

May 13, 2009

VIA HAND DELIVERY

Utah Public Service Commission
Heber M. Wells Building, 4th Floor
160 East 300 South
Salt Lake City, UT 84114

Attention: Julie P. Orchard
Commission Secretary

RE: Docket No. 09-035-23
Request to change schedule: extend filing date for testimony but preserve hearing date

The Division of Public Utilities, the Office of Consumer Services, Utah Energy Users, and Rocky Mountain Power (Parties) have reached a tentative settlement agreement regarding the appropriate test year for this proceeding that they intend to put before the Public Service Commission (Commission) for approval. Additionally, other parties have been involved in the settlement discussions. The Parties intend to file the proposed stipulation addressing test year with the Commission on Thursday, May 14, 2009. A hearing on the test year for this docket is scheduled for May 21, 2009.

As a result of the tentative stipulation, the Parties agree and respectfully request that the Commission approve this request to extend the filing date for test year testimony until noon on May 19th, 2009 in hopes that a settlement agreement can be executed which will, for at least some parties, eliminate the need to file such testimony. The parties also request that the hearing date of May 21, 2009 be preserved to hear the stipulation, if executed and filed, or, in the alternative, a hearing on test year.

Sincerely,

Patricia E. Schmid
Assistant Attorney General

cc: Service List for Docket No. 09-035-23