



## Public Service Commission

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### State of Utah

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DEIDRE M. HENDERSON  
*Lieutenant Governor*

February 13, 2024

Mr. LaDel Laub, President and CEO  
Dixie Escalante Rural Electric Association  
145 West Brigham Road  
St. George, UT 84790

Re: Docket No. 24-066-T01 - *Dixie Power's Proposed Tariff Revisions.*

Dear Mr. Laub:

The Public Service Commission (PSC) reviewed the January 19, 2024 filing by Dixie Escalante Rural Electric Association, doing business as Dixie Power ("Dixie") of its tariff revisions ("Tariff") implementing rate reductions to its residential, small commercial, large commercial, off peak, and irrigation services, among other changes. Dixie requests the Tariff revisions take effect February 1, 2024.

The PSC also reviewed the comments filed by the Division of Public Utilities (DPU) on January 30, 2024. DPU summarizes the changes to Dixie's energy charges and comments that Dixie's tariff changes are based on the Wholesale Power Cost Adjustment clause (WPCA) first approved by Dixie's Board of Directors and accepted by the PSC in 2012<sup>1</sup>. DPU believes the new rates better reflect actual costs and recommends the PSC acknowledge the revised Tariff sheets, effective February 1, 2024. DPU also states that while Utah Code Ann. § 54-3-3 requires a tariff take effect no fewer than 30 days after notifying the PSC of the tariff revisions, the PSC has allowed Dixie's proposed tariffs to become effective in fewer than 30 days after Dixie's initial filing, in its filings since 2018.

In Docket Nos. 21-066-T02 and 21-066-T03, the PSC directed Dixie to provide it "notice of any new or revised tariff schedule at least 30 days before its effective date to avoid any delays or additional administrative processes prior to acknowledgment."

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<sup>1</sup> DPU Comments, at 2 (citing the PSC's acknowledgment thereof in *Tariff Acknowledgment Letter*, Docket No. 12-066-T01, August 6, 2012 through its *Tariff Acknowledgement Letter*, Docket No. 18-066-T01, January 24, 2018).

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As DPU notes, Dixie has not met the filing requirements of Utah Code Ann. § 54-3-3 in any of its filings since 2018. In this filing, Dixie once again does not explain the reason, and has not shown good cause, for failing to meet the thirty-day notice requirement. The thirty-day interval is necessary to assure the DPU and PSC have adequate time to review the proposed tariff changes before they become effective. Accordingly, based on the PSC's review of Dixie's filing and DPU's comments and recommendation, the PSC acknowledges the Tariff complies with Utah Code Ann. § 54-7-12(7). However, the PSC directs Dixie to refile its proposed Tariff revisions showing an effective date of February 18, 2024. At such time, the PSC will make the Tariff with the corrected date available for public inspection at the PSC's offices and on its website.

Sincerely,

/s/ Gary L. Widerburg  
PSC Secretary  
DW#332366