
Application of Rocky Mountain Power for Approval of the Renewable Energy Contract between PacifiCorp and IHC Health Services, Inc. and the Related Agreement with Castle Solar, LLC	<u>DOCKET NO. 21-035-26</u>
	<u>ORDER</u>

ISSUED: June 25, 2021

BACKGROUND

On April 22, 2021, Rocky Mountain Power (RMP) filed its Application (“Application”) for Approval of the Renewable Energy Contract between PacifiCorp and IHC Health Services, Inc. (IHC) and the Related Agreement with Castle Solar, LLC (“Castle Solar”). RMP represents it filed the Application in accordance with Utah Code Ann. §§ 54-17-801 through 805 and Electric Service Schedule No. 32 (“Schedule 32”).

On May 12, 2021, the Public Service Commission (PSC) issued a Scheduling Order and Notice of Virtual Hearing, establishing deadlines for filing comments and setting the matter for hearing. The Division of Public Utilities (DPU) filed comments on June 2, 2021; no other party submitted comments. On June 14, 2021, the PSC’s designated Presiding Officer conducted a hearing to consider the Application.

DISCUSSION

In the Application, RMP seeks approval of a Renewable Energy Contract (“REC”) between PacifiCorp¹ and IHC, pursuant to Schedule 32 and a renewable resource purchase contract (“RRC”) between PacifiCorp and Castle Solar, the developer of a solar generation facility (“Facility”) with an expected nameplate capacity of about 20 megawatts located in

¹ PacifiCorp does business in Utah as Rocky Mountain Power.

Emery County, Utah. RMP represents IHC is one of its customers currently taking the majority of its service under Electric Service Schedule Nos. 6 and 8 and that IHC is seeking to receive electricity from the Facility for a portion of these loads.² RMP further represents that IHC qualifies for service under Schedule 32.

RMP testified that the anticipated service delivery start date, under the REC, is June 30, 2022. RMP represents the Facility meets applicable requirements for a renewable facility under Schedule 32 because the renewable energy will be produced by solar photovoltaic panels in Emery County, Utah. RMP also represents it will enter into a renewable energy supply agreement (“RESA”) with IHC and Castle Solar that establishes IHC’s initial relationship with the renewable resource under a Schedule 32 contract.³ RMP represents the terms and conditions in the REC and the RRC are consistent with Schedule 32 and are just, reasonable, and in the public interest.

Having reviewed the Application and related agreements, the DPU testified that the agreements comply with the requirements of Schedule 32 and are otherwise just, reasonable, and in the public interest. The DPU recommends the PSC approve the REC and the RRC.

² At the hearing, testimony clarified that one of IHC’s facilities included in the REC takes service under Electric Service Schedule No. 9.

³ While the RESA does not require PSC approval under Schedule 32, PacifiCorp states it included the RESA in the Application “to provide the [PSC] a full understanding of the transaction and its interrelationship with the other two agreements.” *See* Direct Test. (Redacted) of Craig M. Eller.

ORDER

Based on our review of the Application, the REC, the RRC, the filed comments, the testimony provided at hearing, and hearing no opposition to the Application, we find and conclude that the prices, terms, and conditions of the REC and the RRC are consistent with governing statutes, applicable PSC orders, and Schedule 32. We further find the REC and the RRC to be just, reasonable, and in the public interest.

Pursuant to the foregoing, we order:

1. The REC between PacifiCorp and IHC is approved;
2. The RRC between PacifiCorp and Castle Solar is approved.

DATED at Salt Lake City, Utah, June 25, 2021.

/s/ Michael J. Hammer
Presiding Officer

Approved and confirmed June 25, 2021, as the Order of the Public Service Commission of Utah.

/s/ Thad LeVar, Chair

/s/ David R. Clark, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Gary L. Widerburg
PSC Secretary
DW#319262

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Notice of Opportunity for Agency Review or Rehearing

Pursuant to §§ 63G-4-301 and 54-7-15 of the Utah Code, an aggrieved party may request agency review or rehearing of this written Order by filing a written request with the PSC within 30 days after the issuance of this 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 does not grant a request for review or rehearing within 30 days after the filing of the request, 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 §§ 63G-4-401 and 63G-4-403 of the Utah Code and Utah Rules of Appellate Procedure.

CERTIFICATE OF SERVICE

I CERTIFY that on June 25, 2021, a true and correct copy of the foregoing was served upon the following as indicated below:

By Email:

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