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**BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH**

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In the Matter of Rocky Mountain Power's Proposed  
Revisions to Electric Service Schedule No. 37,  
Avoided Cost Purchases from Qualifying Facilities.

**PETITION TO INTERVENE**

Docket No. 14-035-T04

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In accordance with Rule 746-100-7 of the Public Service Commission's ("Commission") Rules of Practice and Procedure and the Provisions of Utah Code Ann. § 63-46b-9, Kennecott Utah Copper LLC ("Kennecott") and Tesoro Refining & Marketing ("Tesoro") (jointly "Parties") request leave to intervene in the above-captioned matter.

In support of this Petition to Intervene, Parties state as follows:

1. On May 7, 2014, PacifiCorp, doing business in Utah as Rocky Mountain Power ("RMP"), requested that the Commission approve certain changes to the currently effective avoided cost pricing for small qualifying facilities ("QF").

2. On June 5, 2014, the Commission issued a scheduling order requiring that interested parties file their petitions to intervene no later than August 19, 2014.

3. Kennecott currently has two QF contracts with PacifiCorp. One contract is for PacifiCorp's purchase of energy from a cogeneration facility at Kennecott's smelter and the

other is for PacifiCorp's purchase of energy from a cogeneration MW facility at Kennecott's refinery. Kennecott anticipates entering new QF contracts with PacifiCorp for these facilities after the expiration of these contracts. Kennecott is also a customer of RMP so that it bears some responsibility for RMP's recovery of its QF costs.

4. Tesoro currently has one QF contract with PacifiCorp for the purchase of energy from a cogeneration facility. Tesoro anticipates that it will enter a new QF contract with PacifiCorp for this facility after the expiration of this contract. Tesoro is also a customer of RMP so that it bears some responsibility for RMP's recovery of its QF costs.

5. In this proceeding RMP proposes that the avoided cost calculation for purchases from small QFs mirror the avoided cost calculation for purchases from large QFs.

6. The Parties' interests will be affected by the Commission's decision in this matter. They have a direct, immediate, and substantial interest in this proceeding, and their interests will not be adequately represented by any other party to this proceeding.

7. If the Parties are granted leave to intervene in this proceeding, they hereby request that service of all pleadings, notices, etc. be made to the following:

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8. The interests of justice and the orderly and prompt conduct of this proceeding will not be impaired by the grant of the Parties' Petition to Intervene.

9. The Parties have not yet determined the level of their participation.

10. The Parties request that the Commission grant their intervention as their interests may appear.

WHEREFORE, Kennecott and Tesoro request that the Commission enter an Order granting them permission to intervene in this docket and to participate to the full extent allowed by the law.

DATED this 19th day of August, 2014.

/s/ Vicki M. Baldwin

WILLIAM J. EVANS

VICKI M. BALDWIN

PARSONS BEHLE & LATIMER

Attorneys for Kennecott Utah Copper, LLC and  
Tesoro Refining & Marketing

**CERTIFICATE OF SERVICE**

(Docket No. 14-035-T04)

I hereby certify that on this 19th day of August 2014, I caused to be e-mailed, a true and correct copy of the foregoing **PETITION TO INTERVENE** to:

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/s/ Colette V. Dubois