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'88 APR 13 P4:35
 UTAH PUBLIC
 SERVICE COMMISSION

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

* * * * *

In the Matter of the)	
Application of UTAH POWER)	INTERVENOR'S MOTION
& LIGHT COMPANY and PC/UP&L)	TO STRIKE PORTIONS OF
MERGING CORP. (to be renamed)	JAMES L. VAN LANEN
PACIFICORP) for an Order)	PRE-FILED TESTIMONY
Authorizing the Merger of)	
UTAH POWER & LIGHT COMPANY)	
and PACIFICORP into PC/UP&L)	
MERGING CORP. Authorizing the)	Case No. 87-035-27
Issuance of Securities, Adoption)	
of Tariffs and Transfer of)	
Certificates of Public Conven-)	
ience and Necessity and)	
Authorities in Connection)	
Therewith.)	

* * * * *

Intervenor UMWA District 22 (United Mine Workers of America, District 22) hereby moves to strike portions of the prepared testimony of James L. Van Lanen, on behalf of Coastal States Energy Co. (Utah Independent Coal Companies), for the following reasons:

1. Such testimony is not appropriate to these proceedings. This Commission, in reponse to a Notice filed November 4, 1987 by the Committee for Consumers Services, has noted that matters which may be raised in Case No. 86-035-20 (the Least Cost Methods of Providing Energy for UP&L Customers) should be dealt with in Case No. 86-035-20 rather than the

Pacific Power and Light and UP&L merger case No. 87-035-27, according to a marginal note signed by Commissioner Byrne, November, 5, 1987 attached hereto.

2. Such scheduling would allow Intervenor and others, sufficient time for preparation of evidence and testimony for the Commission's consideration following the conclusion of the merger application.

3. Intervenor is unable in the time remaining, namely April 27, 1988, to prepare rebuttal testimony to Mr. Van Lanen, and is therefor denied due process of law.

4. Portions of the testimony to be stricken are inappropriate to the merger proceedings and consist of a general attack on issues of union vs non-union coal production. Such tactics would add weeks of investigation and preparation and are irrelevant to this proceeding.

5. Mr. Van Lanen's testimony falls outside the scheduling order of this case.

Set forth are the matters that should be stricken, for the reasons above stated:

Page 3 Line 17 through 28

Page 4 Line 1 through 6

Page 4 Line 16 through 28

Page 5 Line 1 through 14

Page 6 Line 21 through 27


Page 6 Line 28 commencing "one can . . ."

Page 7 Line 1 through 28
Page 8 Line 1 through 28
Page 9 Line 1 through 27
Page 10 Line 1 through 27
Page 11 Line 1 through 28
Page 12 Line 1 through 28
Page 13 Line 1 through 28
Page 14 Line 1 through 27
Page 15 Line 1 through 10
Page 15 Line 22 through 28
Page 16 Line 1 through 8,
and Exhibits Nos. I, II, III and IV.

Because of the proximity of the hearing, Intervenor respectfully requests the Commission to order an expedited hearing on this motion, to be set for 9:00 a.m. Tuesday April 19, 1988 at the Commission Chambers.

WHEREFORE Intervenor respectfully urges the Commission to strike such portions of James L. Van Lanen's testimony.

Respectfully submitted:


A. WALLY SANDACK
Attorney for Intervenor
UMWA District 22

APPROVED BY COMMISSIONERS

BRIAN T. STEWART _____

BRENT H. CAMERON _____

JAMES M. BYRNE _____

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BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

SERVICE COMMISSION

*Hold for
scheduling
after merger
JED*

IN THE MATTER OF THE APPLICATION OF
UTAH POWER & LIGHT COMPANY FOR AN
ENERGY BALANCING ACCOUNT

No. 86-035-07

IN THE MATTER OF THE PUBLIC SERVICE
COMMISSION OF UTAH'S ANALYSIS OF THE
LEAST-COST METHODS OF PROVIDING
ENERGY FOR UTAH POWER & LIGHT
COMPANY'S CUSTOMERS AND ACCOUNTING FOR
ITS COSTS

No. 86-035-20

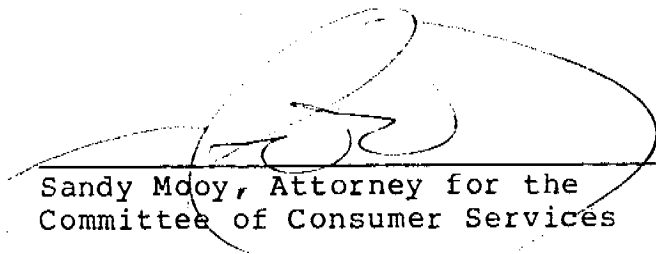
MOTION OF THE COMMITTEE OF CONSUMER SERVICES

The Committee of Consumer Services hereby moves the Public Service Commission of Utah to set the scheduling of the proceedings in this matter such that matters which may be raised but not fully treated, matters which are appendant to and other matters which the Commission feels are appropriately dealt with in this proceeding rather than the Pacific Power and Light and Utah Power and Light merger case, No. 87-035-27, are presented to the Commission soon after the resolution of the merger application before the Commission. Such scheduling would allow the preparation of evidence and testimony for presentation for the Commission's consideration following the conclusion of the merger application. It also insures a speedy process for consideration of the matters relating to the provision of the least cost energy and accounting thereof to the customers of the

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merged or not merged company providing electric utility service
in the present Utah Power and Light service area within the
Commission's jurisdiction.

Dated this 4th day of November, 1987.



Sandy Mooy, Attorney for the
Committee of Consumer Services

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Application of UTAH POWER & LIGHT COMPANY for an Energy Balancing Account.)
)
)
)

CASE NO. 86-035-07

NOTICE OF CLOSING


ISSUED: December 23, 1987

By The Commission:

As a consequence of issues raised in Case No. 84-035-12, the Simonelli Investigation, the Commission established Case No. 86-035-20 to consider the Analysis of the Least Cost Methods of Energy to Utah Power and Light Company's Customers and Accounting for its Costs.

The issues in this case being a subset of the issues in Case No. 86-035-20, the Commission, on its own motion, closes this docket and hereby notifies the parties that the issues in this docket will be considered in Case No. 86-035-20. The Interim Order of April 25, 1986 in this docket will remain in force until otherwise dealt with in Case No. 86-035-20.

DATED in Salt Lake City, Utah this 23rd day of December, 1987.



Stephen C. Hewlett
Commission Secretary

CERTIFICATE OF MAILING

I hereby certify that on April 14, 1988 I served a copy of the foregoing document on those persons listed on the official service list in this proceeding, by depositing a copy thereof in the United States mail, postage prepaid, or by equivalent method of service.

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A handwritten signature in cursive script, reading "Dan Robinson", is written over a horizontal line.