



*Yvonne R. Hogle  
Senior Counsel  
One Utah Center  
201 S. Main Street, Suite 2300  
Salt Lake City, UT 84111  
801.220.4050  
801.220.3299 Fax*

January 19, 2010

Public Service Commission of Utah  
Heber M. Wells Building  
160 East 300 South  
Salt Lake City, Utah 84110

Attn: Ms. Julie Orchard  
Commission Secretary

Re: **Docket No. 09-035-58, July 29, 2009 Correspondence re Notice  
Pursuant to *Utah Code Ann. §54-17-502(2)(e)***

Dear Commissioners:

On July 29, 2009, Rocky Mountain Power (Company or Rocky Mountain Power) filed a letter (Notice) with the Public Service Commission of Utah (Commission), pursuant to Utah Code Ann. §54-17-502(2)(e), informing the Commission that Rocky Mountain Power reasonably anticipated it would need to acquire or commence construction of at least one renewable resource during the year 2010. The intent of the notice was to provide sufficient time to the Commission to retain a consultant to assist the Commission in monitoring the solicitation process.

In December, a Commission staff member contacted Rocky Mountain Power requesting that the Company confirm that it intended to issue a renewable energy RFP in January 2010, in accordance with the Notice. After assessing the capital budget and the conditions impacting renewable energy development such as availability of transmission, the Company has determined that it does *not* reasonably anticipate that it will commence construction of an additional renewable energy resource in 2010 and, therefore, will not be issuing a renewable energy RFP in January 2010. If a unique opportunity to acquire a renewable energy project or power purchase arrangement is identified as one the Company wishes to pursue in 2010, it will utilize other provisions in Code §54-17-502 to pursue such opportunity.

On a related matter, the Company recognizes that the current requirement of notifying the Commission six months in advance has created some uncertainty for the Commission and could result in unnecessary workload to retain an independent evaluator that ultimately is not needed. The Company is available to discuss potential legislative remedies that the Commission may want to consider.

Please feel free to direct any inquiries regarding this matter to Stacey Kusters at (503) 813-5351 or myself at the number indicated above.

Sincerely,

Yvonne R. Hogle  
Senior Counsel

cc: Stefan Bird  
Stacey Kusters  
Mark Moench  
Jeff Larsen