

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Approval of the)	
Conservation Enabling Tariff)	<u>DOCKET NO. 05-057-T01</u>
Adjustment Option and Accounting)	<u>SECOND AMENDED</u>
Orders)	<u>SCHEDULING ORDER</u>
)	

ISSUED: March 2, 2006

By the Commission:

On December 16, 2005, Questar Gas Company (Questar Gas), the Division of Public Utilities (Division) and Utah Clean Energy (collectively Joint Applicants) filed an application seeking approval of a Conservation Enabling Tariff and Demand-Side-Management pilot program, a rate reduction of \$10.2 million and various accounting orders. Pursuant to a Scheduling Order issued January 5 and a First Amended Scheduling Order issued January 13, technical conferences were held on January 13 and 20 and Joint Applicants filed testimony in support of their Joint Application on January 23.

On January 31, 2006, the Committee of Consumer Services (Committee) filed a memorandum with the Commission requesting that the proceedings in the matter be stayed and that the hearing previously scheduled for February 3, 2006, be changed to a scheduling hearing to allow a schedule to be set that allows for investigation, discovery, intervention and testimony. The Committee further requested that the rate reduction proposed as part of the Joint Application be ordered on an interim basis. On the same day, the Utah Association of Energy Users (UAE) filed a petition to intervene and position statement on the Joint Application. On February 2, 2006, Joint Applicants filed a response in which they stated that they did not object to

intervention of UAE, that they would not object to conversion of the hearing if the Committee needed more time to study the Joint Application and to respond to it, but that they opposed interim rate relief. On the same day, the Committee filed a response to the Joint Application, including a request for relief and agency action and procedural objections to the Joint Application. Also on February 2, 2006, the Utah Industrial Gas Users (IGU) filed comments on the Joint Application, and Roger. J. Ball filed a request to intervene and a request for stay of proceedings, an interim rate decrease, conversion of the case to a general rate case and a disclosure order.

On February 3, 2006, a hearing was held before the Commission. The Commission directed the parties to meet to attempt to agree upon a schedule to address the Joint Application and the question of interim rate relief. No party objected. The parties met and agreed on the following schedule.

Based on the foregoing, the Commission issues the following Second Amended Scheduling Order:

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that the schedule previously established in this proceeding be modified as follows unless otherwise ordered:

1. March 31, 2006 Parties advocating an interim rate reduction to file testimony and legal argument in support of interim rate reduction
2. April 21, 2006 Deadline for any interested person to petition for intervention, except that a party petitioning for intervention that advocates an interim rate reduction shall file testimony and legal argument in support of the interim rate reduction by March 31, 2006

3. April 21, 2006 Rebuttal testimony and legal argument in response to testimony and legal argument filed March 31, 2006 due (parties shall not be required to respond to the Committee's February 2 filing prior to this filing)
4. April 26, 2006 Technical conference on Joint Application commencing at 9:30 a.m. in Room 427, Heber M. Wells Office Building, 160 East 300 South, Salt Lake City, Utah
5. May 5, 2006 Surrebuttal testimony and legal argument in response to testimony and legal argument filed March 31, 2006 due
6. May 15, 2006 Rebuttal testimony on Joint Application due
7. May 17, 2006 Hearing on issue of interim rate relief commencing at 9:30 a.m. in the Commission's main hearing room, Room 426, Heber M. Wells Office Building, 160 East 300 South, Salt Lake City, Utah
8. June 16, 2006 Surrebuttal testimony on Joint Application responding to testimony filed May 15, 2006 due
9. June 26-28, 2006 Hearing on Joint Application commencing at 9:00 a.m. in the Commission's main hearing room, Room 426, Heber M. Wells Office Building, 160 East 300 South, Salt Lake City, Utah
10. June 26, 2006 Public witness hearing commencing at 4:30 p.m. in the Commission's main hearing room, Room 426, Heber M. Wells Office Building, 160 East 300 South, Salt Lake City, Utah

11. Discovery shall be served on legal counsel for the party to whom it is directed, and responses to discovery shall be served on legal counsel for the party propounding the discovery. If a party is granted intervention without legal counsel, discovery and responses to discovery shall be served upon the representative of the party designated at the time

intervention is granted. Responses to discovery on the request for interim rate relief shall be served not later than 14 calendar days after the date the discovery was served for discovery served through March 31, seven calendar days for discovery served from April 1 through April 21 and five calendar days for discovery served after April 21. Responses to discovery on the application and testimony related thereto shall be served not later than 14 calendar days from the date the discovery was served for discovery served through May 15, seven calendar days for discovery served from May 16 through June 16 and five calendar days for discovery served after June 16.

12. Any party may file a motion or other request for agency action at any time so long as such filing does not alter the deadlines set forth in the foregoing schedule. Responses and replies to the motion or other request for agency action shall be due within the times set forth in R746-100-4.D Utah Admin. Code absent agreement of the parties or order of the Commission establishing a different time. If a person requests intervention and files a motion or other request for agency action prior to a grant of intervention, the time for responding to the motion or other request for agency action shall start to run on the date the Commission issues an order granting intervention.

13. The parties shall, if possible, serve all filings by electronic mail. If any party does not have an electronic mail address or is unable to send documents by electronic mail, service shall, if possible, be by facsimile. If a party has neither an electronic mail address nor a facsimile number or a party is unable to serve documents by electronic mail or facsimile, documents shall be served by hand delivery. It is understood that attachments or exhibits that are not available electronically and which are too bulky to be served by facsimile will be hand-

delivered to parties who would otherwise be entitled to receive service of them by electronic mail or facsimile.

14. In compliance with the Americans with Disabilities Act, individuals needing special accommodations, including auxiliary communications aids and services, during any conference or hearing in these dockets should notify Julie Orchard, Commission Secretary, 160 East 300 South, Room 400, P.O. Box 45585, Salt Lake City, Utah 84145-0585, Telephone: (801) 530-6713, at least three working days in advance of the conference or hearing.

DATED at Salt Lake City, Utah this 2nd day of March, 2006.

/s/ Ric Campbell, Chairman

/s/ Ted Boyer, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Julie Orchard
Commission Secretary
G#47940