



PublicService Commission <psc@utah.gov>

Re: Formal Complaint, Docket No. 15-035-74

1 message

Jeff Ciachurski <westernwind@shaw.ca>

Wed, Sep 23, 2015 at 11:49 AM

To: PublicService Commission <psc@utah.gov>

Cc: Paul Clements <paul.clements@pacificorp.com>, Chris Parker <chrisparker@utah.gov>, cliff m webb <cliff.m.webb@gmail.com>

Thanks Laurie

Just to confirm we did try to settle the dispute with the Utility under a formal mediation process and the mediator issued his findings and settlement decision. Unfortunately the Utility did not agree with the mediators decision and recommendations.

We also confirm that we have spoken with and met with the Division of Public Utilities and have been informed by the division verbally, to make the filing as the Division does not have the authority under Utah legislation to compel the Utility

to adhere as a "minimum" to the mediators recommendation nor the power to compel the Utility to resolve any dispute. We will seek guidance as to how to make a proper filing and will do so in short order.

JEFF CIACHURSKI

Member

Blue Mountain Power Partners, LLC

Chief Executive Officer

Greenbriar Capital Corp

Greenbriar Capital Holdco Inc

Greenbriar Capital (U.S.) LLC

9 Landport, Newport Beach

California USA 92660

Direct: 949-903-5906

westernwind@shaw.cajciachurski@greenbriarcapitalcorp.comwww.greenbriarcapitalcorp.com

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From: "PublicService Commission" <psc@utah.gov>**To:** westernwind@shaw.ca, "Paul Clements" <paul.clements@pacificorp.com>, "Chris Parker" <chrisparker@utah.gov>, "cliff m webb" <cliff.m.webb@gmail.com>**Sent:** Wednesday, September 23, 2015 10:34:29 AM**Subject:** Formal Complaint, Docket No. 15-035-74

Mr. Ciachurski:

Your filing does not comply with the rules applicable to the process for filing a document with the Commission or the rules governing the required form of pleadings. Please refer to Utah Administrative Code R746-100-4 and the Commission's website at <http://www.psc.utah.gov/filingrequirements.html> for instructions concerning how to

properly submit your filing. You can find the administrative rules applicable to Commission filings at <http://www.rules.utah.gov/publicat/code/r746/r746.htm>. The rules governing the form of pleadings are enumerated in R746-100-3.

Additionally, 17 of the 20 pages of the attachment to your email are designated "confidential" at the bottom of the page. The Commission's rules contain requirements for filing materials that a party claims to be confidential, which are found in R746-100-16. Your filing does not comply. If you elect to resubmit your filing and claim confidential status for any portion of it under the Commission's rules, please comply with the requirements in the rule.

Please also note the rules require parties to attempt to resolve any complaint first with the utility and then with the Division of Public Utilities before submitting a complaint to the Commission. If you elect to resubmit your filing in the form of a complaint, please specify if and how you or the party on whose behalf you are filing have complied with this requirement.

We have opened a docket to process your filing and will post your email (without the attachment that you have designated confidential) and this response to the Commission's website. The docket will otherwise be suspended until you have submitted a request for agency action, complaint or other request for relief that complies with the Commission's rules and minimum pleading requirements.

Thank you.

Public Service Commission of Utah

160 E 300 S, 4th Floor

Salt Lake City, UT 84111

[801-530-6716](tel:801-530-6716)

psc@utah.gov

----- Forwarded message -----

From: **Jeff Ciachurski** <westernwind@shaw.ca>

Date: Tue, Sep 22, 2015 at 6:50 PM

Subject: Formal Complaint

To: jordanwhite@utah.gov

Cc: Paul Mkt Function Clements <Paul.Clements@pacifcorp.com>, Chris Parker <chrisparker@utah.gov>, Cliff Webb <cliff.m.webb@gmail.com>

Hello Mr. White,

This email serves as our formal notice of complaint and request for agency action against PacifiCorp and its officers and directors regarding the Blue Mountain wind project located in San Juan County, Utah.

The attached is self-explanatory and we have a very detailed evidentiary filing we will present once a formal hearing date is arranged by the Commission.

Please call or email with any questions.

JEFF CIACHURSKI

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