

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Application of Rocky Mountain Power for Approval of the Power Purchase Agreement between PacifiCorp and Blue Mountain Power Partners, LLC) DOCKET NO. 13-035-115
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In the Matter of the Application of Rocky Mountain Power for Approval of the Power Purchase Agreement between PacifiCorp and Latigo Wind Park, LLC) DOCKET NO. 13-035-116
) ORDER DENYING REQUESTS FOR
) AGENCY REVIEW AND REHEARING
)
)

ISSUED: November 26, 2013

By The Commission:

On November 5, 2013, Mrs. Corinne Nielson Roring (“Roring”) filed requests in the above-named dockets for agency review and rehearing (“Requests”) of the Commission’s Report and Order (“Order”), issued in these dockets on October 3, 2013, which approved power purchase agreements (“PPAs”) between PacifiCorp, dba Rocky Mountain Power (“PacifiCorp”) and Blue Mountain Power Partners, LLC (“Blue Mountain”) and PacifiCorp and Latigo Wind Park, LLC (“Latigo”) and denied Roring’s petitions to intervene.

On November 15, 2013, Blue Mountain filed a response to Roring’s Requests, and Latigo filed a response on November 19, 2013.

We deny Roring’s Requests for the following two reasons. First, as noted above, the Order was issued October 3, 2013. Pursuant to Utah Admin. Code § R746-100-11(F) and Utah Code Ann. § 63G-4-301(1), petitions for review of Commission orders must be filed within 30 days of issuance of an order. Roring’s Requests were filed past the 30 day deadline. Second, pursuant to Utah Code Ann. § 63G-4-301(1)(b)(ii), a petition for review of a Commission order must state the grounds for review and the relief requested. Roring’s Requests did not state the

DOCKET NOS. 13-035-115 and 13-035-116

- 2 -

grounds for review but instead indicated an intention to “fully brief the facts and issues” at a future time. The 20 day time frame allowed by Utah Code Ann. § 63G-4-302 for our consideration of her Requests has expired.¹

Review of this order is governed by Utah Admin. Code § R746-100-11, Utah Code Ann. §§ 54-7-15, 63G-4-302(b) and 63G-4-401(3), which requires the filing of a petition for judicial review of an order constituting final agency action within 30 days of issuance.

DATED at Salt Lake City, Utah, this 26th day of November, 2013.

/s/ Ron Allen, Chairman

/s/ David R. Clark, Commissioner

/s/ Thad LeVar, Commissioner

Attest:

/s/ Gary L. Widerburg
Commission Secretary
DW#249036

¹ It is unnecessary to address whether a supplemental filing by Roring within that 20 day time frame would have been valid for consideration.

CERTIFICATE OF SERVICE

I CERTIFY that on the 26th day of November, 2013, a true and correct copy of the foregoing was served upon the following as indicated below:

By U.S. Mail:

Latigo Wind Park, LLC
3000 El Camino Real
5 Palo Alto Square, Suite 700
Palo Alto, CA 94306

By Electronic-Mail:

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DOCKET NOS. 13-035-115 and 13-035-116

- 4 -

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