

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Formal Complaint of)
Rod Stephens against Rocky Mountain) DOCKET NO. 14-035-52
Power) REPORT AND ORDER

ISSUED: January 12, 2015

SYNOPSIS

The Commission denies Mr. Stephens's complaint and grants the Company's motion to dismiss.

On November 4, 2014, the Commission issued an order in this docket. The order states, in pertinent part:

[T]he Commission suspends a final order in this docket pending receipt of a survey from Mr. Stephens showing the power pole at issue is "at the lot line" or on his property. Mr. Stephens may file the survey with the Commission within 60 days of this order. If Mr. Stephens fails to file a survey, or if the survey does not establish that the power pole in question is on his property, his complaint will be deemed denied and the Company's motion granted. Alternatively, if the survey shows the power pole is on his property, then he will have met the requirements of Regulation No. 12(2)(e) and he will have demonstrated his entitlement to the relief requested.¹

Sixty days have elapsed since our November 4, 2014, order, and Mr. Stephens has not filed a survey. Therefore, consistent with, and for the reasons stated in our prior order, Mr. Stephens's complaint is denied and the Company's motion to dismiss is granted. This is a final order.

¹ Order, issued November 4, 2014 (emphasis added).

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DATED at Salt Lake City, Utah, this 12th day of January, 2015.

/s/ Melanie A. Reif
Administrative Law Judge

Approved and confirmed this 12th day of January, 2015, as the Report and Order
of the Public Service Commission of Utah.

/s/ Ron Allen, Chairman

/s/ David R. Clark, Commissioner

/s/ Thad LeVar, Commissioner

Attest:

/s/ Gary L. Widerburg
Commission Secretary
DW#262985

Notice of Opportunity for Agency Review or Rehearing

Pursuant to Utah Code Ann. §§ 63G-4-301 and 54-7-15, a party may seek agency review or rehearing of this order by filing a request for review or rehearing with the Commission within 30 days after the issuance of the order. Responses to a request for agency review or rehearing must be filed within 15 days of the filing of the request for review or rehearing. If the Commission fails to grant a request for review or rehearing within 20 days after the filing of a request for review or rehearing, it is deemed denied. Judicial review of the Commission's final agency action may be obtained by filing a Petition for Review with the Utah Supreme Court within 30 days after final agency action. Any Petition for Review must comply with the requirements of Utah Code Ann. §§ 63G-4-401, 63G-4-403, and the Utah Rules of Appellate Procedure.

CERTIFICATE OF SERVICE

I CERTIFY that on the 12th day of January, 2015, a true and correct copy of the foregoing was served upon the following as indicated below:

By E-Mail:

Rod Stephens (roddstephens@gmail.com)

Jared D. Bingham (bingjd@comcast.net)

Counsel for Rod Stephens

Yvonne Hogle (yvonne.hogle@pacificorp.com)

Daniel Solander (daniel.solander@pacificorp.com)

Megan McKay (megan.mckay@pacificorp.com)

Bob Lively (bob.lively@pacificorp.com)

Autumn Braithwaite (autumn.braithwaite@pacificorp.com)

Rocky Mountain Power

Patricia Schmid (pschmid@utah.gov)

Justin Jetter (jjetter@utah.gov)

Rex Olsen (rolsen@utah.gov)

Utah Assistant Attorneys General

Hand-Delivery:

Division of Public Utilities
160 East 300 South, 4th Floor
Salt Lake City, Utah 84111

Office of Consumer Services
160 East 300 South, 2nd Floor
Salt Lake City, Utah 84111

Administrative Assistant