TIFFANIE A. ELLIS-BURKE
Senior Regulatory Attorney 825
NE Multnomah St., Suite 2000
Portland, OR 97232
Telephone: (503) 813-5817
Tiffanie.ellis-burke@pacificorp.com
Attorney for PacifiCorp

BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH	
Rocky Mountain Power's 2027–2029 Utah Wildland Fire Protection Plan	Docket No. 26-035-35 Motion for Order Finding Additional Time is Warranted Pursuant to R746-315-2(2) and for expedited treatment of this Motion.

Pursuant to Utah Admin. Code R746-1-109, PacifiCorp d/b/a Rocky Mountain Power ("Company") hereby moves the Public Service Commission of Utah ("Commission") for an Order that: (1) finds that additional time is warranted and in the public interest for the Commission to deviate from the 120-day timeframe set forth in R746-315-2(2); (2) sets a scheduling conference to establish a procedural schedule in this proceeding; and (3) grants this Motion expedited treatment.

FACTS

On August 6, 2026, Rocky Mountain Power filed its 2027–2029 Utah Wildland Fire Protection Plan, also referred to as the Wildfire Mitigation Plan ("WMP"). The WMP is an extensive plan with significant detail that requires careful review and consideration. Although the Company's WMP must be submitted by October 1 of this year,[1] the Company filed its WMP

[1] Utah Code 54-24-201(3)(a)(ii).

prior to this deadline to provide the Commission additional review time. Under R746-315-2(2)(iv), the Commission must issue an order on the WMP within 120 days of the Company's submission unless the Commission finds that additional time is appropriate. Given the breadth and importance of the filing, Rocky Mountain Power anticipates that the prescribed timeline will leave insufficient time to review and analyze the WMP and its reasonableness. The Company conferred with the Division of Public Utilities ("Division") and the Office of Consumer Services ("Office") and is authorized to represent that these parties support this Motion.

ARGUMENT

Rule 746-315-2(2) establishes the schedule governing review of a wildland fire protection plan. The Commission provides public notice; solicits input from the State Division of Forestry, Fire, and State Lands ("FFSL"); holds a scheduling conference; and sets a schedule allowing a decision within 120 days of submittal. Within that framework, the FFSL input is entered into the record after 45 days; interested parties then have 30 days to file comments; and the utility has 15 days to respond.[2] Critically, both Subsection (2) and Subsection (2)(iv) expressly authorize deviation from the 120-day deadline if "the Commission determines that another process or additional time is warranted and is in the public interest."[3] The rule thus contemplates the relief sought here. In addition, Rule 746-1-109(1) independently permits deviation from any rule upon a showing that the rule imposes hardships that outweigh the benefits of the rule.

Here, additional time is warranted and in the public interest, and the 120-day deadline imposes hardships that outweigh its benefits. The 2027–2029 WMP is an extensive plan of significant detail and scope and contains a new proposed methodology for evaluating mitigation

[2] R746-315-2(2)(i)–(iii).
[3] R746-315-2(2), (2)(iv).

projects. The Company anticipates that additional review time will be required and therefore proactively recommends that the Commission find that more time is warranted at this stage. Any efficiency gained by adhering to the 120-day deadline is significantly outweighed by the need for sufficient time to properly review a filing of this breadth and importance.

For the reasons set forth above, the complexity of the 2027–2029 WMP and the substantive review standard the Commission must apply warrant additional time, and an extension of the 120-day schedule is in the public interest. Accordingly, the Commission should issue an Order granting a deviation from the scheduling deadlines contained in Rule 746-315-2(2) and set a scheduling conference at which interested parties may confer and propose an appropriate schedule. Because the Division and the Office have indicated support for this Motion, the Company respectfully requests that the Commission consider this Motion on an expedited basis to avoid unnecessary delay and ensure that the procedural schedule can be established promptly.

CONCLUSION

For the reasons outlined above, Rocky Mountain Power respectfully requests that the Commission issue an Order granting a deviation from the scheduling deadlines in Rule 746-315-2(2), noticing a scheduling conference, and granting this Motion expedited treatment.

Respectfully submitted, August 6, 2026

Tiffanie A. Ellis-Burke
SENIOR REGULATORY ATTORNEY
Attorney for Rocky Mountain Power

CERTIFICATE OF SERVICE

Docket No. 26-035-35

I hereby certify that on August 6, 2026, a true and correct copy of the foregoing was served by electronic mail to the following:

Utah Office of Consumer Services	
Michele Beck	mbeck@utah.gov
	ocs@utah.gov
Division of Public Utilities	
	dpudatarequest@utah.gov
Assistant Attorney General	
Patricia Schmid	pschmid@agutah.gov
Robert Moore	rmoore@agutah.gov
Patrick Grecu	pgrecu@agutah.gov
Rocky Mountain Power	
Data Request Response Center	datarequest@pacificorp.com
Jana Saba	jana.saba@pacificorp.com utahdockets@pacificorp.com
Max Backlund	max.backlund@pacificorp.com
Tiffanie Ellis-Burke	Tiffanie.ellis-burke@pacificorp.com

Anna Mills
Coordinator, Regulatory Operations