

March 28, 2011

***VIA ELECTRONIC FILING
AND HAND DELIVERY***

Public Service Commission of Utah
Heber M. Wells Building, 4th Floor
160 East 300 South
Salt Lake City, UT 84114

Attention: Julie P. Orchard
Commission Secretary

Re: Advice No. 11-03

Enclosed for filing are an original and two copies of proposed tariff sheets associated with Tariff P.S.C.U No. 47 of PacifiCorp, d.b.a Rocky Mountain Power, applicable to electric service in the State of Utah. Pursuant to the requirement of Rule R746-405D, Rocky Mountain Power (the "Company") states that the proposed tariff sheets do not constitute a violation of state law or Commission rule. The Company will also provide an electronic version of this filing to psc@utah.gov. The Company respectfully requests an effective date of April 27, 2011 for these changes.

Third Revision of Sheet No. 114.1	Schedule 114	Air Conditioner Direct Load Control Program
Second Revision of Sheet No. 114.2	Schedule 114	Air Conditioner Direct Load Control Program
Second Revision of Sheet No. 114.3	Schedule 114	Air Conditioner Direct Load Control Program
Third Revision of Sheet No. 114.4	Schedule 114	Air Conditioner Direct Load Control Program

The purpose of this filing is to propose modifications to the Cool Keeper Program tariff (Schedule 114). The modifications are intended to 1) improve the content of the tariff from an organizational perspective; 2) add clarity to program delivery parameters and participation requirements; and 3) eliminate tariff language that is outdated and/or no longer relevant to the operation of the program. The modifications are administrative in nature and are not expected to impact program economics in any material respect. Detailed below by tariff sheet are the modifications proposed by the Company to the Cool Keeper Program tariff.

Sheet No. 114.1

The Eligible section of the tariff has been eliminated and combined with the contents of the existing Applicable section. Language which limits the Digital Programmable Setback Direct Load Control Thermostat measure to certain schedules has been relocated from the Purpose section to the Applicable section of the program tariff. Schedule 23B has been removed from the Applicable section as an eligible program schedule as this is no longer a current rate schedule in Utah.

Also in the Applicable section, the following language has been added:

“Partial use facilities may be denied Program participation at the discretion of the Company despite meeting all other Program requirements for participation.”

Such facilities may be of limited value to the program if the air conditioner or heat pump to which the program load control device is attached is not operating on a regular basis during the program season. Adding this language to the tariff will enable the Company to enhance program effectiveness by denying participation to customers whose facilities are not expected to contribute to the level of dispatchable load made available to the Company through the program.

Language in the Purpose section defining the program system has been moved to a new tariff section labeled System. The Description section of the program tariff has been renamed System Operation. Within the new System Operation section, language addressing payments by the Company to its program contractor has been eliminated as this language is not relevant to the company’s interaction with its customers. Payments to the contractor by the Company for program delivery are governed by the program delivery contract between the Company and its contractor. A few additional modifications (revisions and deletions) have been made to the language in the System Operation section which are intended to enhance the clarity of the program tariff language and align the tariff language with how the program is currently operated.

Sheet No. 114.2

References to the “Cool Keeper Call Center” have been eliminated from the program tariff as customers are able to interact with the program through multiple channels, including the program web site (www.coolkeeper.net) and by phone. Further, program materials distributed to participants contain the relevant program contact information.

Language describing the process which is to occur in the event of program incentive changes has been modified. The modifications proposed eliminate the requirement for customers to confirm their continued enrollment in the program if the program incentive is reduced. The Company believes that requiring program participants to confirm their continued participation in the program in the event of a reduction in program incentives could result in unnecessary degradation of program participation levels for the following reasons:

- Participants might perceive the process through which they are to confirm their continued program enrollment to be administratively burdensome and therefore not complete the confirmation process;
- Participants may intend to confirm their continued enrollment in the program but neglect, for any number of reasons, to complete the confirmation process;
- If an error is made by a participant in completing the confirmation process, the Company would be required to remove the participant from the program until the matter was resolved.

Each scenario listed above – and others which are similar in nature – would degrade program participation levels unnecessarily and add administrative burden to both the customer and the Company. The proposed modifications to this section are intended to mitigate these issues. In addition, it is important to note that under the proposed notification process, participants will continue to receive notification if the program incentive is reduced and, as always, retain the right to cancel their participation in the program at any time.

Beginning on Sheet 114.2 and continuing on to Sheet 114.3, the Company has included proposed language to govern program participation for customers who reside in rental housing and do not own the program qualifying cooling equipment to which a load control device would be attached. Language concerning this matter in the current tariff in the Qualifying Equipment section of Sheet 114.3 has been replaced by the revisions proposed in this filing. The proposed language specifies that customers who reside in rental housing and do not own the program qualifying cooling equipment unit must first obtain permission from the property owner, owner's representative or the property manager of the housing unit before enrolling in the program. Permission may be obtained by either the customer or the Company or its contractor and can be in the form of a written or verbal approval.

The proposed language for rental housing participants, which continues on to Sheet 114.3, specifies that rental property owners, their representatives or property managers who enroll their facility in the program must agree to notify new tenants of their facility's participation in the program, provide new tenants with program materials and inform them that their participation in the program is voluntary. For customers whose rental housing is enrolled in the program, the Company or its contractor will provide notification in advance of each program season of the customer's enrollment in the program along with a reminder that the customer may cancel their participation in the program at any time.

Beyond the modifications to Sheet 114.2 discussed above, the following language modifications are being proposed to improve the clarity of the tariff language:

- The definition of a program "Participant" has been modified to reflect that the customer must complete the program enrollment process to be a participant of the program;
- Language specifying that participants will have their program enrollment continued if they relocate within the program's control signal area and their new premises is equipped with program qualifying cooling equipment has been modified to make automatic

continued enrollment for relocating customers optional at the discretion of the Company or its contractor.

- Added language which clarifies that participants who have their program enrollment continued after relocating within the program control signal area retain the right to cancel their participation in the program at any time;
- The dispatch event opt-out language has been revised to specify that opting out of a third dispatch event *in one program season* will result in the participant discontinuing their participation in the program.

Sheet 114.3

In addition to the language modifications for rental housing participants included on Sheet 114.3 as discussed above, modifications to the Control Signal Area section are being proposed. The language modifications proposed to this section removes the rigidity of the program's control signal area to the coordinates listed in the tariff and provides flexibility for the Company to allow participation outside of the control signal area if a program load control device installed at the customer's premises is able to receive a reliable dispatch event signal from the program's system. The proposed modifications also enable the Company full discretion to determine whether or not a customer's premises is within range of the program's system and therefore able to receive dispatch event signals.

Within the Qualifying Equipment section and throughout the entire program tariff, references to air conditioning equipment have been replaced with the term "Qualifying Equipment" to signify that central air conditioners are not the only cooling equipment technology that qualifies for program participation; as detailed in the Qualifying Equipment section of the tariff, cooling equipment eligible for program participation can either be an air source split or packaged air conditioner or heat pump.¹ This change is to clarify tariff language and does not signify a change in equipment that is eligible for the program.

Language which specifies that program qualifying equipment must meet National Electric Code (NEC) standards and be in operable condition before the associated customer is enrolled in the program has been added to the Qualifying Equipment section. This language allows the company to deny program participation to inoperable units which will not contribute to the dispatchable load made available through the program.

The Incentive section of the tariff has been moved to Sheet 114.4. No changes to the incentive structure of the program are being proposed through this filing.

Sheet 114.4

In addition to the Incentive section of the tariff being moved to Sheet 114.4, language has been added to this section which specifies that the Company's program contractor may offer

¹ Both air conditioning and heat pump units must meet the Air Conditioning & Refrigeration Institute (ARI) standard rating cooling capacity $\leq 90,000$ Btu per hr (7.5 tons) to be eligible for program participation.

consideration to potential participants beyond the incentives listed in the program tariff to encourage enrollment in the program. Any additional consideration extended to customers by the program contractor will be at the contractor's cost and will not result in additional costs to Rocky Mountain Power's customers. As the program delivery contract between the Company and contractor is pay-for-performance based, i.e. the contractor is paid for the level of dispatchable load enrolled in the program, this language enables the contractor to utilize the marketing techniques it sees fit to encourage participation in the program at its own risk and cost.

Modifications proposed to the Provisions of Service section are intended to clarify intent and remove language which is not relevant to the operation of the program. None of the language modifications proposed to this section signify a change in how the program is operated or administered.

The modifications to the Cool Keeper program tariff proposed herein are not expected to materially impact the cost-effectiveness of the program. For these reasons, Rocky Mountain Power has not provided sensitivity analysis or projected cost effectiveness results with this filing.

Rocky Mountain Power requests the Commission issue an order concerning the tariff modifications proposed herein by April 27, 2011 to allow the Company sufficient time to implement approved program changes by the 2011 cooling season.

It is respectfully requested that all formal correspondence and staff requests regarding this matter be addressed to:

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Informal inquiries may be directed to Aaron Lively, regulatory manager, at (801) 220-4501.

Sincerely,

Jeffrey K. Larsen

Vice President, Regulation

Enclosures

cc: Division of Public Utilities
Office of Consumer Services