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**BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH**

<p>In the Matter of the Application of Kennecott Utah Copper, LLC for an Order Determining the Rates, Terms, and Conditions of Electric Service by Rocky Mountain Power to Kennecott</p>	<p>Docket No. 23-035-51</p> <p>STIPULATED MOTION TO SUSPEND DEADLINES IN SCHEDULING ORDER AND REQUEST FOR STATUS CONFERENCE AND <b><u>REQUEST FOR EXPEDITED TREATMENT</u></b></p>
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Kennecott Utah Copper LLC (“Kennecott”) hereby moves the Utah Public Service Commission (“Commission”) to modify the November 24, 2023 Scheduling Order and Notice of Hearing (“Order”) in this docket by suspending all remaining deadlines, including the May 8, 2024 deadline for Surrebuttal Testimony and the May 22-23, 2024 hearing dates. Given the short period of time between the filing of this Motion and the May 8 deadline for the filing of surrebuttal testimony, Kennecott requests expedited treatment of this Motion. Kennecott is authorized to represent that Rocky Mountain Power (“RMP”), the Division of Public Utilities, and the Office of Consumer Services each support this Motion.

Kennecott files this motion because it and Rocky Mountain Power have been actively engaged in settlement negotiations over the past few weeks and have reached an agreement in principle, subject to negotiation of a mutually acceptable written settlement stipulation. While agreement on key terms has been reached, documenting the details of the of a new electric service

agreement between RMP and Kennecott will require more time than remains between the filing of this Motion and the May 22, 2024 hearing date. The parties therefore request that the Commission modify the Order as set forth above to allow the parties to pursue a negotiated resolution of the disputes in this matter. To be clear, while the parties have reached agreement on key terms, additional negotiations regarding the remaining terms of the agreement are required and may result in the parties failing to reach agreement.

The parties anticipate that they will complete negotiations within the next several weeks. At the conclusion of those negotiations, the parties will submit a notice to the Commission seeking to further modify the Scheduling Order, either to set a new deadline for surrebuttal testimony and a date for a contested hearing or to establish dates necessary for the Commission to consider approval of a new electric service agreement between RMP and Kennecott. The parties therefore request that the Commission set a status conference for the week of June 24-28, 2024 to update the Commission regarding the status of settlement discussions and to discuss any further proceedings that may be required.<sup>1</sup>

For the reasons set forth above, Kennecott respectfully requests that the Commission modify the Order by suspending the deadline for surrebuttal testimony and the current hearing dates and to set a status conference for the final week of June. Moreover, given the impending May 8, 2024 deadline for surrebuttal testimony, Kennecott respectfully requests that the Commission consider this Motion on an expedited basis.

As a courtesy, a proposed order is submitted herewith.

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<sup>1</sup> The parties note that PacifiCorp has scheduled IRP public input meetings on June 26-27, 2024.

DATED this 6th day of May 2024.

Respectfully submitted,



By:

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Phillip J. Russell  
JAMES DODGE RUSSELL & STEPHENS, P.C.

*Attorneys for Kennecott Utah Copper LLC*

CERTIFICATE OF SERVICE  
**Docket No. 23-035-51**

I hereby certify that a true and correct copy of the foregoing was served by email this 6th day of May 2024 on the following:

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