



State of Utah

SPENCER J. COX
Governor

DEIDRE M. HENDERSON
Lieutenant Governor

Public Service Commission

JERRY D. FENN
Chair

DAVID R. CLARK
Commissioner

JOHN S. HARVEY, Ph.D.
Commissioner

June 6, 2025

Kevin Robison
CEO
Mt. Wheeler Power, Inc.
1600 Great Basin Blvd.
Ely, Nevada 89301

Re: Docket No. 25-031-T02 - *Mt. Wheeler Power, Inc.'s Proposed Tariff Revisions*

Dear Mr. Robison,

The Public Service Commission (PSC) reviewed Mt. Wheeler Power, Inc.'s ("Mt. Wheeler") May 19, 2025, filing (the "Filing") of proposed changes to its Irrigation Service (Off-Peak) Rate (I-OP Rate) ("Tariff Revisions"). Mt. Wheeler indicates that the proposed additional language is necessary due to an inadvertent deletion of the Demand Charge section of the policy during an update in 2020. Mt. Wheeler also states that it has complied with all Nevada (its headquarters) reporting requirements. The Filing proposes an effective date of June 10, 2025.

The PSC also reviewed the comments filed by the Division of Public Utilities (DPU) on May 28, 2025. DPU comments that Mt. Wheeler's Board of Directors had approved including the omitted rate schedules for I-OP services in a meeting held on May 12, 2025. DPU notes that while the Filing did not provide the 30-day notice required by Utah Code Ann. § 54-3-3, the Code allows the PSC to acknowledge the tariff changes without the 30-day requirement for good cause. DPU recommends the PSC acknowledge the Tariff Revisions with an effective date of June 10, 2025.

Based on the PSC's review of the Tariff Revisions and DPU's comments and recommendations, and given that Mt. Wheeler represents it has complied with all Nevada reporting requirements, the PSC finds that no material harm to Mt. Wheeler's members, the public, or Mt. Wheeler itself resulted from Mt. Wheeler's failure to meet the 30-day notice requirement. The PSC reminds Mt. Wheeler to strive to meet the 30-

Docket No. 25-031-T02
Tariff Acknowledgment Letter from the PSC
June 6, 2025
Page 2

day notice requirement under Utah law in future filings. The PSC finds good cause exists to acknowledge the Tariff Revisions and acknowledges the Tariff Revisions comply with Utah Code Ann. § 54-7-12, and makes them available for public inspection.

Sincerely,

/s/ Gary L. Widerburg
PSC Secretary
DW#340083