

**In the Matter Of:**

In Re: RMP - ESA Extension with US Magnesium LLC

**HEARING DOCKET NO. 17-035-56**

*November 07, 2017*

*Job Number: 429376*

BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

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Application of Rocky Mountain)  
Power for Approval of the ) Docket No. 17-035-56  
Electric Service Agreement )  
Extension between PacifiCorp ) Hearing  
and US Magnesium LLC, )  
) Job No. 429376

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Date: November 7, 2017

Time: 9:00 a.m.

Location: PUBLIC SERVICE COMMISSION  
Heber M. Wells Building, Room 403  
160 East 300 South  
Salt Lake City, Utah

Hearing Officer: Michael J. Hammer

Reporter: Melinda J. Andersen  
Certified Shorthand Reporter and Notary Public

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A P P E A R A N C E S

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|---------------------------------------|--|
| For Rocky Mountain Power:             | Daniel E. Solander<br>Rocky Mountain Power<br>140 West North Temple<br>Suite 320<br>Salt Lake City, Ut 84116 |
| For the Division of Public Utilities: | Justin C. Jetter<br>160 East 300 South<br>Fifth Floor<br>Salt Lake City, UT 84111                            |
| For the Office of Consumer Service:   | Robert J. Moore<br>160 East 300 South<br>Second Floor<br>Salt Lake City, UT 84111                            |
| Also present:                         | Fred Nass  |

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1 November 7, 2017

2 P R O C E E D I N G S

3 HEARING OFFICER: Good morning everyone. This  
4 is the time and place and notice for hearing in the matter  
5 of the application of Rocky Mountain Power for approval of  
6 electric service agreement extension between PacifiCorp and  
7 US Magnesium LLC. This is Commission Docket No. 17-035-56.  
8 My name is Michael Hammer. I am the Commission's  
9 designated presiding officer for this docket. Let's go  
10 ahead and take appearances please.

11 MR. SOLANDER: Good morning. Daniel Solander  
12 appearing on behalf of Rocky Mountain Power. I have with  
13 me at counsel table our witness Kyle Moore, who is a power  
14 marketer originator for Rocky Mountain Power.

15 MR. JETTER: I am Justin Jetter here today with  
16 Utah Attorney General's office representing the Utah  
17 Division of Public Utilities. With me at counsel table is  
18 Charles Peterson with the Division of Public Utilities.

19 MR. MOORE: I am Robert Moore with the Attorney  
20 General's office representing the Office of Consumer  
21 Services. With me is Cheryl Murray.

22 HEARING OFFICER: Thank you. Is there any  
23 preliminary matter that we need to address before we begin?  
24 Okay. I think the testimony will probably be pretty brief  
25 today in light of the stipulation, so I'm happy for the

1 witnesses to stay seated unless we anticipate  
2 cross-examination.

3 MR. JETTER: I don't think so.

4 MR. MOORE: No.

5 HEARING OFFICER: Mr. Solander, please go ahead  
6 and call your first witness.

7 MR. SOLANDER: Thank you. I would ask that  
8 Kyle Moore be sworn as our witness on behalf of Rocky  
9 Mountain Power.

10 KYLE MOORE,  
11 called as a witness, having been first  
12 duly sworn, was examined and testified as  
13 follows:

14 DIRECT EXAMINATION

15 BY MR. SOLANDER:

16 Q. Would you please state your name and your  
17 current position with Rocky Mountain Power for the record?

18 A. Yes. My name is Kyle Moore. I am a power  
19 marketer originator.

20 Q. As a power marketer originator are you  
21 responsible for negotiating the electric service agreement  
22 with US Magnesium?

23 A. Yes.

24 Q. Do you believe that Rocky Mountain Power will  
25 be able to reach an agreement with US Magnesium on a new

1 electric service agreement and file it with the Commission  
2 for approval prior to January 1, 2018?

3 A. Yes.

4 Q. And do you believe and recommend approval of  
5 these stipulations because the settlement will be a just  
6 and reasonable result?

7 A. Yes.

8 MR. SOLANDER: I have no further questions for  
9 Mr. Moore.

10 HEARING OFFICER: Thank you. Mr. Jetter?

11 MR. JETER: I have no questions.

12 HEARING OFFICER: Mr. Moore?

13 MR. MOORE: No questions.

14 HEARING OFFICER: Mr. Solander, no other  
15 witnesses?

16 MR. SOLANDER: No other witnesses.

17 HEARING OFFICER: Mr. Jetter?

18 MR. JETTER: Thank you. The Division would  
19 like to call and have sworn in Mr. Charles Peterson.

20 CHARLES PETERSON,  
21 called as a witness, having been first  
22 duly sworn, was examined and testified as  
23 follows:

24 DIRECT EXAMINATION

25 BY MR. JETTER:

1           **Q.     Mr. Peterson, would you please state your name**  
2 **and occupation for the record?**

3           A.     Yes. Charles V. Peterson. I am a technical  
4 consultant with the Division of Public Utilities.

5           **Q.     Thank you. In the course of your employment**  
6 **with the Division have you had the opportunity to review**  
7 **the application and the settlement stipulation filed in**  
8 **this docket?**

9           A.     Yes.

10          **Q.     Do you believe that approval of the settlement**  
11 **stipulation as filed will be just and reasonable and in the**  
12 **public interest?**

13          A.     Yes.

14          **Q.     Thank you.**

15                 MR. JETTER: I have no further questions.

16                 HEARING OFFICER: Thank you. Mr. Solander?

17                 MR. SOLANDER: No questions.

18                 HEARING OFFICER: Mr. Moore?

19                 MR. MOORE: No questions.

20                 HEARING OFFICER: No other witnesses,

21 Mr. Jetter?

22                 MR. JETTER: No other witnesses.

23                 HEARING OFFICER: Mr. Moore?

24                 MR. MOORE: The Office would call Cheryl

25 Murray.

1                                    CHERYL MURRAY,  
2                                    called as a witness, having been first  
3                                    duly sworn, was examined and testified as  
4                                    follows:

5                                    DIRECT EXAMINATION

6 BY MR. MOORE:

7            Q.     What is your name, occupation, and on whose  
8 behalf are you testifying to?

9            A.     My name is Cheryl Murray. I am a utilities  
10 analyst for the Office of Consumer Services.

11          Q.     Are you familiar with Docket 17-035-56 and the  
12 issues presented in that docket?

13          A.     Yes.

14          Q.     Are you aware that the parties have reached a  
15 stipulation in this docket?

16          A.     Yes.

17          Q.     Have you read and are you familiar with the  
18 stipulation?

19          A.     Yes.

20          Q.     Do you believe the stipulation is just and  
21 reasonable and will result in the public interest?

22          A.     Yes, I do.

23          Q.     Are you prepared to offer testimony in support  
24 of the stipulation?

25          A.     Yes.



1           **Q.     Please proceed.**

2           A.     The Office supports the company's request for a  
3 four month extension of the current US Magnesium ESA with  
4 the requirement that a new ESA be filed prior to January 1,  
5 2018 as set forth in the stipulation. This deadline was  
6 established to allow time for regulatory review and  
7 analysis on that new ESA. Therefore, the Office recommends  
8 that the Commission accept and approve the stipulation and  
9 settlement agreement.

10          **Q.     Does this conclude your testimony?**

11          A.     Yes, it does.

12                   HEARING OFFICER: Thank you. Anything else,  
13 Mr. Moore?

14                   MR. MOORE: No.

15                   HEARING OFFICER: Mr. Solander?

16                   MR. SOLANDER: Nothing further.

17                   HEARING OFFICER: MR. Jetter?

18                   MR. JETTER: Nothing further.

19                   HEARING OFFICER: Any other witnesses,  
20 Mr. Moore?

21                   MR. MOORE: No other witnesses.

22                   HEARING OFFICER: Does any party have anything  
23 else?

24                   MR. SOLANDER: We would request an order in  
25 time to allow us to make further arrangements if for some

1 reason the Commission does not approve the extension order.

2 HEARING OFFICER: Of course. We will expedite  
3 it.

4 MR. SOLANDER: Thank you.

5 (The hearing concluded at 9:10 a.m.)

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C E R T I F I C A T E

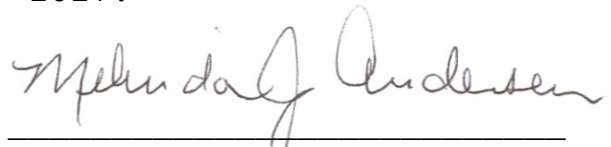
STATE OF UTAH )  
:  
COUNTY OF SALT LAKE )

I, Melinda J. Andersen, Certified Shorthand Reporter and Notary Public in and for the County of Salt Lake and State of Utah, do hereby certify:

That the foregoing proceedings were taken before me at the time and place herein set forth, and were taken down by me in shorthand and thereafter transcribed into typewritten under my direction and supervision:

That the foregoing 10 pages contain a true and correct transcription of my shorthand notes so taken.

WITNESS MY HAND and official seal at Salt Lake City, Utah this 8th day of November, 2017.



My Commission Expires:  
February 10, 2018

Melinda J. Andersen, C.S.R.

|                              |   |                                   |  |                               |
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