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Revised
APPROVED BY COMMISSION

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STEPHEN C. HEWLETT *SHA 8/13/93*

MEMORANDUM

August 9, 1993

TO: PARTICIPANTS IN THE DEMAND-SIDE-RESOURCE TECHNICAL CONFERENCE/COLLABORATIVE PROCESS

From: Frank Johnson, Director *FJ by KBD*
Kenneth B. Powell, Manager, Electric Section *KBP*
Utah Division of Public Utilities

RE: SETTLEMENT CONFERENCE

The Division has received some comments that our August 4th memorandum indicating that the Utah Public Service Commission had "authorized" a settlement conference left the impression that the Commission was in some way supportive of a settlement conference or of a settlement.

This impression is incorrect. No member of the Utah Public Service Commission has ever expressed an opinion regarding settlement of these issues to the Division. Our memorandum should not be interpreted to mean that the Commission either supports or does not support a settlement of any issue. The word "authorized" was intended to indicate that the date was open on the Commission's calendar, that there were no other hearings scheduled; the Commissioners or their staff would be able to attend if they desired.

The convening of a settlement conference is within the statutory duties of the Division of Public Utilities. Section 54-4a-1 (1)i of the UCA states that the Division may; "engage in settlement negotiations and make stipulations or agreements regarding matters within the jurisdiction of the Public Service Commission". This section also states that; "Any settlements, stipulations, or other forms of compromise or agreement negotiated by the division shall be approved by the commission before becoming effective."

We regret any confusion about the role of the Commission that our prior memorandum may have left. We hope the settlement conference can be a constructive and beneficial meeting for all participants.

cc: Utah Public Service Commission