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**BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH**

Investigation of Revenue Requirement Impacts of the New Federal Tax Legislation Titled: “An act to provide for reconciliation pursuant to titles II and V of the concurrent resolution of the budget for fiscal year 2018”	Docket No. 17-035-69  <b>UIEC’s Comment on Necessity of Hearing</b>
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On March, 2018, the Utah Public Service Commission (“PSC” or “Commission”) issued its Scheduling Order, Notice of Hearing, and Notice of Scheduling Conference (“Order”). In that Order, the Commission requested that all “parties provide input on whether a hearing is necessary”<sup>1</sup> at this point of the proceedings. The Utah Industrial Energy Consumers (“UIEC”) do not believe that a hearing is necessary at this point in because the Commission is authorized to do so by law and all issues at this stage of the proceedings appear to have been fully vetted in the briefing.

All parties who have filed comments in this matter agree that a rate decrease as a result of the Tax Cut and Jobs Act of 2017 (“TCJA”) is appropriate. The only disagreement appears to be whether the entire \$76.2 million available should be refunded to Utah rate payers at this time or whether some smaller amount is more appropriate. The Company proposes to reduce rates by \$20

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<sup>1</sup> Order at 1.

million. The Division of Public Utilities, Office of Consumer Services, and UIEC all agree that the full \$76.2 million should be refunded now; and the UAE and Nucor propose to reduce rates immediately by not less than 80% of the full \$76.2 million.

The Commission is authorized pursuant to Utah Code Ann. §§ 54-7-12(2)(d)(ii) and 54-7-12(6) to implement a rate decrease without a hearing. In this case, all the interested parties have fully vetted their positions and it appears that a hearing would not serve to further supplement the record. The Commission should be able to determine just and reasonable rates at this time without a hearing. The schedule contemplates that further proceedings will be scheduled to address any outstanding issues. Therefore, the UIEC recommend that the Commission implement the rate decrease pursuant to the proposed tariff Schedule 197, but for \$76.2 million instead of \$20 million, as soon as possible without a hearing.

DATED this 10th day of April, 2018

/s/ Vicki M. Baldwin

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**CERTIFICATE OF SERVICE**

(Docket No. 17-035-69)

I hereby certify that on this 10th day of April, 2018, I caused to be e-mailed, a true and correct copy of the foregoing UTAH INDUSTRIAL ENERGY CONSUMERS' COMMENTS ON NECESSITY OF HEARING to:

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/s/ Alexis Parker \_\_\_\_\_