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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

UAE'S RESPONSE IN SUPPORT OF ROCKY MOUNTAIN POWER'S PETITION FOR STAY OF MSP ORDER

The UAE Intervention Group (UAE) hereby responds in support of the Petition of Rocky Mountain Power (RMP) for a stay of the "MSP Order" issued by the Commission in this Docket on October 19, 2009. In support of this Response, UAE represents as follows:

1. Since 2004, UAE has supported the use of Revised Protocol in Utah, in combination with critical rate impact mitigation measures, as a reasonable multi-state compromise and which, in UAE's judgment, has produced just and reasonable results for the ratepayers of Utah. UAE is not aware of any specific facts or circumstances that would cause it to conclude to the contrary at this time.

2. Given existing testimony deadlines in this Docket, UAE will not have sufficient time or resources to do the necessary factual, legal and expert analyses that would be necessary in order for it to advance a reasoned and supportable position that the use of Revised Protocol in this Docket will not produce just and reasonable results for Utah ratepayers.

3. As a signatory to the 2004 Stipulation supporting the use in Utah of Revised Protocol in combination with mitigation measures, UAE committed in good faith to bring any MSP concerns before the MSP Standing Committee in an effort to achieve multi-state consensus prior to advocating that the Commission depart from the use of Revised Protocol. UAE remains an active participant in the MSP process, which is currently addressing the concerns raised by the Commission's MSP Order.

4. UAE respectfully submits that the most prudent and reasonable manner for dealing with the issues and concerns addressed in the Commission's October 9, 2009 Order is through continued active involvement of Commission staff and other parties in the ongoing MSP process, with the parties directed to address this issue in testimony in the next RMP general rate case.

DATED this 2nd day of November, 2009.

HATCH, JAMES & DODGE

/s/ _____
Gary A. Dodge
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by email this 2nd day of November, 2009, to the following:

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