

DOCKETED

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

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In the Matter of the Applica- )  
tion of UTAH POWER & LIGHT )  
COMPANY and PC/UP&L Merging )  
Corp. (to be Renamed Pacifi- )  
Corp) for an Order Authorizing) )  
the Merger of Utah Power & )  
Light Company and PacifiCorp )  
into PC/UP&L Merging Corp., )  
Authorizing the Issuance of )  
Securities, Adoption of )  
Tariffs and Transfer of Certi-) )  
ficates of Public Convenience )  
and Necessity and Authorities )  
in Connection Therewith. )

CASE NO. 87-035-27

ORDER GRANTING MOTION  
TO INTERVENE

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ISSUED: February 19, 1988

SYNOPSIS

By this Order, the Commission grants leave to intervene to Basic Manufacturing and Technologies of Utah, Inc. (Geneva Steel) and NUCOR Steel (Nucor).

Appearances:

Edward A. Hunter	For	Utah Power & Light Company
Lee Curtis	"	Utility Shareholders Association of Utah
Gregory B. Monson	"	PC/UP&L Merging Corp.
Joseph Cannon	"	Basic Manufacturing & Technologies of Utah, Inc.
Michael Ginsberg, Assistant Attorney General	"	Division of Public Utilities, Department of Business Regulation, State of Utah
Sandy Mooy, Assistant Attorney General	"	Committee of Consumer Services

By the Commission:

Geneva Steel filed with the Commission a Motion for Late Intervention on January 14, 1988 for the purpose of gaining intervention in the above-captioned proceeding. The Motion came before the Commission for oral argument on Tuesday, February 2, 1988 at the hour of 9:00 a.m. Geneva Steel was represented by its chief executive officer, Joe Cannon.

In support of the Motion, Mr. Cannon represented that Geneva Steel had a contract with Utah Power & Light Company (UP&L) for monthly purchases of power of about 30,000 megawatt hours and peak demand of approximately 86 megawatts. He further represented that Geneva's contract was in many respects quite similar to that of AMAX Magnesium Corporation's contract with U&L with respect to interruptability and dispatch priority and the influence of changes in system-wide costs.

Geneva Steel further represented that no party would suffer any prejudice as a result of its intervention, that it would be able to comply with all deadlines and schedules established or to be established in the matter and that no delay would occur by reason of its participation in the case. No party registered opposition to the proposed intervention of Geneva Steel.

With regard to its late filing, Geneva Steel indicated that it had been necessitated by the circumstances of the reopening of the steel works.

Based upon Geneva Steel's representations and good cause appearing therefor, the Commission is willing to allow Geneva Steel to intervene in this matter and be grouped with AMAX, which is already a full participant in the case.

On our own motion and based on Nucor's February 8, 1988 Petition for Reconsideration of Intervention, the Commission has reconsidered our Order of October 30, 1987 in which we granted Nucor only a very limited participation in this case. We have determined to allow Nucor full party status and will place them either with the other industrial intervenors or with the Group of AMAX and Geneva Steel, at their election. We reiterate that any party grouped by the Commission in this matter may at any time for good cause petition for separate and independent status.

We would note that the intervention of Geneva Steel and Nucor is granted upon the condition that such intervention will not unduly delay this proceeding.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, That Geneva Steel and Nucor be granted leave to intervene in this matter and be grouped with AMAX.

IT IS FURTHER ORDERED, That Nucor be grouped with intervenors, AMAX and Geneva Steel or the other industrial intervenors as it may elect.

DATED in Salt Lake City, Utah this 19th day of  
February, 1988.

/s/ Brian T. Stewart, Chairman

(SEAL)


/s/ Brent H. Cameron, Commissioner

/s/ James M. Byrne, Commissioner

Attest:

/s/ Stephen C. Hewlett, Commission Secretary


DATED in Salt Lake City, Utah this 19th day of  
February, 1988.

  
\_\_\_\_\_  
Brian T. Stewart, Chairman

  
\_\_\_\_\_  
Brent H. Cameron, Commissioner

  
\_\_\_\_\_  
James M. Byrne, Commissioner

Attest:

  
\_\_\_\_\_  
Stephen C. Hewlett  
Commission Secretary

DOCKETED

AFFIDAVIT OF MAILING

\_\_\_\_\_)  
 In the Matter of the Application )  
 of UTAH POWER & LIGHT COMPANY, )  
 PC/UP&L MERGING CORP. (to be renam-) )  
 ed Pacificorp) for an Order Author-) )  
 izing the Merger of Utah Power & )  
 Light Company and Pacificorp into )  
 PC/UP&L Merging Corp. and Author-) )  
 izing the Issuance of Securities, )  
 Adoption of Tariffs, and Transfer )  
 of Certificates of Public Conve-) )  
 nience and Necessity and Author-) )  
 ities in Connection Therewith. )  
 \_\_\_\_\_)

CASE NO. 87-035-27

ORDER GRANTING MOTION  
TO INTERVENE

County of Salt Lake )  
 ) ss.  
 State of Utah )

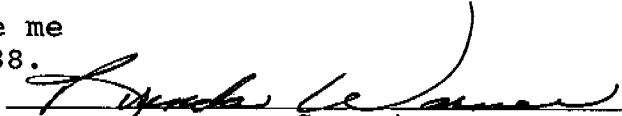
Brenda Warner, being duly sworn, deposes and says that she is a secretary regularly employed in the office of the Public Service Commission of Utah, whose office is located at 160 East 300 South, Fourth Floor, Heber M. Wells State Office Building, Salt Lake City, Utah.

That there is a United States Post Office at Salt Lake City, and at the place of residence or place of business of the persons whose names are set forth below; and between Salt Lake City and residence or places of business, there is a regular communication by mail.

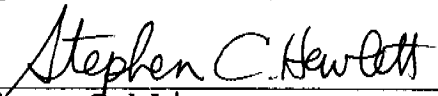
That on the 19th day of February, 1988, affiant served a true copy of the hereto attached ORDER GRANTING MOTION TO INTERVENE on the said persons by mailing such copy on said date in a post office in Salt Lake City, Utah, properly enclosed in a sealed envelope with postage prepaid thereon, legibly addressed to the following persons, at the addresses shown:

See attached mailing list

Subscribed and sworn to before me  
this 19th day of February, 1988.

  
 \_\_\_\_\_  
 Secretary

My Commission Expires  
July 15, 1990

  
 \_\_\_\_\_  
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 Residing at Salt Lake City, Utah

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