

June 10, 2020

Division of Public Utilities
Gary Widerburg
Heber M Wells Building, 4th Floor
160 East 300 South / Box 4558
Salt Lake City, UT 84114

RE: Docket No: 20-028-01

Dear Mr. Widerburg,

We have reviewed the facts surrounding the above-referenced complaint and submit the following information as Garkane Energy's response to Docket No: 20-028-01. As a cooperative, we seriously consider all concerns raised by any one of our member owners. We pride ourselves in being responsive to our membership.

Garkane is in full compliance with state law H.B. 266, it states:

*A cooperative shall use the proceeds of a retained unclaimed capital credit to:
Provide scholarships to graduating high school seniors in the area where the cooperative provides service or provide financial assistance in the area where the cooperative provides service:
A school, non-profit organization or community organization.*

We want to reiterate that Garkane legally spends unclaimed capital on *financial scholarships to graduating seniors, schools, non-profit organizations, or community organizations*. We regret that Mr. Tolbert feels like management or the Board hasn't addressed his concerns but be assured, Garkane has acted in accordance with regulations stipulated in the Utah Code.

The Utah State Public Service Commission, nor Garkane Energy Cooperative has jurisdiction to overturn law enacted by the legislature, so Garkane would like to file a motion to dismiss Mr. Tolbert's complaint.

If you have any further questions about this matter, please feel free to contact me.

Sincerely,

Neal Brown
Manager of Member Services and Marketing
Garkane Energy