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State of Utah
Department of Commerce
Division of Public Utilities

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MEMORANDUM

To: Utah Public Service Commission

From: Division of Public Utilities
Phil Powlick, Director
Energy Section
Artie Powell, Manager
Thomas Brill, Technical Consultant
Abdinasir M. Abdulle, Technical Consultant

Date: July 1, 2010

Re: Docket No. 10-035-T04 – Advice No. 10-04 – Schedule 135, Net Metering Service

Recommendation (Conditional Approval)

The Division recommends that the Commission approve the proposed tariff pages as complying with the Commission Order in Docket No. 08-035-78 and Administrative Rule R746-312 with the following modification. The reference for the exceptions for the disconnect switch in Special Condition 6 in Sheet 135.5 should be changed from R746-312-2 to R746-312-4-2a.

Issue

On May 26, 2010, Rocky Mountain Power (RMP or Company) filed its proposed tariff pages for Schedule 135 and accompanying Exhibit 1, which shows the calculation of average retail rate credits for large non-residential customers. On June 1, 2010, the Commission issued an Action Request to the Division requiring a response by June 24, 2010. On June 23, 2010, the Division filed its response to this Action Request recommending approval. On June 24, 2010,

the Commission issued an additional Action Request requesting further comments. This memorandum is the Division's response to the Commission's June 24, 2010 Action Request.

In its June 24, 2010 Action Request, the Commission asked the Division to provide further comment on (1) whether the Division thinks that the Company's proposed 30 days notification period in Special Condition 4 on Sheet 135.4 is reasonable, (2) whether R746-312-2 reference in Special Condition 6 on Sheet 135.5 is correct and (3) whether the proposed wording in Special Condition 6 should be enhanced to specify that exemptions to the disconnect switch location exist.

Discussion

The 30 days notification period indicated in Special Condition 4 is consistent with the language in R746-312-15-2. Therefore, the Division believes that no further comment is needed on this issue. However, the Division notes that the R746-312-2 reference in Special Condition 6 on Sheet 135.5, dealing with exceptions to the requirements for the disconnect switch, is incorrect. The correct reference for the exceptions, including the location exemption, should be R746-312-4-2a. The Division recommends that the Commission direct the Company to correct this reference and re-file its tariff. Given the correction to the reference, the Division does not believe that the proposed wording in Special Condition 6 needs to be enhanced to specify that exemptions to the disconnect switch location exist. With the correct reference, interested customers should be able to locate the applicable exceptions.

Therefore, the Division recommends that the Commission approve the proposed tariff pages as complying with the Commission Order in Docket No. 08-035-78 and Administrative Rule R746-312 with the modification indicated above.

CC: Michele Beck, CCS
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