

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Application of Rocky Mountain Power to Implement Programs Authorized by the Sustainable Transportation and Energy Plan Act

DOCKET NO. 16-035-36

PHASE ONE SCHEDULING ORDER,
NOTICE OF SECOND SCHEDULING
CONFERENCE, NOTICE OF PHASE
ONE TECHNICAL CONFERENCES
AND NOTICE OF PHASE ONE
HEARING

ISSUED: September 26, 2016

Pursuant to the Notice of Scheduling Conference issued on September 12, 2016, the Commission held a scheduling conference in this docket on September 21, 2016. At the conference, the parties stipulated to a bifurcated schedule, consisting of at least two phases. At this juncture, the parties have stipulated to the issues that will be adjudicated in the first phase (“Phase One”). As discussed below, the Commission has set a later scheduling conference to determine a schedule for the subsequent phase(s).

ISSUES TO BE ADJUDICATED IN PHASE ONE

Phase One will address the following categories of relief sought in PacifiCorp dba Rocky Mountain Power’s (“PacifiCorp”) Application to Implement Programs Authorized by the Sustainable Transportation and Energy Plan Act (“Application”):

- (1) **Proposed Line Item Charge Authorized by Utah Code Ann. § 54-7-12.8(3) and Attendant Tariff and Accounting Issues:**

Among other places, PacifiCorp discusses the relief it seeks under this category in ¶¶ 5-7, 10-11 on pp. 6-8 of its Application. The category includes PacifiCorp’s following requests and proposals: the Sustainable Transportation and Energy Plan (“STEP”) budget; the combined line item charge for demand side management (“DSM”) and STEP; DSM cost capitalization; changes

to the Utah Solar Incentive Program; and PacifiCorp's proposed Schedule 195. Although the parties did not expressly address it when presenting their stipulation to the Presiding Officer, the Commission also expects this category to include PacifiCorp's requests for the Commission to authorize PacifiCorp to implement its requested carrying charge associated with the unamortized balance in the DSM account and to establish and fund a regulatory liability using a component of the line item charge referenced above that may (subject to Commission approval) be used for thermal plant depreciation. If any party believes that the issues described in the prior sentence should not be resolved in Phase One and were not a component of the stipulated schedule for Phase One, the party must file notice of its disagreement as directed below.

(2) **Proposed Gadsby Curtailment Pursuant to Utah Code Ann. 54-20-105(1)(e):**

PacifiCorp discusses this relief, among other places, in ¶¶ 53-57 on pp. 26-28 of its Application.

(3) **Proposed Solar and Energy Storage Technology Program under Utah Code Ann. § 54-20-105(1)(c):**

PacifiCorp discusses this relief, among other places, in ¶¶ 47-51 on pp. 24-26 of its Application.

(4) **Discrete Portion of PacifiCorp's Proposed Clean Coal Technology Program:**

The parties stipulated that a discrete portion of the relief PacifiCorp seeks under Utah Code Ann. § 54-20-104 will fall within the ambit of Phase One. Specifically, Phase One will address the Commission's authorization of PacifiCorp's two proposed NO_x emission control projects discussed in ¶¶ 36-38 on pp. 19-20 of the Application.

If any party disagrees with the scope of Phase One issues as defined here, such party must file notice of its disagreement with the Commission within seven days of this Order.

SCHEDULE FOR PHASE ONE¹

ITEM	DEADLINE/DATE/TIME/LOCATION
First Technical Conference	Monday, October 3, 2016 from 1:00 p.m. to 4:30 p.m. (MDT), Fourth Floor Room 401, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah
Second Technical Conference	Tuesday, October 11, 2016 from 1:00 p.m. to 4:00 p.m. (MDT), Fourth Floor Room 401, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah
Scheduling Conference to Address Subsequent Phase(s)	Monday, October 17, 2016 at 1:30 p.m. (MDT), Fourth Floor Room 401, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah
Third Technical Conference	Tuesday, October 18, 2016 from 1:00 p.m. to 4:00 p.m. (MDT), Fourth Floor Room 401, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah
Written Direct Testimony of Parties Other than PacifiCorp Due	Wednesday, November 9, 2016
Deadline to Intervene for Participation in Phase One	Wednesday, November 16, 2016
Written Rebuttal Testimony Due	Wednesday, November 23, 2016
Hearing on Phase One	Wednesday, November 30, 2016, beginning at 9:00 a.m. (MST), Fourth Floor Hearing Room 403, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah <u>NOTE: Parties also should reserve Thursday, December 1, 2016, in the event the hearing lasts more than one day.</u>

¹ For convenience and clarity, the schedule presented here includes the dates of technical conferences and the scheduling conference to address subsequent phase(s). The subject matter of each technical conference and the deadlines associated with submitting questions to PacifiCorp for each technical conference are addressed below.

DISCOVERY AND FILINGS WITH RESPECT TO PHASE ONE

Parties shall respond to discovery requests directed at Phase One issues within ten calendar days of receipt. Parties shall serve copies of all filings on other parties by electronic mail at or before the time an electronic copy of the document is filed with the Commission. In the event a document filed with the Commission or produced in response to a discovery request cannot reasonably be transmitted by electronic mail, the party filing the document shall file an electronic copy of the document on CD (or, if an electronic copy is not available, a paper copy) with the Commission by hand delivery and shall serve an electronic copy of the document on CD (or, if an electronic copy is not available, a paper copy) on each applicable party by hand delivery if the party being served is in the same metropolitan area as the serving party, or by overnight courier if the party being served is located in a different metropolitan area from the serving party.

NOTICE OF PHASE ONE TECHNICAL CONFERENCES

Technical conferences will be held in this docket on **Monday, October 3, 2016 from 1:00 p.m. to 4:30 p.m. (MDT) (“First Technical Conference”); Tuesday, October 11, 2016 from 1:00 p.m. to 4:00 p.m. (MDT) (“Second Technical Conference”); and Tuesday, October 18, 2016 from 1:00 p.m. to 4:00 p.m. (MDT) (“Third Technical Conference”).** Each technical conference will take place at the following location: **Fourth Floor Room 401, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah.**

At each of the technical conferences, PacifiCorp will present information concerning the designated subject matter. Parties are invited to submit written questions to PacifiCorp in advance and should do so by the designated deadline. The subject matter for each technical

conference and the date by which written questions should be submitted to PacifiCorp are as follows:

First Technical Conference: PacifiCorp will present information relating to the proposed STEP budget, DSM capitalization, changes to the Utah Solar Incentive Program, implementation of the proposed Schedule 195 and the proposed Gadsby curtailment. Parties should submit written questions to PacifiCorp on or before **Thursday, September 29, 2016.**

Second Technical Conference: PacifiCorp will present information relating to its proposed Solar and Energy Storage Technology program. Parties should submit written questions to PacifiCorp on or before **Tuesday, October 4, 2016.**

Third Technical Conference: PacifiCorp will present information concerning the discrete portion of its proposed Clean Coal Technology program that is being addressed in Phase One of this docket. Parties should submit written questions to PacifiCorp on or before **Tuesday, October 11, 2016.**

Individuals wishing to participate in any of the technical conferences by telephone should contact the Public Service Commission two days in advance by calling (801) 530-6716 or (toll-free) 1-866-PSC-UTAH (1-866-772-8824) to receive a bridge number and participant passcode. Participants attending by telephone should then call the bridge number five minutes before the conference, entering the passcode followed by the # sign to ensure participation.

In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during any proceeding should notify the Commission at 160 East 300 South, Salt Lake City, Utah 84111, (801) 530-6716, at least three working days prior to the conference.

NOTICE OF SECOND SCHEDULING CONFERENCE RE: SUBSEQUENT PHASE(S)

The Commission's designated Presiding Officer will conduct a Second Scheduling Conference on **Monday, October 17, 2016 at 1:30 p.m. (MDT), Fourth Floor Room 401**, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah. Parties should come prepared to discuss a schedule for the filing of testimony, intervention of interested parties, and setting of a hearing date with respect to all issues remaining in this docket, *i.e.* all relief PacifiCorp seeks in its Application that has not been assigned to be adjudicated in Phase One.

Individuals wishing to participate in the scheduling conference by telephone should contact the Public Service Commission two days in advance by calling (801) 530-6716 or (toll-free) 1-866-PSC-UTAH (1-866-772-8824) to receive a bridge number and participant passcode. Participants attending by telephone should then call the bridge number five minutes before the conference, entering the passcode followed by the # sign to ensure participation.

In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during any proceeding should notify the Commission at 160 East 300 South, Salt Lake City, Utah 84111, (801) 530-6716, at least three working days prior to the conference.

NOTICE OF PHASE ONE HEARING

The Commission will conduct a hearing on Phase One of this docket on **Wednesday, November 30, 2016, beginning at 9:00 a.m. (MST)**. The hearing will be held in the **Fourth Floor Hearing Room 403, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah**. All parties must have their witnesses in attendance and prepared to testify. Parties should

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reserve **Thursday, December 1, 2016** to be used as a second day of hearing in the event the proceeding does not conclude on November 30.

Individuals wishing to participate in the hearing by telephone should contact the Public Service Commission two days in advance by calling (801) 530-6716 or (toll-free) 1-866-PSC-UTAH (1-866-772-8824) to receive a bridge number and participant passcode. Participants attending by telephone should then call the bridge number five minutes before the hearing, entering the passcode followed by the # sign to ensure participation.

In accordance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during the hearing should notify the Commission at 160 East 300 South, Salt Lake City, Utah 84111, (801) 530-6716, at least three working days prior to the hearing.

DATED at Salt Lake City, Utah, September 26, 2016.

/s/ Michael J. Hammer
Presiding Officer

Attest:

/s/ Gary L. Widerburg
Commission Secretary
DW#289229

CERTIFICATE OF SERVICE

I CERTIFY that on September 26, 2016, a true and correct copy of the foregoing was served upon the following as indicated below:

By Electronic-Mail:

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

Bob Lively (bob.lively@pacificorp.com)
Vickie Esparza (vickie.esparza@pacificorp.com)
Rocky Mountain Power

Erika Tedder (etedder@utah.gov)
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Assistant Utah Attorneys General

By Hand Delivery:

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

Administrative Assistant