

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

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Formal Complaint of Sarah John against Rocky Mountain Power	<u>DOCKET NO. 19-035-30</u> <u>ORDER DISMISSING COMPLAINT</u>
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ISSUED: October 7, 2019

On July 30, 2019, Sarah John (“Complainant”) filed a Formal Complaint (“Complaint”) with the Public Service Commission (PSC) against Rocky Mountain Power (RMP). The Complainant alleges RMP disconnected power to a secondary meter on her property after RMP received an order from Uintah County to do so.

On August 29, 2019, RMP filed its Answer and Motion to Dismiss (“Motion”). RMP cites Utah Admin. Code R746-310-2(D), which provides in pertinent part that a “utility shall have the right of ... ceasing to ... deliver electric energy to a customer ... if the utilization of electric energy by means thereof shall be prohibited or forbidden under the authority of a law or municipal ordinance or regulation.” RMP argues it “does not have the ability to alter Uinta County’s ordinances or the county’s decision to request the disconnection” and that it acted appropriately and lawfully in abiding Uintah County’s order.

On September 9, 2019, Complainant filed a response to the Motion, conceding that her “grievance is not with the power company.” Complainant asks the PSC to amend R746-310-2(D) to require municipalities to “give adequate proof of unsafe conditions” and obtain “a court order” to compel an electric utility to disconnect power.

Having reviewed the Complaint, the Motion, and Complainant’s response, the PSC finds Complainant has not alleged RMP to have violated any provision of statute, rule, or tariff. The PSC appreciates Complainant is frustrated with the decision of Uintah County, but the PSC is not

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the appropriate venue to resolve her dispute with her local government. The PSC is also mindful of Complainant's disagreement with R746-310-2(D), but a customer complaint is not an appropriate forum to amend an administrative rule.

For the foregoing reasons, the PSC grants the Motion and dismisses the Complaint.

DATED at Salt Lake City, Utah, October 7, 2019.

/s/ Michael J. Hammer  
Presiding Officer

Approved and confirmed October 7, 2019, 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  
PSC Secretary  
DW#310217

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 PSC 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 PSC 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 PSC'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 October 7, 2019, a true and correct copy of the foregoing was delivered upon the following as indicated below:

By Email:

Sarah John ([dsjohn96@gmail.com](mailto:dsjohn96@gmail.com))

Data Request Response Center ([datarequest@pacificorp.com](mailto:datarequest@pacificorp.com)),  
([customeradvocacyteam@pacificorp.com](mailto:customeradvocacyteam@pacificorp.com))  
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