

F. ROBERT REEDER (2710)  
VICKI BALDWIN (8532)  
PARSONS BEHLE & LATIMER  
Attorneys for UIEC, an Intervention Group  
One Utah Center  
201 South Main Street, Suite 1800  
Post Office Box 45898  
Salt Lake City, UT 84145-0898  
Telephone: (801) 532-1234  
Facsimile: (801) 536-6111

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**BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH**

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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
	)	<b>UIEC’S REPLY POST-HEARING BRIEF</b>
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Even though the briefing schedule established by the Utah Public Service Commission (“Commission”) in this matter did not specifically provide for reply briefs, the group of industrial customers whose names appear on this record and who are identified on the record as the Utah Industrial Energy Consumers (“UIEC”), submits this Reply Post-hearing Brief to clarify one point that was misstated as the position of the UIEC. The UIEC does not intend to belabor the issue, but due to its importance to the UIEC, the UIEC feels it is critical that the discrepancy be brought to the attention of the Commission and clarified.

On page 35 of the post-hearing brief of the Division of Public Utilities (“DPU”), under the subheading “Transmission Costs,” the DPU states:

If RMP’s production and transmission systems are truly integrated, it is appropriate to continue to classify and allocate the transmission function similarly to the production function. RMP is currently doing this, and Mr. Brubaker proposed this as well.

DPU Br. 35. This is an inaccurate representation of Mr. Brubaker's proposal. Mr. Brubaker does not propose that transmission costs be allocated as RMP is currently doing.

Mr. Brubaker has proposed that transmission be allocated on 3 CP. UIEC Ex. 1.0D, Brubaker Test. 23:4-24:10. While that is similar to how Mr. Brubaker proposes generation be allocated, it is not what RMP is currently doing. Also, Mr. Brubaker has presented strong evidence that supports the allocation of transmission as 100% on demand, which is not what RMP is currently doing. Id.

Alternatively, Mr. Brubaker has urged the Commission to charge Utah ratepayers only for that portion of the capacity that is meant to serve Utah load, and that this capacity should be charged at the Company's OATT rate, adjusted to a fair compensation. Id. at 35:9-14; UIEC Ex. 1.0SR, Brubaker Test. 13:16-14:7; UIEC Ex. Cross No. 7.

RESPECTFULLY submitted this 13th day of January, 2010.

/s/ Vicki M. Baldwin

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F. ROBERT REEDER  
VICKI M. BALDWIN  
PARSONS BEHLE & LATIMER  
Attorneys for UIEC, an Intervention Group

**CERTIFICATE OF SERVICE**

(Docket No. 09-035-23)

I hereby certify that on this 13th day of January 2010, I caused to be e-mailed, a true and correct copy of the foregoing **UIEC's REPLY POST-HEARING BRIEF** to:

Michael Ginsberg  
Patricia Schmidt  
ASSISTANT ATTORNEYS GENERAL  
500 Heber Wells Building  
160 East 300 South  
Salt Lake City, UT 84111  
mginsberg@utah.gov  
pschmid@utah.gov

Michele Beck  
Executive Director  
COMMITTEE OF CONSUMER  
SERVICES  
500 Heber Wells Building  
160 East 300 South, 2<sup>nd</sup> Floor  
Salt Lake City, UT 84111  
mbeck@utah.gov

Jeff Larsen  
David L. Taylor  
Mark Moench  
Yvonne R. Hogle  
Daniel Solander  
ROCKY MOUNTAIN POWER  
201 South Main Street, Suite  
2300  
Salt Lake City, UT 84111  
jeff.larsen@pacificorp.com  
Dave.Taylor@PacifiCorp.com  
Mark.moench@pacificorp.com  
yvonne.hogle@pacificorp.com  
Daniel.solander@pacificorp.com  
datarequest@pacificorp.com

Phil Powlick  
William Powell  
Dennis Miller  
DIVISION OF PUBLIC UTILITIES  
500 Heber Wells Building  
160 East 300 South, 4<sup>th</sup> Floor  
Salt Lake City, UT 84111  
Philippowlick@utah.gov  
wpowell@utah.gov  
dennismiller@utah.gov

Paul Proctor  
ASSISTANT ATTORNEYS  
GENERAL  
500 Heber Wells Building  
160 East 300 South  
Salt Lake City, UT 84111  
pproctor@utah.gov

Cheryl Murray  
Dan Gimble  
UTAH COMMITTEE OF  
CONSUMER SERVICES  
160 East 300 South, 2<sup>nd</sup> Floor  
Salt Lake City, UT 84111  
cmurray@utah.gov  
dgimble@utah.gov

Gary Dodge  
Hatch James & Dodge  
10 West Broadway, Suite 400  
Salt Lake City, UT 84101  
gdodge@hjdllaw.com

Nancy Kelly  
Western Resource Advocates  
9463 N. Swallow Rd.  
Pocatello, ID 83201  
nkelly@westernresources.org  
penny@westernresources.org

Holly Rachel Smith  
Russell W. Ray, PLLC  
6212-A Old Franconia Rd.  
Alexandria, VA 22310  
holly@raysmithlaw.com

Kevin Higgins  
Neal Townsend  
ENERGY STRATEGIES  
39 Market Street, Suite 200  
Salt Lake City, UT 84101  
khiggins@energystrat.com  
ntownsend@energystrat.com

Arthur F. Sandack  
8 East Broadway, Ste 411  
Salt Lake City, Utah 84111  
asandack@msn.com

Katherine A. McDowell  
McDowell & Rackner  
520 SW 6<sup>th</sup> Ave Ste 830  
Portland, OR 97204  
katherine@mcd-law.com

Stephen J. Baron  
J. Kennedy & Associates  
570 Colonial Park Drive, Ste 305  
Roswell, GA 30075  
sbaron@jkenn.com

Gerald H. Kinghorn  
Jeremy R. Cook  
Parsons Kinghorn Harris, P.C.  
111 East Broadway, 11<sup>th</sup> Flr.  
Salt Lake City, Utah 84111  
ghk@pkhlawyers.com  
jrc@pkhlawyers.com

Ryan L. Kelly  
Kelly & Bramwell, P.C.  
11576 South State St., Bldg.  
203  
Draper, UT 84020  
ryan@kellybramwell.com

Steven S. Michel  
Western Resource Advocates  
227 East Palace Ave., Suite M  
Santa Fe, NM 87501  
smichel@westernresources.org

Peter J. Mattheis  
Eric J. Lacey  
Brickfield, Bruchette, Ritts &  
Stone, P.C.  
1025 Thomas Jefferson St.,  
N.W.  
800 West Tower  
Washington, D.C. 2007  
pjm@bbrslaw.com  
elacey@bbrslaw.com

Michael L. Kurtz  
Kurt J. Boehm  
BOEHM, KURTZ & LOWRY  
36 East Seventh Street, Ste 1510  
Cincinnati, Ohio 45202  
mkurtz@BKLawfirm.com  
kboehm@BKLawfirm.com

Dale F. Gardiner  
Van Cott, Bagley, Cornwall &  
McCarthy  
36 South State St., Suite 1900  
Salt Lake City, Utah 84111  
dgardiner@vancott.com

Leland Hogan, President  
Utah Farm Bureau Federation  
9865 South State Street  
Sandy, Utah 84070  
leland.hogan@fbfs.com

Betsy Wolf  
Salt Lake Community Action  
Program  
764 South 200 West  
Salt Lake City, Utah 84101  
[bwolf@slcap.org](mailto:bwolf@slcap.org)

Steve W. Chriss  
Wal-Mart Stores, Inc.  
2001 SE 10<sup>th</sup> Street  
Bentonville, AR 72716-0550  
stephen.chriss@wal-mart.com

Sarah Wright  
Kevin Emerson  
Brandy Smith  
Utah Clean Energy  
1014 2<sup>nd</sup> Avenue  
Salt Lake City, UT 84103  
sarah@utahcleanenergy.org  
Kevin@utahcleanenergy.org  
brandy@utahcleanenergy.org

Howard Geller  
Executive Director  
Southwest Energy Efficiency  
Project (SWEEP)  
2260 Baseline Rd. #212  
Boulder, CO 80302  
hgeller@swenergy.org  
RCollins@westminstercollege.edu

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/s/ Colette V. Dubois

