



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
Thad Levar, Acting Director
Artie Powell, Manager, Energy Section
Thomas Brill, Technical Consultant
Abdinasir Abdulle, Technical Consultant

Subject: Docket No. 10-035-T15, Compliance Filing for Docket No. 10-035-89–Schedules 40, 97 and 98.

Date: December 27, 2010

RECOMMENDATION

The Division recommends that the Commission approve the rate schedules as filed with an effective date of January 1, 2010.

DISCUSSION

This filing was submitted in compliance with the Utah Public Service Commission's (Commission) December 6, 2010, Bench Order adopting the Settlement Stipulation as amended at the hearing in Docket No. 10-035-89. The Commission subsequently issued a final order December 21, 2010, approving the Settlement Stipulation as amended at the hearing. The Settlement Stipulation created (1) Schedule 40, Major Plant Additions, through which the costs associated with MPA I and MPA II will be recovered; (2) Schedule 97, Major Plant Additions Deferral Rider, through which the MPA I deferred balance will be collected from the customers; and (3) Schedule 98, REC Revenues Credit, through which customers will receive credit associated with stipulated renewable energy certificate revenues.

In its December 21st order, the Commission also directed the Company to (1) file a letter with the Commission certifying the in-service dates for the Dunlap I wind project and the Populus to Ben Lomond transmission line, and (2) terminate Schedule 97 and to notify the Commission promptly as soon as the deferred revenue from MPA I, Docket No. 10-035-13, has been collected.

On December 15, 2010, the Company filed its proposed tariff pages for Schedules 40, 97 and 98, as well as an Index Sheet and requested an effective date of January 1, 2011. In addition, on December 23, 2010, the Company filed with the Commission a letter certifying the in-service dates of the transmission and the wind projects. According to the Company, Dunlap I went into service on October 1, 2010, and the Populus to Ben Lomond transmission line went into service on November 19, 2010.

The Division has reviewed the Compliance Filing and verified its accuracy. Therefore, the Division recommends that the Commission approve the filing as complying with the Commission's Order in this matter.

cc: Michele Beck, OCS
Dave Taylor, RMP