



## State of Utah

SPENCER J. COX  
*Governor*

DEIDRE M. HENDERSON  
*Lieutenant Governor*

## Public Service Commission

THAD LeVAR  
*Chair*

DAVID R. CLARK  
*Commissioner*

RON ALLEN  
*Commissioner*

November 21, 2022

Mr. Josh Dellinger  
General Manager  
Empire Electric Association, Inc.  
P.O. Box K  
Cortez, CO 81321

Re: *Empire Electric Association, Inc.'s Wildland Fire Protection Plan;*  
Docket No. 22-025-01

Dear Mr. Dellinger,

The Public Service Commission (PSC) reviewed Empire Electric Association, Inc.'s ("Empire") October 17, 2022 filing of its Wildland Fire Protection Plan Compliance Report ("Report"). The Report documents the implementation of Empire's Wildland Fire Protection Plan (WFPP) originally filed with the PSC on May 11, 2020 pursuant to Utah Code Title 54, Chapter 24, Wildland Fire Planning and Cost Recovery Act. Empire filed an update to the WFPP on April 28, 2021. The Report details the cycle for pole testing, line patrols, tree trimming, and substation inspection. Specifically, Empire reports it completed 12 inspections at 2 substations during fire danger months. A damaged regulator was found during one of these inspections and was replaced.

The PSC also reviewed the November 10, 2022 comments filed by the Division of Public Utilities (DPU). DPU comments that Empire's Board of Directors reviewed and approved the Report on October 14, 2022. Additionally, DPU identifies that Empire incorrectly referenced Utah Code Ann. § 54-24-201(4) and § 54-24-202(2). DPU recommends the PSC acknowledge that the Report complies with Utah Code Ann. § 54-24-203(4)(b).

Based on the PSC's review of the Report and DPU's comments and recommendation, the PSC acknowledges the Report as complying with Utah Code Ann. § 54-24-203(4)(b). Pursuant to Utah Code Ann. § 54-24-203(5), the Report is available for public inspection at the PSC.

Sincerely,

/s/ Gary L. Widerburg  
PSC Secretary  
DW#326212