

/s/ Vicki M. Baldwin

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CERTIFICATE OF SERVICE

(Docket No. 09-035-23)

I hereby certify that on this 29th day of April 2009, I caused to be e-mailed, a true and correct copy of the foregoing **PETITION TO INTERVENE OF THE UTAH INDUSTRIAL ENERGY CONSUMERS** to:

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/s/ Colette V. Dubois
