

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

Rocky Mountain Power's Application for Approval of the 2021 Energy Balancing Account	<u>DOCKET NO. 21-035-01</u> <u>SCHEDULING ORDER AND NOTICE OF HEARING</u>
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ISSUED: March 31, 2021

In this docket, Rocky Mountain Power (RMP) filed its Application to Decrease the Deferred Energy Balancing Account (EBA) Rate through the EBA Mechanism ("Application") on March 15, 2021. The Public Service Commission (PSC) held a scheduling conference on March 24, 2021, during which those in attendance presented a stipulated schedule ("Stipulated Schedule") that they had negotiated and agreed upon prior to the scheduling conference.¹ As a general matter, the PSC approves and adopts the Stipulated Schedule.

However, the PSC notes that one week before the scheduling conference, Governor Cox signed House Bill 32 (H.B. 32), which becomes effective in May of this year. Among other things, H.B. 32 contemplates the PSC will issue an order on energy balancing account filings within 300 days of a utility's filing. Given that RMP filed its Application on March 15, 2021, the 300-day period would elapse on January 9, 2022 under the new law. The parties' Stipulated Schedule contemplates written surrebuttal testimony will not be due until after that date and the hearing will not take place until January 21, 2022, rendering an order within 300 days impossible.

The PSC expects the parties were aware of H.B. 32 and negotiated the Stipulated Schedule based on their common understanding and agreement that the 300-day requirement in

¹ RMP, the Division of Public Utilities, the Office of Consumer Services, and the Utah Association of Energy Users participated in the scheduling conference and agreed to the Stipulated Schedule.

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H.B. 32 applies to energy balancing account filings made after the bill's effective date. If any party or other interested person contends the 300-day requirement applies to RMP's Application in this docket and objects to the Stipulated Schedule on that basis, they must file notice of their objection with the PSC no later than **Thursday, April 15, 2021**. If the PSC receives no such objection, the schedule in this docket will be as follows, consistent with the Stipulated Schedule.

SCHEDULE

ITEM	DEADLINE/DATE/TIME/LOCATION
Any objection to the Stipulated Schedule	Thursday, April 15, 2021
Division of Public Utilities' audit report	Friday, November 5, 2021
Direct testimony, all parties	Thursday, December 9, 2021
Rebuttal testimony, all parties	Tuesday, January 4, 2022
Intervention deadline	Friday, January 7, 2022
Surrebuttal testimony, all parties	Thursday, January 13, 2022
Hearing	Friday, January 21, 2022, beginning at 10:00 a.m., Fourth Floor Hearing Room 403, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah

DISCOVERY

Discovery turn-around times shall be 21 calendar days until November 5, 2021, 10 calendar days until January 4, 2022, and 7 calendar days thereafter. Parties shall serve discovery requests and responses on applicable parties by electronic mail. In the event a document produced in response to a discovery request cannot reasonably be transmitted by electronic mail, the party disclosing the document shall provide an electronic copy of the document on CD (or, if an electronic copy is not available, a paper copy).

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NOTICE OF HEARING

The PSC will conduct a hearing in this docket on **Friday, January 21, 2022, beginning at 10:00 a.m.** The hearing will be held in the **Fourth Floor Hearing Room 403, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah.** All parties must have their witnesses in attendance and prepared to testify.

Individuals wishing to participate by telephone in the hearing should contact the PSC two days in advance by calling (801) 530-6716 or (toll-free) 1-866-PSC-UTAH (1-866-772-8824) to receive a bridge number and participant passcode. Participants attending by telephone should then call the bridge number five minutes before the hearing, entering the passcode followed by the # sign to ensure participation.

In accordance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during the hearing should notify the PSC at 160 East 300 South, Salt Lake City, Utah 84111, (801) 530-6716, at least three working days prior to the hearing.

DATED at Salt Lake City, Utah, March 31, 2021.

/s/ Michael J. Hammer
Presiding Officer

Attest:

/s/ Gary L. Widerburg
PSC Secretary
DW#318024

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CERTIFICATE OF SERVICE

I CERTIFY that on March 31, 2021, a true and correct copy of the foregoing was served upon the following as indicated below:

By Email:

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