



GARY HERBERT.  
*Governor*  
GREG BELL  
*Lieutenant Governor*

State of Utah  
Department of Commerce  
Division of Public Utilities

FRANCINE GIANI  
*Executive Director*

THAD LEVAR  
*Deputy Director*

CHRIS PARKER  
*Director, Division of Public Utilities*

--==-- MEMORANDUM ==--

**TO:** PUBLIC SERVICE COMMISSION OF UTAH

**FROM:** DIVISION OF PUBLIC UTILITIES  
Chris Parker, Division Director  
Artie Powell, Manager, Energy Section  
Shauna Benvegna-Springer, Utility Analyst

**DATE:** March 30, 2011

**SUBJECT:** In the Matter of the Revised Rate Schedules for Ticaboo Electric Improvement District

**RE:** Docket No. 11-2508-T01

**RECOMMENDATION: ACKNOWLEDGE**

The Division has reviewed the tariff sheets, consisting of 62 original tariff sheets, meeting minutes of a November 23, 2010 Ticaboo Electric Improvement District (District) regular meeting and four electric service schedules No. 1, No. 2, No. 3 and No. 4 to replace original tariff sheet No. 5, . The Utah Division of Public Utilities (Division) recommends the Public Service Commission of Utah (Commission) acknowledge the revised tariff sheets of the Ticaboo Electric Improvement District and make them available for public inspection.

**ISSUE:**

On March 10, 2011, the District filed revised tariff sheets and rate schedules set with the assistance of the Division in response to mediation of a complaint filed by Uranium One Ticaboo Inc., Docket No. 10-2508-01 titled, In the Matter of the Complaint of Uranium One Ticaboo,

Inc., Against the Ticaboo Electric Improvement District. On March 15, 2011, the Commission issued an Action Request to the Division of Public Utilities (Division) to investigate the tariff filing. This is the Division response to that Action Request.

**DISCUSSION:**

On June 24, 2010, Uranium One Ticaboo Inc., filed an formal complaint against Ticaboo Electric Improvement District alleging violations of governing Utah law, violations of the District's tariff/rate schedule, breach of contract and other unlawful discriminatory practices.

During a scheduling conference, held on Monday, August 16, 2011, the parties agreed to have the Division attempt to mediate a settlement. The parties initially reached a settlement in principle, but were ultimately unable to memorialize the terms of a settlement. On November 23, 2010, the District held a regular meeting and adopted a new rate schedule to be effective January 1, 2011. On or about December 1, 2010 the Company disconnected its facilities from the District's electric power system, and discontinued operation of its facilities within the District.

As a requirement of the order issued by the Commission granting Ticaboo Electric Improvement District its Certificate of Public Convenience and Necessity, the District is required to file with the Commission and the Division its Tariffs and Rules and Regulations as approved and amended by the District, which they did on March 10, 2011.

Included in the filing, along with 62 original tariff sheets, were four (4) amended tariff sheets accompanied by the meeting minutes of the November 23, 2010 Ticaboo Electric Improvement District Board of Trustees regular meeting. The meeting minutes document that the Board of Trustees passed a budget for 2011 and corresponding rate schedule to be effective on January 1, 2011 unanimously.

The amended Original Sheet No. 5, which is replaced by Second Revision Sheet No. 9, delineated the tariff rates of residential customers, small commercial customers and large commercial customers. Amended Second Revision Sheet No.10 tariff sheet details the application of connection charges. After reviewing the filed tariff sheets, the Division recommends the Commission acknowledge the tariff sheets of the Ticaboo Electric Improvement District and make them available for public inspection.

Cc: Chip Shortreed, Chairman, Ticaboo Electric Improvement District  
Valarie Stewart, DPU Customer Service