

Emily Wegener (12275)
Stephanie Barber-Renteria (8808)
Rocky Mountain Power
1407 W. North Temple, Suite 320
Salt Lake City, Utah 84116
Telephone: (801) 220-4050
Fax: (801) 220-4615
E-mail: emily.wegener@pacificorp.com
stephanie.barber-renteria@pacificorp.com

Attorneys for Rocky Mountain Power

BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

In the Matter of the Application of Rocky Mountain Power for Approval of an Amendment of a Power Purchase Agreement Between PacifiCorp and Tesoro Refining & Marketing Company LLC))))))))	Docket No. 21-035-68 APPLICATION
------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------	------------------------------------------------

Pursuant to Utah Code section 54-12-2, PacifiCorp, dba Rocky Mountain Power (“PacifiCorp” or “Rocky Mountain Power”), hereby submits this application (“Application”) for an order approving the Second Amendment to Non-Firm Power Purchase Agreement between PacifiCorp and Tesoro Refining & Marketing Company LLC (“Tesoro”), dated December 16, 2021, which amends the Non-Firm Power Purchase Agreement (“Agreement”) entered into by the parties on October 11, 2019, and which was subject to a First Amendment to Non-Firm Power Purchase Agreement (“First Amendment”), dated October 12, 2020.

In support of this Application, Rocky Mountain Power states as follows:

1. Rocky Mountain Power is a division of PacifiCorp, an Oregon corporation, that provides electric service to customers in the states of Utah, Wyoming, and Idaho.

Rocky Mountain Power is a public utility in the state of Utah and is subject to the jurisdiction of the Public Service Commission of Utah (“Commission”) with respect to its rates and service. As a “purchasing utility,” as that term is used in Utah Code section 54-12-2, PacifiCorp is obligated to purchase power from qualifying facilities pursuant to the Public Utility Regulatory Policies Act of 1978, Utah Code section 54-12-1 through -3, and Commission orders. Under the Agreement, Tesoro represents itself to be a qualifying facility, and agrees to provide PacifiCorp, upon request, evidence to show its qualifying facility status.

2. Communications regarding this Application should be sent to:

Jana Saba
Utah Regulatory Affairs Manager
Rocky Mountain Power
1407 West North Temple, Suite 330
Salt Lake City, UT 84116
Email: jana.saba@pacificorp.com

Emily L. Wegener
Stephanie Barber-Renteria
Rocky Mountain Power
1407 West North Temple, Suite 320
Salt Lake City, Utah 84116
E-mail: emily.wegener@pacificorp.com
stephanie.barber-renteria@pacificorp.com

In addition, the Company respectfully requests that all data requests regarding this matter be addressed to:

By e-mail (preferred): datarequest@pacificorp.com

By regular mail: Data Request Response Center
PacifiCorp
825 NE Multnomah St, Suite 2000
Portland, Oregon 97232

Informal inquiries related to this Application may be directed to Jana Saba, Utah Regulatory Affairs Manager, at (801) 220-2823.

3. In Docket No. 03-035-14, *In the Matter of the Application of PacifiCorp for Approval of an IRP-Based Avoided Cost Methodology for QF Projects larger than One Megawatt*, the Commission issued a series of Orders, which established avoided capacity and energy cost payments for purchases from qualifying facility projects larger than one megawatt, such as Tesoro's, which is under contract with PacifiCorp. This methodology was then confirmed by the Commission in an August 16, 2013, Order on Phase II Issues, in Docket No. 12-035-100.¹

4. The Second Amendment modifies the Agreement, which was approved by the Commission in Docket No. 19-035-38, on December 18, 2019, and which was subject to the First Amendment, approved by the Commission in Docket No. 20-035-42, on December 17, 2020. The Agreement provides for the sale to PacifiCorp of energy to be generated by Tesoro up to 25.0 megawatts, from a gas-fired cogeneration facility ("Facility") owned by Tesoro and located in Salt Lake City, Utah. The First Amendment extended the term of the Agreement through December 31, 2021, established the pricing for the extension period, and updated the Line Loss Factor during the extension period.

5. The Second Amendment, which is attached to this Application as Confidential Exhibit A, extends the term of the Agreement through December 31, 2022, establishes the pricing for the extension period and updates the Line Loss Factor for the same period.

¹ See *In the Matter of the Application of Rocky Mountain Power for Approval of Changes to Renewable Avoided Cost Methodology for Qualifying Facilities Projects Larger than Three Megawatts*, Order on Phase II Issues (August 16, 2013).

6. The purchase prices set forth in the Second Amendment were calculated using the methodology approved by the Commission in Docket No. 03-035-14. Pursuant to the Commission's order in Docket No. 16-035-40, this Application also provides confidential Generation and Regulation Initiative Decision Tool ("GRID") outputs and spreadsheets supporting the derivation of power purchase agreement prices with all spreadsheet formulae intact. Also provided is the confidential workpaper supporting the avoided line loss adjustment calculation used to develop the loss factor in the Second Amendment.

7. The Facility is located in Salt Lake City in an area served by Rocky Mountain Power. All interconnection requirements have been met and the Facility is fully integrated with the PacifiCorp system.

8. According to the terms of the 2020 Protocol, approved by the Commission on April 15, 2020, in Docket No. 19-035-42, costs of the qualifying facility power purchase agreement will be allocated in accordance with section 4.4.2 of the 2020 Protocol.

9. The existing Agreement between PacifiCorp and Tesoro expires on December 31, 2021, and the Company acknowledges the lack of timeliness of this Application since it is being filed within two weeks of the Agreement's expiration. The Company is not seeking an expedited approval of this Application and recognizes that there may be a lapse in time before the Second Amendment is approved.

WHEREFORE, Rocky Mountain Power respectfully requests that the Commission issue an order approving the Second Amendment, and find the terms and conditions of the Agreement, as modified by the Second Amendment, to be just, reasonable and in the public interest.

DATED this 17th day of December 2021.

Respectfully submitted,
ROCKY MOUNTAIN POWER



Emily Wegener
Stephanie Barber-Renteria
1407 West North Temple, Suite 320
Salt Lake City, Utah 84116
emily.wegener@pacificorp.com
stephanie.barber-renteria@pacificorp.com

Attorneys for Rocky Mountain Power