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# State of Utah

## Department of Commerce

### Division of Public Utilities

FRANCINE GIANI  
*Executive Director*

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*Deputy Director*

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*Director, Division of Public Utilities*

## **SUPPLEMENTAL ACTION REQUEST RESPONSE**

To: Public Service Commission of Utah

From: Utah Division of Public Utilities  
Chris Parker, Director  
Energy Section  
Artie Powell, Manager  
Abdinasir Abdulle, Utility Analyst  
Charles Peterson, Technical Consultant

Date: April 3, 2017

Re: Docket No. 17-035-13. RMP's Request for Extension of Deadlines Related to Schedule 38, Removal from QF Pricing Queue. Sections I.B.9 and I.B.10.e.

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### **RECOMMENDATION (Approval)**

The Division of Public Utilities (“Division”) recommends that the Public Service Commission of Utah (“Commission”) approve Rocky Mountain Power’s (“Company”) request for an extension of the two deadlines related to Schedule 38, Sections I.B.9 and I.B.10.e to April 24, 2017. The extenuating circumstance that Company explained qualifies it for an extension.

### **ISSUE**

On March 9, 2017, the Company filed with the Commission its Notice and Request for Extension of Deadlines Related to Schedule 38, Removal from QF Pricing Queue, Sections I.B.9 and I.B.10.e. On March 17, 2017, the Division filed its comments on the Company’s request, recommending approval of the request. On March 29, 2017, the Commission issued a Supplemental Action Request asking the Division, in consultation with the Company, to provide

the dates on which PacifiCorp provided indicative pricing and proposed power purchase agreement to sPower. This memorandum represents the Division's response to the Commission's Supplemental Action Request.

## **DISCUSSION**

In its March 17, 2017 comments to the Commission, The Office of Consumer Services asked the Commission to require the Company to file additional information regarding Schedule 38 Section I.B.9 deadline and the number of days of extension it is requesting. In its March 23, 2017 letter to the Commission, the Company asked for a 62 days of extension for the Schedule 38 Section I.B.9 deadline to April 24, 2017 to coincide with the requested extension for the Schedule 38 Section I.B.10.e deadline.

To clarify things, on March 29, 2017, the Commission issued a Supplemental Action Request to the Division asking the Division to provide the Commission the dates on which PacifiCorp provided indicative pricing and proposed power purchase agreement to sPower. On March 30, 2017, the Division posed the question to the Company, which indicated that the indicative prices were provided to sPower on August 26, 2016 and that the proposed power purchase agreement was provided to sPower on October, 12, 2016. The dates involved in this filing are summarized in the following table.

<b>Item</b>	<b>Provided</b>	<b>Execute PPA Within</b>	<b>Original Deadline</b>	<b>Requested Deadline</b>	<b>Requested Deadline</b>
Indicative Price	Aug. 26, 2016	6 month	Feb. 22, 2017*	62 days	Apr. 24, 2017
PPA	Oct. 12, 2016	5 months	Mar. 10, 2017	45 days	Apr. 24, 2017

\* This is based on my estimate. Six months after Aug. 26, 2016.

As was indicated in the Company's application, the requested extension of these deadlines was necessitated by extenuating circumstances that delayed the Company. Therefore, the Division recommends that the Commission approve the two requested deadlines.

CC: Bob Lively, RMP  
Michele Beck, OCS