

WILLIAM J. EVANS (5276)  
Parsons Behle & Latimer  
One Utah Center  
201 South Main Street, Suite 1800  
Salt Lake City, UT 84111  
Telephone: (801) 532-1234  
Facsimile: (801) 536-6111  
[bevans@parsonsbehle.com](mailto:bevans@parsonsbehle.com)

*Attorneys for Milford Wind Corridor  
Phase II, LLC*

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**BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH**

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In the Matter of the Application of PacifiCorp  
for Approval of an Electric Service Agreement  
for Milford Wind Corridor Phase II, LLC.

**MOTION OF MILFORD WIND  
CORRIDOR PHASE II, LLC FOR  
INTERIM ORDER AUTHORIZING  
ROCKY MOUNTAIN POWER TO  
PROVIDE ELECTRIC SERVICE**

**OR, IN THE ALTERNATIVE,**

**FOR EXPEDITED TREATMENT OF  
ROCKY MOUNTAIN POWER'S  
APPLICATION**

Docket No. 11-035-17

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Pursuant to the provision at Utah Code Ann. § 54-3-7 and Rule 746-100-3.H of the Public Service Commission's Rules of Practice and Procedure, Milford Wind Corridor Phase II, LLC, ("Milford II"), hereby moves the Public Service Commission ("Commission" or "PSC") for an order authorizing Rocky Mountain Power ("RMP" or the "Company") to commence providing electric service to Milford II on an interim basis pending the final order in this docket, or in the alternative, to expedite approval of the Master Electric Service Agreement ("MESA"), which is the subject of this proceeding.

In support of this Motion, Milford II states as follows:

1. On January 24, 2011, RMP filed its Application for Approval of the MESA to provide electric service to Milford II.

2. Milford II concurrently files herewith its Petition for Intervention in this docket as the customer.

3. Milford II is constructing and desires to commence operation of a 102 MW wind generation project located in RMP's service territory in Millard and Beaver Counties, Utah. As with the generation project of its affiliate, Milford Wind Corridor Phase I, LLC ("Milford I"), the output of the Milford II generation facilities will be sold at wholesale to SCPPA under the terms of a power purchase agreement dated March 1, 2010, and will be consumed by customers of SCPPA-affiliated municipalities in Southern California. None of the power from the Milford II generation facility will be available to Utah consumers.

4. On or about January 27, 2010, Milford II requested 345 KV electric service from RMP. Due to delays occasioned by PacifiCorp's need to obtain engineering studies and to secure a wholesale supply of power to serve Milford II; and due to further delays occasioned by the need for PacifiCorp's wholesale supplier, Los Angeles Department of Water and Power ("LADWP"), to it obtain approval from the City of Los Angeles of a wholesale power purchase agreement with PacifiCorp, the Milford II MESA could not be submitted to the Commission for approval until January 24, 2011. As a result, RMP's Application for Approval of the Milford II MESA comes before the Commission nearly one full year after Milford II requested service from RMP.

5. Under its wholesale power purchase agreement with SCPPA, Milford II must begin commercial operation and commence deliveries in April, 2011. Commissioning and

testing of the turbines must be completed before such deliveries can begin, and commissioning and testing cannot begin until Milford II can get electric service from RMP.

6. In order to meet the date of commercial operation, Milford II had scheduled to commence commissioning and testing its first array of wind turbines on January 17, 2011. Due to the delay in finalizing the MESA and submitting it for Commission approval, Milford II has postponed commissioning the turbines until the week of January 24, 2011. Any further delay, however, will place Milford II in jeopardy of missing the deadline for commencement of service under its PPA with SCPPA, which would result in extreme hardship to Milford II.

7. Pursuant to Section 3.03 of the MESA, Milford II is to provide written notice to RMP of its Commencement Date for the provision of retail electric service no earlier than thirty-five (35) days after receipt of such notice. Within two (2) business days after receipt of Milford II's notice of the Commencement Date, RMP must cause PacifiCorp to give notice to LADWP to commence Wholesale Electric Service to PacifiCorp under the Wholesale Power Purchase Agreement between PacifiCorp and LADWP. (MESA § 3.03.) LADWP and the Company have indicated they would be willing to waive the notice requirements for the commencement of wholesale and retail service, respectively, if the Commission were to authorize RMP to commence delivery of power to Milford II on an interim basis pending a final order in this docket.

8. To avoid the extreme hardship that Milford II would otherwise suffer from being unable to begin commissioning its wind turbines, Milford II respectfully requests that the Commission issue an interim order authorizing RMP to immediately commence retail service to Milford II under the terms of the proposed Milford II MESA.

9. No party would be prejudiced by such an interim order, and Milford II hereby acknowledges that the price it will pay for electric power during the interim period, and any terms and conditions of service, would be subject to true-up in accordance with a PSC final order on the Application for Approval of the Milford II MESA.

10. Should the Commission decline to issue an interim order authorizing RMP to commence retail service to Milford II on an interim basis, Milford II requests that RMP's Application be considered on an expedited basis to minimize the delay Milford II will face in commissioning and testing its turbines.

WHEREFORE, Milford II respectfully requests that the Commission issue an interim order authorizing RMP to commence retail service to Milford II, or in the alternative, to expedite its consideration of the Application so that service to Milford II can commence as soon as practicable.

DATED this 24th day of January, 2011.

/s/ William J. Evans  
WILLIAM J. EVANS  
PARSONS BEHLE & LATIMER  
Attorneys for Milford Wind Corridor Phase  
II, LLC

**CERTIFICATE OF SERVICE**

(Docket No. 11-035-17)

I hereby certify that on this 24<sup>th</sup> day of January 2011, I caused to be sent by electronic mail and by U.S. Mail, postage prepaid, a true and correct copy of the foregoing **MOTION OF MILFORD WIND CORRIDOR PHASE II, LLC FOR INTERIM ORDER AUTHORIZING ROCKY MOUNTAIN POWER TO PROVIDE ELECTRIC SERVICE OR, IN THE ALTERNATIVE, FOR EXPEDITED TREATMENT OF ROCKY MOUNTAIN POWER'S APPLICATION** to:

Patricia Schmid  
Felise Thorpe Moll  
ASSISTANT ATTORNEY GENERAL  
500 Heber Wells Building  
160 East 300 South  
Salt Lake City, UT 84111  
[pschmid@utah.gov](mailto:pschmid@utah.gov)  
[ftorpemoll@utah.gov](mailto:ftorpemoll@utah.gov)

Michele Beck  
Executive Director  
UTAH OFFICE OF CONSUMER  
SERVICES  
500 Heber Wells Building  
160 East 300 South, 2<sup>nd</sup> Floor  
Salt Lake City, UT 84111  
[mbeck@utah.gov](mailto:mbeck@utah.gov)

Mark Moench  
Barbara Ishimatsu  
ROCKY MOUNTAIN POWER  
201 South Main Street, Suite 2300  
Salt Lake City, UT 84111  
[Mark.Moench@PacifiCorp.com](mailto:Mark.Moench@PacifiCorp.com)  
[Barbara.ishimatsu@pacificorp.com](mailto:Barbara.ishimatsu@pacificorp.com)

Chris Parker  
William Powell  
DIVISION OF PUBLIC UTILITIES  
500 Heber Wells Building  
160 East 300 South, 4<sup>th</sup> Floor  
Salt Lake City, UT 84111  
[wpowell@utah.gov](mailto:wpowell@utah.gov)  
[cparker@utah.gov](mailto:cparker@utah.gov)

Paul Proctor  
ASSISTANT ATTORNEY GENERAL  
500 Heber Wells Building  
160 East 300 South  
Salt Lake City, UT 84111  
[pproctor@utah.gov](mailto:pproctor@utah.gov)

Cheryl Murray  
Dan Gimble  
UTAH OFFICE OF CONSUMER  
SERVICES  
160 East 300 South, 2<sup>nd</sup> Floor  
Salt Lake City, UT 84111  
[cmurray@utah.gov](mailto:cmurray@utah.gov)  
[dgimble@utah.gov](mailto:dgimble@utah.gov)

/s/ Colette V. Dubois

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