

Exhibit A

Jeremy C. Reutzal (10692)
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Attorneys for Intervenors

BEFORE THE UTAH UTILITY FACILITY REVIEW BOARD

ROCKY MOUNTAIN POWER,

Petitioner,

vs.

WASATCH COUNTY,

Respondent.

MARK 25, LLC; BLACK ROCK RIDGE
MASTER HOMEOWNERS ASSOCIATION,
INC.; BLACK ROCK RIDGE TOWNHOME
OWNERS ASSOCIATION, INC.; BLACK
ROCK RIDGE CONDOMINIUM
ASSOCIATION, INC.,

Intervenors.

SUBPOENA

Docket No. 16-035-09

TO: Promontory Investments, LLC and Promontory Development, LLC
c/o CT Corporation System
1108 E. South Union Ave.
Midvale, Utah 84047

You are commanded to appear at the offices of BENNETT TUELLER JOHNSON & DEERE, 3165 East Millrock Dr., Suite 500, Salt Lake City, Utah 84121 on **Tuesday, April 26, 2016**, at 10:00 a.m. in connection with the above-entitled action pending before the Utah Facility Review Board to testify at a deposition. This deposition will be taken upon oral examination, before a duly authorized court reporter, pursuant to Rules 26 and 30 of the Utah Rules of Civil Procedure.

In accordance with Rule 30(b)(6) of the Utah Rules of Civil Procedure, Promontory Investments, LLC and Promontory Development, LLC (collectively, “**Promontory**”) shall designate one or more officers, directors, managing agents, or other persons who consent to testify on their behalf and may set forth, for each person designated, the matters on which the person will testify.

Promontory’s deposition shall be on the following particular matters:

1. The location and scope of the easement across Promontory’s property in Summit County, Utah where Rocky Mountain Power’s presently existing 46 kV transmission line is located (the “**Original Easement**”);
2. The location and scope of the new easement Promontory has granted Rocky Mountain Power for the relocation of the transmission line to another portion of its property near the border of Wasatch County and Summit County (the “**New Easement**”);
3. Any agreements Promontory has reached with Rocky Mountain Power regarding the relocation of the transmission line, including the negotiations which preceded any agreement;
4. Communications between Promontory and Rocky Mountain Power regarding the Original Easement and the New Easement; and
5. Promontory’s development of its property within the Original Easement.

You must also copy the following documents and mail or deliver the copies to the offices of **BENNETT TUELLER JOHNSON & DEERE, c/o Jeremy C. Reutzel, 3165 East Millrock Dr., Suite 500, Salt Lake City, Utah 84121**:

1. Any agreements entered into between Rocky Mountain Power and Promontory (or any of Promontory’s agents, affiliates, or representatives) regarding easements and/or transmission lines on Promontory’s property located in Wasatch County and Summit County, Utah.
2. Any written or electronic communications Promontory has had with Rocky Mountain Power regarding the easements and transmission lines referenced in the previous paragraph.
3. Any written or electronic communications with Summit County regarding the development plans related to the real property subject to the “old easement” described in your Conditional Petition to Intervene filed in the above-referenced matter.

You must deliver copies of these documents no later than: **Thursday, April 21, 2016**.

Notice to Persons Served with a Subpoena must be served with this Subpoena. The Notice explains your rights and obligations. If you are commanded to appear at a trial, hearing or deposition, a one-day witness fee must be served with this Subpoena. A one-day witness fee is \$18.50 plus \$1.00 for each 4 miles you have to travel over 50 miles (one direction).

You may object to this Subpoena for any of the reasons listed in paragraph 6 of the Notice by serving a written objection upon the attorney listed at the top of this Subpoena. You must comply with any part of the Subpoena to which you do not object.

DATED this 7th day of April, 2016.

BENNETT TUELLER JOHNSON & DEERE

/s/ Jeremy C. Reutzel
Attorneys for Intervenors

Notice to Persons Served with a Subpoena

(1) Rights and responsibilities in general. A subpoena is a court order whether it is issued by the court clerk or by an attorney as an officer of the court. You must comply or file an objection, or you may face penalties for contempt of court. If you are commanded to produce documents or tangible things, the subpoena must be served on you at least 14 days before the date designated for compliance. If you are commanded to appear at a trial, hearing, deposition, or other place, a one-day witness fee must be served with this subpoena. A one-day witness fee is \$18.50 plus \$1.00 for each 4 miles you have to travel over 50 miles (one direction). When the subpoena is issued on behalf of the United States or Utah, fees and mileage need not be tendered. The witness fee for each subsequent day is \$49.00 plus \$1.00 for each 4 miles you have to travel over 50 miles (one direction).

(2) Subpoena to copy and mail documents. If the subpoena commands you to copy documents and mail the copies to the attorney or party issuing the subpoena, you must organize the copies as you keep them in the ordinary course of business or organize and label them to correspond with the categories in the subpoena. The party issuing the subpoena must pay the reasonable cost of copying the documents. You must mail with the copies a Declaration of Compliance with Subpoena stating in substance:

- (A) that you have knowledge of the facts contained in the declaration;
- (B) that the documents produced are a full and complete response to the subpoena;
- (C) that originals or true copies of the original documents have been produced; and
- (D) the reasonable cost of copying the documents.

A Declaration of Compliance with Subpoena form is part of this Notice; you may need to modify it to fit your circumstances.

(3) Subpoena to appear. If the subpoena commands you to appear at a trial, hearing, deposition, or for inspection of premises, you must appear at the date, time, and place designated in the subpoena. The trial or hearing will be at the courthouse in which the case is pending. For a deposition or inspection of premises, you can be commanded to appear in only the following counties:

- (A) If you are a resident of Utah, the subpoena may command you to appear or to produce documents, electronic records or tangible things or to permit inspection of premises in the county:

- in which you reside;
- in which you are employed;
- in which you transact business in person; or
- in which the court orders.

- (B) If you are not a resident of Utah, the subpoena may command you to appear or to produce documents, electronic records or tangible things or to permit inspection of premises in the county:

- in which you are served with the subpoena; or
- in which the court orders.

(4) Subpoena to permit inspection of premises. If the subpoena commands you to appear and to permit the inspection of premises, you must appear at the date, time, and place designated in the subpoena and do what is necessary to permit the premises to be inspected.

(5) Subpoena to produce documents or tangible things. If the subpoena commands you to produce documents or tangible things, you must produce the documents or tangible things as you keep them in the ordinary course of business or organize and label them to correspond with the categories in the subpoena. The subpoena may require you to produce the documents at the trial, hearing, or deposition or to mail them to the issuing party or attorney. The party issuing the subpoena must pay the reasonable cost of copying and producing the documents or tangible things. You must produce with the documents or tangible things a Declaration of Compliance with Subpoena stating in substance:

- (A) that you have knowledge of the facts contained in the declaration;
- (B) that the documents produced are a full and complete response to the subpoena;
- (C) that originals or true copies of the original documents have been produced; and
- (D) the reasonable cost of copying the documents.

A Declaration of Compliance with Subpoena form is part of this Notice; you may need to modify it to fit your circumstances.

(6) Objection to a subpoena. You must comply with those parts of the subpoena to which you do not object. You may object to all or part of the subpoena if it:

- (A) fails to allow you a reasonable time for compliance (If you are commanded to produce documents or tangible things, the subpoena must be served on you at least 14 days before the date designated for compliance.);
- (B) requires you, as a resident of Utah, to appear at a deposition or to produce documents, electronic records or tangible things or to permit inspection of premises in a county in which you do not reside, are not employed, or do not transact business in person, unless the judge orders otherwise;
- (C) requires you, as a non-resident of Utah, to appear at a deposition or to produce documents, electronic records or tangible things or to permit inspection of premises in a county other than the county in which you were served, unless the judge orders otherwise;
- (D) requires you to disclose privileged or other protected matter and no exception or waiver applies;
- (E) requires you to disclose a trade secret or other confidential research, development, or commercial information;
- (F) subjects you to an undue burden; or
- (G) requires you to disclose an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study that was not made at the request of a party.

(7) How to object. To object to the subpoena, serve the Objection to Subpoena on the party or attorney issuing the subpoena. The name and address of that person should appear in the upper left corner of the subpoena. You must do this before the date for compliance. An Objection to Subpoena form is part of this Notice; you may need to modify it to fit your

circumstances. Once you have filed the objection, do not comply with the subpoena unless ordered to do so by the court.

(8) Motion to compel. After you make a timely written objection, the party or attorney issuing the subpoena might serve you with a motion for an order to compel you to comply and notice of a court hearing. That motion will be reviewed by a judge. You have the right to file a response to the motion, to attend the hearing, and to be heard. You have the right to be represented by a lawyer. If the judge grants the motion, you may ask the judge to impose conditions to protect you.

(9) Organizations. An organization that is not a party to the suit and is subpoenaed to appear at a deposition must designate one or more persons to testify on its behalf. The organization may set forth the matters on which each person will testify. URCP 30(b)(6).

CERTIFICATE OF SERVICE

I hereby certify that on the 7th day of April, 2016, I caused a true and correct copy of the foregoing **SUBPOENA** to be served upon each of the following as indicated below:

By Electronic-Mail:

Beth Holbrook (bholbrookinc@gmail.com)
Utah League of Cities and Towns

David Wilson (dwilson@co.weber.ut.us)
Utah Association of Counties

Data Request Response Center (datarequest@pacificorp.com)
PacifiCorp

Robert C. Lively (bob.lively@pacificorp.com)
Yvonne Hogle (yvonne.hogle@pacificorp.com)
Daniel Solander (daniel.solander@pacificorp.com)
Rocky Mountain Power

Scott Sweat (ssweat@wasatch.utah.gov)
Tyler Berg (tberg@wasatch.utah.gov)
Wasatch County

D. Matthew Moscon (matt.moscon@stoel.com)
Richard R. Hall (richard.hall@stoel.com)
STOEL RIVES LLP

Patricia Schmid (pschmid@utah.gov)
Justin Jetter (jjetter@utah.gov)
Rex Olsen (rolsen@utah.gov)
Robert Moore (rmoore@utah.gov)
Assistant Utah Attorneys General

By U.S. Mail:

Promontory Development, LLC and
Promontory Investments, LLC
c/o Mark O. Morris
Snell & Wilmer LLP
15 West South Temple, Suite 1200
Salt Lake City, UT 84101

Jeremy C. Reutzel (10692)
Ryan M. Merriman (14720)
BENNETT TUELLER JOHNSON & DEERE
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Facsimile: (801) 438-2050
Email: jreutzel@btjd.com, rmerriman@btjd.com

Attorneys for Intervenors

BEFORE THE UTAH UTILITY FACILITY REVIEW BOARD

ROCKY MOUNTAIN POWER,

Petitioner,

vs.

WASATCH COUNTY,

Respondent.

MARK 25, LLC; BLACK ROCK RIDGE
MASTER HOMEOWNERS
ASSOCIATION, INC.; BLACK ROCK
RIDGE TOWNHOME OWNERS
ASSOCIATION, INC.; BLACK ROCK
RIDGE CONDOMINIUM ASSOCIATION,
INC.,

Intervenors.

NOTICE OF DEPOSITION

(Rocky Mountain Power)

Docket No. 16-035-09

PLEASE TAKE NOTICE that on Wednesday, April 27, 2016 at 10:00 a.m. at the offices of **Bennett Tueller Johnson & Deere, located at 3165 E. Millrock Drive, Suite 500, Salt Lake City, Utah 84121**, Intervenors Mark 25, LLC, Black Rock Ridge Master Homeowners Association, Inc., Black Rock Ridge Townhome Owners Association, Inc., and Black Rock Ridge Condominium Association, Inc. will take the deposition of Petitioner Rocky Mountain

CERTIFICATE OF SERVICE

I hereby certify that on the 7th day of April 2016, I caused a true and correct copy of the foregoing **NOTICE OF DEPOSITION** to be served upon each of the following as indicated below:

By Electronic-Mail:

Beth Holbrook (bholbrookinc@gmail.com)
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Daniel Solander (daniel.solander@pacificorp.com)
Rocky Mountain Power

Scott Sweat (ssweat@wasatch.utah.gov)
Tyler Berg (tberg@wasatch.utah.gov)
Wasatch County

D. Matthew Moscon (matt.moscon@stoel.com)
Richard R. Hall (richard.hall@stoel.com)
STOEL RIVES LLP

Patricia Schmid (pschmid@utah.gov)
Justin Jetter (jjetter@utah.gov)
Rex Olsen (rolsen@utah.gov)
Robert Moore (rmoore@utah.gov)
Assistant Utah Attorneys General

By U.S. Mail:

Promontory Development, LLC and
Promontory Investments, LLC

Mark O. Morris (mmorris@swlaw.com)
Snell & Wilmer LLP
15 West South Temple, Suite 1200
Salt Lake City, UT 84101

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

/s/ Jeremy C. Reutzel

EXHIBIT A

Pursuant to Utah Rule of Civil Procedure 30(b)(6), Rocky Mountain Power is directed to designate one or more officers, directors, managing agents, or other persons to testify on its behalf regarding the following topics:

1. The location and scope of the easement in favor of RMP across property owned by Promontory Investments, LLC, or Promontory Development, LLC (collectively “*Promontory*”), in Summit County, Utah, where Rocky Mountain Power’s presently existing 46 kV transmission line is located (the “*Original Easement*”);

2. The location and scope of the new easement Promontory has granted RMP for the relocation of the transmission line to another portion of its property near the border of Wasatch County and Summit County (the “*New Easement*”);

3. Any agreements RMP has reached regarding the relocation of the transmission line, including the negotiations which preceded any agreement;

4. Communications between RMP and Promontory regarding the Original Easement and the New Easement;

5. The factual basis for RMP’s claim that relocating the transmission line from the Old Easement to the New Easement is necessary for RMP to provide safe, reliable, adequate, and efficient service to its customers;

6. Safety risks associated with constructing an upgraded transmission line on the Original Easement and/or the New Easement;

7. Any adverse effects to the reliability, adequacy, and efficiency of service to RMP's customers if an upgraded transmission line is constructed on the Original Easement or the New Easement;

8. The "standard cost" (as defined in Utah Code section 54-14-103(9)(a)) of constructing an upgraded transmission line on either the Original Easement or the New Easement;

9. RMP's negotiations and communications with landowners adjacent to the proposed transmission line who have not granted RMP a new, updated, or revised easement in connection with RMP's efforts to upgrade the transmission line;

10. All documents and applications RMP has submitted to Summit County or Wasatch County regarding the proposed upgraded transmission line as they relate to RMP's ability to prove safe, reliable, adequate, and efficient to service to RMP's customers;

11. Studies, evaluations, or reports RMP has either conducted or hired another entity or person to conduct regarding the safe, reliable, adequate, and efficient service associated with constructing the upgraded transmission line on either the Original Easement or the New Easement;

12. RMP's responses to discovery requests;

13. All documents RMP has produced in response to discovery requests;

14. RMP's efforts to locate documents and other information in response to Intervenors' discovery requests; and

15. RMP's document retention policies.

Jeremy C. Reutzel (10692)
Ryan M. Merriman (14720)
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Salt Lake City, Utah 84121-5027
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Attorneys for Intervenors

BEFORE THE UTAH UTILITY FACILITY REVIEW BOARD

ROCKY MOUNTAIN POWER,

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MARK 25, LLC; BLACK ROCK RIDGE
MASTER HOMEOWNERS ASSOCIATION,
INC.; BLACK ROCK RIDGE TOWNHOME
OWNERS ASSOCIATION, INC.; BLACK
ROCK RIDGE CONDOMINIUM
ASSOCIATION, INC.,

Intervenors.

**INTERVENORS' FIRST SET OF
DISCOVERY REQUESTS TO
PETITIONER ROCKY MOUNTAIN
POWER**

Docket No. 16-035-09

Pursuant to Rules 33, 34, and 36 of the Utah Rules of Civil Procedure, Utah Code section 63G-4-205(1)–(2), and the Board’s Scheduling Order entered March 24, 2016, Intervenors Mark 25, LLC (“*Mark*”); Black Rock Ridge Master Homeowners Association, Inc. (“*Master Association*”); Black Rock Ridge Townhome Owners Association, Inc. (“*Townhome*”);

Association"); and Black Rock Ridge Condominium Association, Inc. ("*Condo Association*"), by and through counsel of record, hereby submit their first set of discovery requests to Petitioner Rocky Mountain Power ("*RMP*"). The Master Association, Townhome Association, Condo Association, and Mark are collectively referred to as the "*Intevenors*" herein.

You are required within five (5) business days of service hereof to respond, under oath and in writing, to each of the following interrogatories, and to produce for inspection and copying at the offices of Bennett Tueller Johnson & Deere, 3165 East Millrock Drive, Suite 500, Salt Lake City, Utah 84121, the documents and things described in the following requests for production of documents and things.

Please take notice that, pursuant to Rule 36 of the Utah Rules of Civil Procedure, the matters in the requests for admissions shall be deemed admitted unless said requests for admissions are responded to within 5 business days after service of these Requests or within such shorter or longer time as the Board may allow.

INSTRUCTIONS

You are required to answer these Requests to the extent of all information that is available or may be available to you or any person, firm, corporation, or other entity acting on your behalf and not merely information within your personal knowledge. If any information called for by any of these Requests is not available in the full detail requested, such Request shall be deemed to require you to set forth the information related to the subject matter of the Request in such detail as is available, including and describing the method by which any estimate is made.

2. If you believe that all or any part of these Requests invade any privilege which you desire to assert, you shall nonetheless respond to each part of the Request that does not invade the asserted privilege. As to each part for which any privilege is claimed, state the basis for the assertion of the privilege and sufficient information to apprise the parties of the nature and extent of the privilege asserted.

3. If you attempt to answer any interrogatory by production of documents, designate which documents are responsive to which interrogatory, including the subsection thereof, as required by Rule 33(d) of the Utah Rules of Civil Procedure.

4. The conjunctives “and” and “or” as used in these Requests shall be construed both conjunctively and disjunctively and shall include the other.

5. Every word written in the singular shall be construed as plural and every word written in the plural shall be construed as singular where necessary to facilitate complete answers to these Requests.

6. If a privilege is claimed as to any document, provide the information necessary to identify the document and state separately for each document claimed to be privileged the reason for the claim of the privilege.

7. These Requests are deemed continuing, and should additional information come to light to be developed by you as to the questions propounded or documents requested to be identified, the same shall promptly be supplied as a supplement to the answers requested to be submitted hereunder and/or documents to be identified.

8. The answers to these Requests or objections made thereto by a party represented by an attorney shall be signed by at least one attorney of record in the attorney's individual name, and the attorney's address shall also be stated.

DEFINITIONS

1. The term "RMP," "you," or "your" shall refer to Rocky Mountain Power, its employees, agents, attorneys, consultants, investigators, beneficiaries, trustees, parent companies, subsidiaries, or other representatives, and all other persons acting on its behalf.

2. The term "Promontory" shall refer to Promontory Investments, LLC, an Arizona company, its employees, agents, attorneys, consultants, investigators, beneficiaries, trustees, or other representatives, and all other persons acting on its behalf.

3. The term "Transmission Line" shall refer to the segment of the existing RMP 46 kV power transmission line running from the Coalville Substation to the Silver Creek Substation that is currently situated in Summit County, Utah across land owned by Promontory.

4. The term "Upgraded Transmission Line" shall refer to the proposed 138 kV power transmission line that RMP seeks to construct.

5. The term "Original Easement" shall refer to the right-of-way RMP owns or has owned in Summit County and/or Wasatch County across Promontory's property where the Transmission Line is currently located.

6. The term "New Easement" shall refer to any right-of-way RMP has acquired to construct and operate the Upgraded Transmission Line on Promontory's property in Wasatch County and/or Summit County.

7. The term “Document(s)” is intended to be comprehensive and to include, without limitation, all forms of electronic and digital information, schedules, letters, reports, memoranda, records, studies, notices, recordings, photographs, papers, charts, analyses, graphs, indices, data sheets, notes, notebooks, diaries, forms, manuals, brochures, lists, publications, drafts, minutes, credits, debits, claim sheets, accounting records, accounting worksheets, telegrams, stenographic notes, policy statements, sound recordings or transcripts of those recordings, telephone diaries, microfilm, microfiche, video tape, litigation proceedings in progress, computer runs and printouts, or any documents necessary to the comprehension or understanding of any computer runs, such as a code for computer runs or a printed or recorded matter of any kind. This definition applies without regard to whether the document is in your custody or possession or under your control.

8. To “identify a document” means to state with respect thereto:
- a. the title of the document;
 - b. the date appearing thereon and the date of the document’s preparation;
 - c. the name and title of the document’s author(s) and signer(s);
 - d. the name(s) and address(es) of the person(s) to whom the document was addressed and distributed;
 - e. the substance of the document in sufficient detail to enable it to be identified;

- f. the physical location of the original document (and of any copies which you have knowledge of) and the name(s) and address(es) of the custodian(s) thereof; and
- g. whether the document voluntarily will be made available by you for inspection or copying.

In lieu of the foregoing subparagraphs (a) through (g), you may append to your answers a copy of each and every document so identified, with clear indication which Request is responded to by each such document.

If any document of which identification is sought has been lost or destroyed, state, in addition to the information required above, whether such document was (a) lost or (b) destroyed, and if lost, state the circumstances under which the document was lost and, if destroyed, state the circumstances under which such document was destroyed and identify each person responsible for or participating in such document's loss or destruction.

9. To "identify a person" who is an individual means to state his/her full name, his/her present business and residential address (or if unknown, the last known business and/or residential address), his/her business affiliations, positions, and business address at all relevant times.

10. To "identify all information" of a particular kind means to state with particularity each and every item of pertinent information which you possess, including personal opinions and conclusions, and to state with respect to each such item of information as much of the following as is known to you:

- a. the date(s) on which you received or derived such information;

- b. the identity (as set forth above) of each and every person from or through whom you receive or derived such information;
- c. the identity (as set forth above) of each and every document through which you received or derived such information;
- d. the identity of each and every oral communication through which you received or derived such information; and
- e. the personal observations and/or experience on which any personal opinion or conclusion is based.

11. To “state the basis” of a claim, allegation, statement, denial, or defense means to provide a detailed summary of the facts, information, and matters which you believe support the claim, allegation, statement, denial, or defense, including, but not limited to, that same information called for in the foregoing definition of “identify all information,” as set forth above.

INTERROGATORIES

INTERROGATORY NO. 1. Identify the individuals representing Promontory with whom RMP negotiated the New Easement.

INTERROGATORY NO. 2. Identify all individuals representing RMP who were involved in the decision to move the Transmission Line from the Original Easement.

INTERROGATORY NO. 3. Identify the individuals at RMP who negotiated with Promontory to acquire the New Easement.

INTERROGATORY NO. 4. State the basis of your claim in your Petition for Review that the Upgraded Transmission Line must be constructed in Wasatch County (rather than on the

Original Easement) in order for RMP to provide safe, reliable, adequate, and efficient service to its customers.

INTEROGATORY NO. 5. Identify all information regarding any safety risks associated with constructing the Upgraded Transmission Line on the Original Easement and/or the New Easement.

INTEROGATORY NO. 6. Identify all information regarding any adverse effects to the reliability, adequacy, and efficiency of service to RMP's customers if the Upgraded Transmission Line were constructed on the Original Easement and/or the New Easement.

INTEROGATORY NO. 7. Identify all information regarding the "standard cost" (as defined in Utah Code section 54-14-103(9)(a)) of constructing the Upgraded Transmission Line on (a) the Original Easement and (b) the New Easement, and provide a description of your calculations for both figures.

INTEROGATORY NO. 8. Identify the landowners within the proposed corridor of the proposed Upgraded Transmission Line who have not granted RMP a new, updated, or revised easement in connection with the Upgraded Transmission Line.

REQUESTS FOR PRODUCTION OF DOCUMENTS

REQUEST NO. 1. Produce all Documents containing agreements or communications between RMP and Promontory regarding the Transmission Line and/or the Upgraded Transmission Line.

REQUEST NO. 2. Produce all Documents RMP has provided to any other county or municipality in Utah regarding the Transmission Line or the Upgraded Transmission Line.

REQUEST NO. 3. Produce a copy of the Original Easement.

REQUEST NO. 4. Produce a copy of the New Easement.

REQUEST NO. 5. Produce all Documents containing any studies, evaluations, analyses, or reports RMP has either conducted or hired another entity or person to conduct regarding the safety, reliability, adequacy, or efficiency of service associated with the Upgraded Transmission line on the Original Easement, the New Easement, and/or any other location on Promontory's property.

REQUEST NO. 6. Produce all correspondence RMP has had with landowners within the proposed corridor of the proposed Upgraded Transmission Line who have not granted RMP a new, updated, or revised easement in connection with the Upgraded Transmission Line.

REQUESTS FOR ADMISSIONS

REQUEST NO. 1. Admit that RMP still owns the Original Easement.

REQUEST NO. 2. Admit that RMP could construct the Upgraded Transmission Line on the Original Easement.

REQUEST NO. 3. Admit that if the Upgraded Transmission Line is constructed on the Original Easement, the route will be longer than if the Upgraded Transmission Line is constructed on the Original Easement.

REQUEST NO. 4. Admit that constructing the Upgraded Transmission Line on the Original Easement will be less expensive than constructing the Upgraded Transmission Line on the New Easement.

REQUEST NO. 5. Admit that RMP does not have a sufficient easement for the Option 2 described in its conditional use application to Wasatch County.

DATED the 31st day of March 2016.

BENNETT TUELLER JOHNSON & DEERE

/s/ Jeremy C. Reutzel_____

Jeremy C. Reutzel

Ryan M. Merriman

Attorneys for Intervenors

Exhibit B

D. Matthew Moscon (#6947)
Richard R. Hall (#9856)
STOEL RIVES LLP
201 South Main Street, Suite 1100
Salt Lake City, Utah 84111
Telephone: (801) 328-3131

R. Jeff Richards (#7294)
Heidi Gordon (#11655)
ROCKY MOUNTAIN POWER
1407 W. North Temple, Suite 320
Salt Lake City, Utah 84116
Telephone: (801) 220-4734

*Attorneys for Petitioner
Rocky Mountain Power*

BEFORE THE UTAH UTILITY FACILITY REVIEW BOARD

<p>ROCKY MOUNTAIN POWER, Petitioner, vs. WASATCH COUNTY, Respondent.</p>	<p>PETITIONER’S RESPONSE TO WASATCH COUNTY’S REQUEST FOR DISCOVERY</p> <p>Docket No. 16-035-09</p>
<p>MARK 25, LLC; BLACK ROCK RIDGE MASTER HOMEOWNERS ASSOCIATION, INC.; BLACK ROCK RIDGE TOWNHOME OWNERS ASSOCIATION, INC.; BLACK ROCK RIDGE CONDOMINIUM ASSOCIATION, INC., Intervenors.</p>	

Petitioner, Rocky Mountain Power (the “Company”), hereby responds to Respondent Wasatch County’s (the “County”) Request for Discovery (the “Request”) as follows:

PRELIMINARY STATEMENT

The following responses to the Request are based upon the facts, documents, and information presently known and available to the Company. The Company's discovery, investigation, research, and analysis are ongoing in this case and may reveal the existence of additional facts or documents. Without obligating itself to do so, the Company reserves the right to change or supplement these responses as additional facts or documents are discovered and as further analysis and research disclose additional facts, contentions, or legal theories that may apply. Moreover, if any information has been inadvertently omitted from these responses, the Company reserves the right to change or supplement these responses.

GENERAL OBJECTIONS AND QUALIFICATIONS

The Company objects to the Requests on each of the following grounds:

1. The Company objects to the Requests to the extent they seek information from entities other than the Company, including, without limitation, Promontory Investments, LLC.
2. The Company objects to each and every request to the extent any seeks information prepared in anticipation of litigation and/or protected by the attorney-client privilege, the work product doctrine, the joint defense privilege, or any other applicable privilege, doctrine, or immunity. To the extent that an individual request may be construed as seeking privileged information, the Company claims such privilege and invokes such protection. The fact that the Company does not specifically object to an individual request on the ground that it seeks privileged information shall not be deemed a waiver of the applicable privilege, doctrine, or immunity.
3. The Company objects to each and every request to the extent any seeks discovery regarding matters that are not relevant to the subject matter of the pending action or that are not reasonably calculated to lead to the discovery of admissible evidence.

4. The Company objects to each and every request to the extent any purport to impose a burden of disclosing information not readily available to the Company and/or equally available to the County. The Company further objects to each and every request to the extent they purport to impose a burden of identifying documents that are not in the Company's possession, custody, or control or that cannot be found in the course of a reasonable search.

5. The Company incorporates, by this reference, each of these general objections and qualifications into its specific responses as if set forth at length therein.

SPECIFIC RESPONSES TO
REQUEST FOR ADMISSIONS

Subject to and without waiving the foregoing general objections, the Company responds to the Request as follows:

REQUEST NO. 1: Admit that Rocky Mountain Power could use the existing easement, dated September 13, 1916, located on Promontory Investments LLC ("Promontory") property in Summit County for the proposed transmission line.

RESPONSE TO REQUEST NO. 1: The Company objects to this Request on the grounds that the term "could use the existing easement" is overly broad, vague and ambiguous, and the Request seeks information that is not relevant to this proceeding nor reasonably calculated to lead to the discovery of admissible evidence. Based on this objection and the foregoing general objections, the Company responds that it lacks sufficient information to admit or deny the Request, and on that basis, the Company denies this Request. The historical easement is a centerline easement. The landowner, Promontory, disputes whether that easement is adequate to accommodate the proposed transmission line rebuild and conversion required by the Company to provide safe, reliable, adequate and efficient service to the Company's customers in Summit and Wasatch Counties.

REQUEST NO. 2: Admit that using the easement, dated September 13, 1916, located on Promontory Property in Summit County is cheaper than moving to the proposed alignment running into Wasatch County.

RESPONSE TO REQUEST NO. 2: The Company objects to this Request on the grounds that the term “cheaper,” as used in this Request, is vague and ambiguous, and the Request seeks information that is not relevant to this proceeding nor reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving these objections or the foregoing general objections, and based on its understanding of the Request, the Company responds as follows:

Denied. Promontory has agreed to pay the cost difference between constructing the line in the historical location and the cost to build in the new location.

REQUEST NO. 3: Admit that Rocky Mountain Power is seeking to move the line from the existing easement, dated September 13, 1916, located on Promontory Property in Summit County at the request of the developer property owner.

RESPONSE TO REQUEST NO. 3: The Company objects to this Request on the grounds that this Request is overly broad, vague and sweeps within its scope information that is neither relevant to this action nor reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving these objections or the foregoing general objections, and based on its understanding of this Request, the Company responds as follows:

Denied. The transmission line project is a rebuild and conversion of an existing line, a portion of which is located on land owned by Promontory. The section at issue will go from a single-circuit 46kV line to a double-circuit line with both 46kV and 138kV. The existing line will be removed in its entirety, and the new line will be built. Promontory has granted

Company a valid, existing easement for the new alignment. Under the Company's tariff, the Company will relocate *distribution*-voltage facilities crossing a landowner's property, provided performance of the request is feasible, the Customer pays the costs for such relocation, and the Customer provides adequate rights-of-way. Relocations for *transmission*-voltage facilities are at the discretion of the Company, but are typically evaluated in the same manner as with distribution-voltage facilities. In response to a request from Promontory to move the location of the transmission line in conjunction with the Company's rebuild and conversion project, the Company worked with Promontory to identify an alternative alignment for the transmission line within Promontory's property.

REQUEST NO. 4: Admit that Rocky Mountain Power's contract with Promontory to build the proposed transmission line in the easement crossing into Wasatch County allows Rocky Mountain Power to stay in the easement, dated September 13, 1916, located on Promontory Property in Summit County if Rocky Mountain Power cannot build the transmission line in the easement crossing into Wasatch County.

RESPONSE TO REQUEST NO. 4: The Company objects to this Request on the grounds that it is overly broad and sweeps within its scope information that is neither relevant to this action nor reasonably calculated to lead to the discovery of admissible evidence. Subject to and without waiving these objections or the foregoing general objections, and based on its understanding of this Request, the Company responds as follows:

Denied. The agreement provides that, if the Company is unable to obtain all required permits, the Company may elect to terminate the agreement and release the new easement.

REQUEST NO. 5: Admit the easement, dated September 13, 1916, on Promontory Property in Summit County, allows for Rocky Mountain Power to provide safe, reliable,

adequate, and efficient service to its customers in Summit and Wasatch Counties.

RESPONSE TO REQUEST NO. 5: The Company objects to this Request on the grounds that this Request is overly broad, vague and ambiguous. Moreover the information sought is irrelevant and is not reasonably calculated to discover relevant admissible information in this proceeding. Subject to and without waiving these objections or the foregoing general objections, and based on its understanding of the Request, the Company responds as follows:

Denied. The landowner, Promontory, disputes whether the current easement is adequate to accommodate the proposed transmission line required by the Company to provide safe, reliable, adequate and efficient service to the Company's customers in Summit and Wasatch Counties.

SPECIFIC RESPONSES TO
INTERROGATORIES

INTERROGATORIES NO. 1: For each Request for Admission that you denied, state the factual basis for your denial.

RESPONSE TO INTERROGATORIES NO. 1: The Company objects to this interrogatory as being overly broad and burdensome to respond to as drafted. Without waiving this objection, in response to this interrogatory, the Company directs the County to its responses to the Requests for Admissions.

INTERROGATORIES NO. 2: Identify each potential route and or configuration for which a cost analysis was performed for this section of the proposed transmission line on Promontory's property and identify the estimated cost for each potential route.

RESPONSE TO INTERROGATORIES NO. 2: The Company objections to this Interrogatory on grounds that it is unduly broad and vague, failing to identify, for instance whether only formal presentations or informal discussions, or both, are sought. Without

waiving this objection, in response to this interrogatory, the Company directs the County to the information previously provided to the County by the Company during the conditional use permit process.

INTERROGATORIES NO. 4: Give the factual basis for selecting the proposed route and alinement over other potential routes.

RESPONSE TO INTERROGATORIES NO. 4: The Company objects to the interrogatory on grounds that it is unduly broad and burdensome to respond to as drafted. It also seeks information irrelevant to this proceeding. Without waiving these objections, in response to this interrogatory, the Company directs the County to the information previously provided to the County by the Company during the conditional use permit process.

SPECIFIC RESPONSES TO
REQUEST FOR PRODUCTION OF DOCUMENTS

REQUEST NO. 1: Produce copies of all documents and exhibits Rocky Mountain Power intends to use as exhibits at the hearing before the Utah Utility Facility Review Board on May 10 & 11, 2016.

RESPONSE TO REQUEST NO. 1: The Company objects to this Request to the extent it seeks documents or other evidence that are already in the possession of the County or are otherwise obtainable from another more convenient or less burdensome source. The Company further objects to this Request to the extent it seeks documents or other evidence that has not been developed by the Company yet in preparation for the hearing. Subject to and without waiving these objections, the Company will produce all non-privileged responsive documents within its possession, custody, or control, and which have not previously been provided to the County, at the time it files its affirmative testimony herein.

REQUEST NO. 2: Produce copies of all documents tangible or electronic including but not limited to letters, contracts, and emails, between Rocky Mountain Power and Promontory as related to the proposed section of the transmission line at issue before the Utah Utility Facility Review Board.

RESPONSE TO REQUEST NO. 2:

The Company objects to this Request as being overly broad and unduly burdensome to respond to. Furthermore the Request seeks information that is wholly irrelevant to this proceeding. Moreover the Request as drafted may seek production of documents which may contain confidential and/or proprietary information.

Subject to and without waiving any of these objections, the Company will produce all non-privileged, relevant, responsive documents within its possession, custody, or control, at the time it files its affirmative testimony herein.

DATED: March 31, 2016.

STOEL RIVES LLP

/s/ D. Matthew Moscon

D. Matthew Moscon

Richard R. Hall

Attorneys for Petitioner