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December 21, 2017

***VIA ELECTRONIC FILING***

Public Service Commission of Utah  
Heber M. Wells Building, 4<sup>th</sup> Floor  
160 East 300 South  
Salt Lake City, UT 84114

Attention: Gary Widerburg  
Commission Secretary

RE: Docket No. 17-035-49 – In the Matter of the Formal Complaint of Brent Hill Against Rocky Mountain Power

Dear Mr. Widerburg:

Rocky Mountain Power (“Company”) hereby submits for filing its Answer and Motion to Dismiss in the above referenced matter. The Company will also provide an electronic version of this filing to psc@utah.gov.

The Company respectfully requests that all formal correspondence and requests for additional information regarding this filing be addressed to the following:

By E-mail (preferred): [datareq@pacificorp.com](mailto:datareq@pacificorp.com)  
[jana.saba@pacificorp.com](mailto:jana.saba@pacificorp.com)

By regular mail: Data Request Response Center  
PacifiCorp  
825 NE Multnomah, Suite 2000  
Portland, OR 97232

Informal inquiries may be directed to Jana Saba at (801) 220-2823.

Sincerely,

Daniel E. Solander  
Senior Attorney

Enclosures  
Cc: Service List (w/ enclosures)



2. In his Response, Mr. Hill makes no new statements and introduces no new facts that impact the legal arguments contained in the Company's Motion to Dismiss. Mr. Hill made statements confirming his lot "was approved and recorded at Weber County Utah June 13, 1946" and that "these improved lots were accepted by the power company and electricity was serviced to the homes as they were built."<sup>1</sup>

3. Mr. Hill has provided no documentation that the developer of the property paid the Company to bring electricity to this lot, or any other information related to the placement of the Company's facilities.

4. Rocky Mountain Power re-affirms its position that no complaints or requests have been received in over 60 years regarding the configuration of the infrastructure. Because the existing electric infrastructure has been in place for this entire time period, Rocky Mountain Power has prescriptive rights for their current locations. Further, as described in the Company's motion to dismiss, the issue related to the location of the Company's facilities in relation to existing easements or prescriptive rights are not within the jurisdiction of the Commission to rule on.

5. Mr. Hill's request for electric service to this lot is a line extension request that is subject to Rocky Mountain Power's current line extension rules, as approved by the Commission.

## CONCLUSION

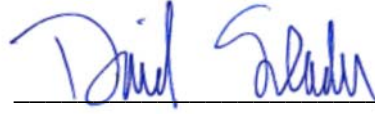
WHEREFORE, having fully answered Complainant's complaint and finding no violation of law, Commission rules, or Company tariffs to base an award of the relief requested, the Company prays for the dismissal of the Complaint with prejudice.

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<sup>1</sup> Answer of Mr. Hill, response to Paragraph 1 of RMP's Motion to Dismiss.

Dated this 21<sup>th</sup> day of December 2017.

Respectfully submitted,



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Daniel E. Solander

*Attorney for Rocky Mountain Power*

**CERTIFICATE OF SERVICE**

Docket No. 17-035-49

I hereby certify that on December 21, 2017, a true and correct copy of the foregoing was served by electronic mail to the following:

Brent E. Hill            [bearhill@yahoo.com](mailto:bearhill@yahoo.com)

**Utah Office of Consumer Services**

Cheryl Murray        [cmurray@utah.gov](mailto:cmurray@utah.gov)

Michele Beck         [mbeck@utah.gov](mailto:mbeck@utah.gov)

**Division of Public Utilities**

Erika Tedder          [etedder@utah.gov](mailto:etedder@utah.gov)

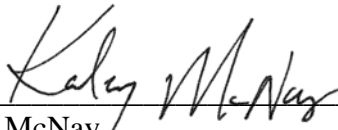
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Kaley McNay  
Coordinator, Regulatory Operations