

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Application of Rocky Mountain Power for Approval of its Amended Agreement for Power Purchase with Pavant Solar, LLC	<u>DOCKET NO. 16-035-37</u> <u>ORDER</u>
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ISSUED: September 28, 2016

On August 23, 2016, PacifiCorp, doing business as Rocky Mountain Power (PacifiCorp), filed the above application requesting approval of an amendment to its power purchase agreement with Pavant Solar, LLC (Amended Agreement). The Amended Agreement amends the existing power purchase agreement between PacifiCorp and Pavant, Solar, LLC approved by the Commission in Docket No. 14-035-46.¹ PacifiCorp represents that its purchases of renewable energy attributes, i.e., green tags, under the Amended Agreement will help it comply with renewable portfolio standards in California, Oregon, and Washington.

On September 8, 2016, the Division of Public Utilities (Division) filed an action request response addressing the Amended Agreement. According to the Division, it has confirmed to its satisfaction, through data requests to, and informal discussions with PacifiCorp, that the Division will be able to verify the correct jurisdictional assignment of the green tag costs. In addition, the Division notes PacifiCorp's contention that the purchase of green tags from Pavant will not affect PacifiCorp's ability to meet prospective EPA requirements. The Division recommends the Commission approve the Amended Agreement as just and reasonable, and in the public interest.

¹ See *In the Matter of the Application of Rocky Mountain Power for Approval of the Power Purchase Agreement between PacifiCorp and Pavant Solar, LLC* (Order Approving Application, issued July 18, 2014), Docket No. 14-035-46.

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No party opposes and, pursuant to the notice of filing and comment period issued in this docket, the opportunity to do so closed on September 26, 2016. Accordingly, based on the Commission's review of the Amended Agreement, the Division's comments, and there being no opposition filed, the Commission finds approval of the Amended Agreement is just and reasonable, and in the public interest.

ORDER

Pursuant to the foregoing discussion, findings, and conclusions, the Commission approves the Amended Agreement.

DATED at Salt Lake City, Utah, September 28, 2016.

/s/ Melanie A. Reif
Presiding Officer

Approved and confirmed September 28, 2016, as the Order of the Public Service Commission of Utah.

/s/ Thad LeVar, Chair

/s/ David R. Clark, Commissioner

/s/ Jordan A. White, Commissioner

Attest:

/s/ Gary L. Widerburg
Commission Secretary
DW#289262

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 written 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 September 28, 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

Robert C. Lively (bob.lively@pacificorp.com)
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By Hand Delivery:

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Administrative Assistant