

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

---

In the Matter of the Investigation of the  
Costs and Benefits of PacifiCorp's Net  
Metering Program

DOCKET NO. 14-035-114  
NOTICE OF ORAL ARGUMENT  
HEARING REGARDING MOTIONS  
FOR FORMAL DISCOVERY

---

ISSUED: August 4, 2017

On August 3, 2017, Rocky Mountain Power ("RMP") filed two similar motions for formal discovery related to discovery requests by RMP to two parties to this docket: Vivint Solar, Inc. ("Vivint") and Auric Solar, LLC ("Auric"). In both motions, Rocky Mountain Power requests expedited consideration and notes a desire to utilize discovery in surrebuttal testimony.

Having received the motions at the end of the day on Thursday, August 3, 2017, and with the deadline for surrebuttal testimony on Tuesday, August 8, 2017, we conclude that we cannot resolve this discovery dispute formally, with a reasonable opportunity for Vivint and Auric to respond, in a time frame that would allow any disputed discovery to be meaningfully utilized in surrebuttal testimony. Therefore, we intend to address the motions and the current status of the discovery disputes, including any appropriate process in the event that we issue an order with respect to the motions, prior to the public witness hearing on Wednesday, August 9, 2017.

**NOTICE OF ORAL ARGUMENT HEARING**

The Public Service Commission will conduct an oral argument hearing in this docket on **Wednesday, August 9, 2017, beginning at 1:00 p.m. (MDT), Fourth Floor Hearing Room 403**, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah. We request that representatives of RMP, Vivint, and Auric come to that oral argument hearing prepared to discuss the current status of the discovery dispute and to provide the Public Service Commission

DOCKET NO. 14-035-114

- 2 -

with the dates the discovery requests were made, the dates Vivint and Auric responded, and the dates of any other communications relevant to the discovery dispute.

DATED at Salt Lake City, Utah, August 4, 2017.

/s/ Thad LeVar, Chair

/s/ David R. Clark, Commissioner

/s/ Jordan A. White, Commissioner

Attest:

/s/ Gary L. Widerburg  
Commission Secretary  
DW#295756

CERTIFICATE OF SERVICE

I CERTIFY that on August 4, 2017, a true and correct copy of the foregoing was delivered upon the following as indicated below:

By Electronic-Mail:

Robert C. Lively ([bob.lively@pacificorp.com](mailto:bob.lively@pacificorp.com))  
Yvonne R. Hogle ([yvonne.hogle@pacificorp.com](mailto:yvonne.hogle@pacificorp.com))  
Daniel E. Solander ([daniel.solander@pacificorp.com](mailto:daniel.solander@pacificorp.com))  
Rocky Mountain Power

D. Matthew Moscon ([dmmoscon@stoel.com](mailto:dmmoscon@stoel.com))  
Attorney for Rocky Mountain Power

Data Request Response Center ([datarequest@pacificorp.com](mailto:datarequest@pacificorp.com))  
PacifiCorp

Bruce M. Plenk ([solarlawyeraz@gmail.com](mailto:solarlawyeraz@gmail.com))  
Thadeus B. Culley ([tculley@kfwlaw.com](mailto:tculley@kfwlaw.com))  
*Counsel for The Alliance for Solar Choice*

Michael D. Rossetti ([mike\\_rossetti@ucare.us.org](mailto:mike_rossetti@ucare.us.org))

Stanley T. Holmes ([stholmes3@xmission.com](mailto:stholmes3@xmission.com))

Casey Roberts ([casey.roberts@sierraclub.org](mailto:casey.roberts@sierraclub.org))  
Travis Ritchie ([travis.ritchie@sierraclub.org](mailto:travis.ritchie@sierraclub.org))  
Derek Nelson ([derek.nelson@sierraclub.org](mailto:derek.nelson@sierraclub.org))  
Sierra Club

Sophie Hayes ([sophie@utahcleanenergy.org](mailto:sophie@utahcleanenergy.org))  
Sarah Wright ([sarah@utahcleanenergy.org](mailto:sarah@utahcleanenergy.org))  
Kate Bowman ([kate@utahcleanenergy.org](mailto:kate@utahcleanenergy.org))  
Utah Clean Energy

Tyler Poulson ([tyler.poulson@slcgov.com](mailto:tyler.poulson@slcgov.com))  
Salt Lake City Corporation

Gary A. Dodge ([gdodge@hjdllaw.com](mailto:gdodge@hjdllaw.com))  
Hatch, James & Dodge

Kevin Higgins ([khiggins@energystrat.com](mailto:khiggins@energystrat.com))  
Neal Townsend ([ntownsend@energystrat.com](mailto:ntownsend@energystrat.com))  
Energy Strategies

Chad Hofheins ([chad@synergypowerpv.com](mailto:chad@synergypowerpv.com))  
Utah Solar Energy Association

David L. Thomas ([dthomas@summitcounty.org](mailto:dthomas@summitcounty.org))  
Summit County Attorney

Stephen F. Mecham ([sfmecham@gmail.com](mailto:sfmecham@gmail.com))

Jerold G. Oldroyd ([oldroydj@ballardspahr.com](mailto:oldroydj@ballardspahr.com))  
Theresa A. Foxley ([foxleyt@ballardspahr.com](mailto:foxleyt@ballardspahr.com))  
Ballard Spahr LLP

Peter J. Mattheis ([pjm@bbrslaw.com](mailto:pjm@bbrslaw.com))  
Eric J. Lacey ([elacey@bbrslaw.com](mailto:elacey@bbrslaw.com))  
Brickfield, Burchette, Ritts & Stone, P.C.

Jeremy R. Cook ([jrc@pkhlawyers.com](mailto:jrc@pkhlawyers.com))  
Parsons Kinghorn Harris, P.C.

William J. Evans ([bevans@parsonsbehle.com](mailto:bevans@parsonsbehle.com))  
Vicki M. Baldwin ([vbaldwin@parsonsbehle.com](mailto:vbaldwin@parsonsbehle.com))  
Parsons Behle & Latimer

Roger Swenson ([roger.swenson@prodigy.net](mailto:roger.swenson@prodigy.net))  
E-Quant Consulting LLC

David Wooley ([dwooley@kfwlaw.com](mailto:dwooley@kfwlaw.com))  
Keyes, Fox & Wiedman LLP

Arthur F. Sandack, Esq. ([asandack@msn.com](mailto:asandack@msn.com))  
IBEW Local 57

Kurt J. Boehm, Esq. ([kboehm@BKLawfirm.com](mailto:kboehm@BKLawfirm.com))  
Jody Kyler Cohn, Esq. ([Jkylercohn@BKLawfirm.com](mailto:Jkylercohn@BKLawfirm.com))  
Boehm, Kurtz & Lowry

Brian W. Burnett, Esq. ([bburnett@kmclaw.com](mailto:bburnett@kmclaw.com))  
Kirton McConkie

Stephen J. Baron ([sbaron@jkenn.com](mailto:sbaron@jkenn.com))  
J. Kennedy & Associates

Sophie Hayes ([sophie@utahcleanenergy.org](mailto:sophie@utahcleanenergy.org))  
Utah Clean Energy

Capt Thomas A. Jernigan ([Thomas.Jernigan@us.af.mil](mailto:Thomas.Jernigan@us.af.mil))  
Mrs. Karen White ([Karen.White.13@us.af.mil](mailto:Karen.White.13@us.af.mil))  
USAF Utility Law Field Support Center

Meshach Y. Rhoades, Esq. ([rhoadesm@gtlaw.com](mailto:rhoadesm@gtlaw.com))  
Greenberg Traurig

Steve W. Chriss ([Stephen.Chriss@wal-mart.com](mailto:Stephen.Chriss@wal-mart.com))  
Wal-Mart Stores, Inc.

Anne Smart ([anne@allianceforsolarchoice.com](mailto:anne@allianceforsolarchoice.com))  
The Alliance for Solar Choice

Meshach Y. Rhoades, Esq. ([rhoadesm@gtlaw.com](mailto:rhoadesm@gtlaw.com))  
Greenberg Traurig

Christine Brinker ([cbrinker@swenergy.org](mailto:cbrinker@swenergy.org))  
Southwest Energy Efficiency Project

Michael Shea ([michael@healutah.org](mailto:michael@healutah.org))  
Heal Utah

Jennifer Gardner ([jennifer.gardner@westernresources.org](mailto:jennifer.gardner@westernresources.org))  
Nancy Kelly ([nkelly@westernresources.org](mailto:nkelly@westernresources.org))  
Western Resource Advocates

Bruce M. Plenk ([solarlawyeraz@gmail.com](mailto:solarlawyeraz@gmail.com))  
The Energy Freedom Coalition of America

Thadeus B. Culley ([tculley@kfwlaw.com](mailto:tculley@kfwlaw.com))  
James M. Van Nostrand ([jvannostrand@kfwlaw.com](mailto:jvannostrand@kfwlaw.com))  
Keyes & Fox, LLP

Elias Bishop ([elias.bishop@auricsolar.com](mailto:elias.bishop@auricsolar.com))  
Auric Solar, LLC

Donald H. Hansen ([dhansen@slco.org](mailto:dhansen@slco.org))  
Jennifer Bailey ([jenbailey@slco.org](mailto:jenbailey@slco.org))  
Salt Lake County

Rick Gilliam ([rick@votesolar.org](mailto:rick@votesolar.org))  
Vote Solar

Thomas A. Daley ([tdaley@parkcity.org](mailto:tdaley@parkcity.org))  
Luke Cartin ([luke.cartin@parkcity.org](mailto:luke.cartin@parkcity.org))  
Park City Municipal Corporation

Nathan K. Fisher ([nathanf@fisherhunterlaw.com](mailto:nathanf@fisherhunterlaw.com))  
Fisher & Hunter, LLC

Dale Crawford ([dale@imwindandsolar.com](mailto:dale@imwindandsolar.com))  
Doug Shipley ([doug@imwindandsolar.com](mailto:doug@imwindandsolar.com))  
Mark Allred ([mark@imwindandsolar.com](mailto:mark@imwindandsolar.com))  
Mark Richards ([markrichards@imwindandsolar.com](mailto:markrichards@imwindandsolar.com))  
Doug Vause ([dougvause@imwindandsolar.com](mailto:dougvause@imwindandsolar.com))  
Intermountain Wind and Solar, LLC

Daniel Mach ([danielmach@quinnemanuel.com](mailto:danielmach@quinnemanuel.com))  
Jennifer Selendy ([jenniferselendy@quinnemanuel.com](mailto:jenniferselendy@quinnemanuel.com))  
Quinn Emanuel Urquhart & Sullivan, LLP

Patricia Schmid ([pschmid@agutah.gov](mailto:pschmid@agutah.gov))  
Justin Jetter ([jjetter@agutah.gov](mailto:jjetter@agutah.gov))  
Robert Moore ([rmoore@agutah.gov](mailto:rmoore@agutah.gov))  
Steven Snarr ([stevensnarr@agutah.gov](mailto:stevensnarr@agutah.gov))  
Assistant Utah Attorneys General

Erika Tedder ([etedder@utah.gov](mailto:etedder@utah.gov))  
Division of Public Utilities

By Hand-Delivery:

Office of Consumer Services  
160 East 300 South, 2<sup>nd</sup> Floor  
Salt Lake City, UT 84111

---

Administrative Assistant