Gary A. Dodge, #0897 HATCH, JAMES & DODGE 10 West Broadway, Suite 400 Salt Lake City, UT 84101 Telephone: 801-363-6363

Facsimile: 801-363-6666 Email: gdodge@hjdlaw.com

Attorneys for SunEdison, LLC

## BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

IN THE MATTER OF SCHEDULE 37 AVOIDED COST PURCHASES FROM OFS Docket No. 13-035-T09

WITHDRAWAL OF REPLY COMMENTS OF SUNEDISON, LLC

SunEdison LLC ("SunEdison") hereby withdraws its Reply Comments filed in this docket dated June 27, 2013.

In Reply Comments filed in this docket dated June 27, 2103, SunEdison disagreed with the recommendations of the Division of Public Utilities and Rocky Mountain Power to revise Schedule 37 pricing at this time, arguing that the proposed changes were premature and unsupported. Having now reviewed Rocky Mountain Power's filing and past Commission orders on Schedule 37 pricing in more detail, SunEdison has concluded that its own Reply Comments were premature.

SunEdision agrees that a new Schedule 37, with updated pricing reflecting the new load

forecast and the current forward price curves, is appropriate at this time. SunEdison has

concluded that the issues it raised in its Reply Comments, along with other issues, should

properly be raised if and when a proposal is made for substantive revisions to the Schedule 37

pricing methodologies, as opposed to in an update to reflect more recent data.

SunEdison takes no position on the issues raised in the Commission's Order dated June

28, 2013, dealing with the on-peak and off-peak hour split and average energy costs. Once the

Commission has resolved those issues to its satisfaction, SunEdison supports issuance of a new

Schedule 37 as soon as practicable, with updated pricing and a new MW cap.

DATED this 8th day of July, 2013.

HATCH, JAMES & DODGE

/s/ \_\_\_\_\_

Gary A. Dodge

Attorneys for SunEdison, LLC

2

## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by email this  $8^{th}$  day of July, 2013, on the following:

Mark Moench	mark.moench@pacificorp.com
Yvonne R. Hogle	yvonne.hogle@pacificom.com
David L. Taylor	dave.taylor@pacificorp.com
Paul Clements	paul.clements@pacificorp.com
Chris Parker William Powell Abdinasir Abdulle	chrisparker@utah.gov wpowell@utah.gov aabdulle@utah.gov
Charles Peterson Patricia Schmid Justin Jetter	chpeterson@utah.gov pschmid@utah.gov jjetter@utah.gov
Michele Beck	mbeck@utah.gov
Cheryl Murray	cmurray@utah.gov
Paul Proctor	pproctor@utah.gov

/s/ \_\_\_\_\_