



State of Utah

DEPARTMENT OF BUSINESS REGULATION  
Division of Public Utilities

Norman H. Bangertter  
Governor

David L. Buhler  
Executive Director

Ralph N. Creer  
Division Director

Heber M. Wells Building  
160 East 300 South/P.O. Box 45802  
Salt Lake City, Utah 84145-0802  
(801) 530-6651

PacifiCorp  
Utah Power & Light Division  
1407 West North Temple Street  
Salt Lake City, Utah 84140

May 16, 1989

Attn: Mr Robert Dalley

Dear Mr Dalley:

The Utah Commission's merger order required UP&L "to file the financial information and cost of service studies necessary to determine appropriate rate levels for Utah Power as an independent entity for 1988 based on actual data" (merger order at page 66). It is essential for the Division to begin to review this information as soon as possible. I ask that you make available the 1988 interstate allocation model both on paper and on computer disk to the Division staff. If the cost of service model is not yet completed it can be filed later.

If there will be any delay in providing the allocation model please advise me.

As always, I appreciate your help.

Sincerely,

Kenneth B. Powell  
Manager, Electric Section

cc: ✓ Utah Public Service Commission Docket 87-035-27  
CCS

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AGREEMENT OF CONFIDENTIALITY

During the latter part of April, 1989, Utah Power & Light Company ("UP&L" or "Company"), the Division of Public Utilities ("DPU") and the Committee of Consumer Services ("CCS") met to discuss the coal supply for the Company's Carbon Plant. Subsequent to that meeting, the DPU and the CCS requested that the Company make available for review the following information in connection with the coal supply for that plant:

The Carbon Plant coal supply to include fuel bids, fuel bid summaries, quality data, bid responses and final contracts pursuant to UP&L's Bid for Proposals #SG-076658 dated March 7, 1989.

The DPU and the CCS in consideration of receiving the subject information, agree that said information will be supplied to only employees of the DPU and the CCS signing this Agreement of Confidentiality and with the understanding that said information will not be reproduced, used or disclosed by the DPU or the CCS in any manner or way without the prior written notice to and written approval of the Company or by Order of the Utah Public Service Commission. It is agreed that UP&L will be given a separate list of each employee given access to this information and will be given a signed original of each Agreement of Confidentiality signed by an employee. The documents and all copies or derivatives, summaries or the like, if produced, will be returned to the Company after this review has been completed.

DATED this 1<sup>st</sup> day of June, 1989.

UTAH POWER & LIGHT COMPANY

By J. Brett Harvey  
J. Brett Harvey  
Vice-President

DIVISION OF PUBLIC UTILITIES

By Ron Burr

By Mary Clendenen

By R. Howell

Michael G. Sely  
COMMITTEE OF CONSUMER SERVICES

By George J. Williams

By [Signature]

By Margo Hovingh

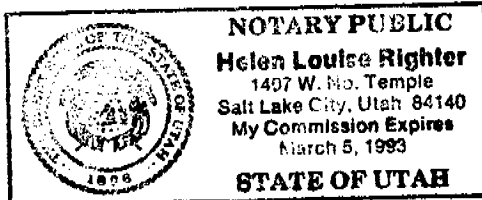
STATE OF UTAH                    )  
  : ss.  
COUNTY OF SALT LAKE )

On the 1<sup>st</sup> day of June, 1989, personally appeared before me J. BRETT HARVEY, who being duly sworn did say that he is a Vice President of Utah Power & Light Company, a division of PacifiCorp, an Oregon corporation, and that said instrument was signed in behalf of PacifiCorp by delegation of authority

authorized by a resolution of its Board of Directors and the said J. BRETT HARVEY acknowledged to me that said corporation executed the same.

Helen Louise Righter  
NOTARY PUBLIC  
Residing at: Salt Lake City, Utah

My Commission Expires:  
3/5/93



STATE OF UTAH )  
: ss.  
COUNTY OF SALT LAKE )

On the \_\_\_\_\_ day of June, 1989, personally appeared before me \_\_\_\_\_ and \_\_\_\_\_, signers of the foregoing Agreement of Confidentiality, who duly acknowledged to me that he/she signed the same and verified the contents thereof to be true.

\_\_\_\_\_  
NOTARY PUBLIC  
Residing at:

My Commission Expires:

AGREEMENT OF CONFIDENTIALITY

On July 6, 1987, Utah Power & Light Company ("UP&L" or "Company") and the Utah Division of Public Utilities ("DPU") entered into a Settlement Agreement pursuant to certain contested issues in Utah PSC Case No. 86-035-02. The Committee of Consumer Services ("CCS") was also a party to the negotiations leading to said Settlement Agreement and supported and joined in the Agreement with the exception of the resolution of the Outstanding Contested Issues.

As part of said Agreement, UP&L agreed to provide information concerning the Company's coal operation on a monthly basis to the DPU and CCS for their review. As agreed, certain information has been provided on a confidential basis under the provision that it will not be reproduced or used by the DPU or the CCS in any manner without prior written notice to and written approval of the Company or by order of the Utah Public Service Commission ("PSC" or "Commission").

The CCS has requested certain specific coal operations data possessed by the Company which has not been provided under the Settlement Agreement. This information consists of pages 55 through 60 inclusive of the Company's monthly Financial and Operating Report which is a detailed report for each of the Company's coal mines (Deer Creek, Wilberg/Cottonwood and Des-Bee-Dove).

The Company agrees to provide to the CCS the above identified information from the monthly Financial and Operating Report on a monthly basis under separate cover from the information already being provided pursuant to the Settlement Agreement. The CCS agrees that such information will be supplied on a confidential basis and will not be reproduced or used by the CCS in any manner without prior written notice to and written approval of the Company or by order of the Commission or as provided by statutes.

The Company also agrees to provide this same information for the months July, 1989, to the present in addition to the ongoing submission of information referenced above. This information, as well as the information provided in the ongoing submissions, is subject to the same agreement of confidentiality.

DATED this \_\_\_\_\_ day of June, 1989.

UTAH POWER & LIGHT COMPANY

By J. Brett Harvey  
J. Brett Harvey  
Vice-President

DIVISION OF PUBLIC UTILITIES

COMMITTEE OF CONSUMER SERVICES

By Rob Bunn

By Jeffrey J. Williams

By K. Powell

By [Signature]

By Meredith Gray

By Margo Horvath

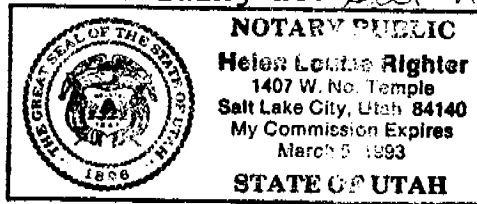
By Mary Cleveland

STATE OF UTAH )  
 : ss.  
COUNTY OF SALT LAKE )

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NOTARY PUBLIC  
Residing at:

My Commission Expires: