
Pacific Energy & Mining Company

DOCKET NO. 18-2602-01

ORDER DENYING MOTION TO REMOVE
COUNSEL AND ACKNOWLEDGMENT OF
DISCOVERY RELATED MOTIONS'
WITHDRAWAL

ISSUED: September 14, 2018

ORDER DENYING MOTION TO REMOVE COUNSEL AND FOR SANCTIONS

On August 17, 2018, Pacific Energy & Mining Company (“PEMC”) filed a Motion to Remove Counsel for the Division of Public Utilities (“DPU”) and for Sanctions (“Motion”). On August 20, 2018, the DPU filed a Response to PEMC’s Motion. PEMC filed no reply in support of its Motion.

PEMC’s Motion characterizes an attorney-client communication, an email, the DPU’s counsel inadvertently sent to both the PSC and PEMC as an attempt to unduly influence the PSC. The PSC finds no basis exists for such characterization and that the inadvertently sent email has not prejudiced PEMC in any manner. The PSC concludes no basis exists whatsoever upon which to remove the DPU’s counsel. The Motion is denied.

ACKNOWLEDGMENT OF COUNSELS’ WITHDRAWAL OF DISCOVERY MOTIONS

On August 27, 2018, PEMC filed a Motion for Formal Discovery, and on September 4, 2018, the DPU filed a Motion to Establish PEMC’s Response Date to its First Set of Data Requests and Request for Expedited Consideration (collectively, the “Discovery Motions”). On September 12, 2018, the PSC held a status conference and hearing on the Discovery Motions. During the hearing, counsel for PEMC and DPU moved, on the record, to withdraw their respective Discovery Motions. Accordingly, the PSC deems them withdrawn and will take no

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further action on the Discovery Motions. This docket remains set for hearing, as previously noticed, on September 25, 2018.

DATED at Salt Lake City, Utah, September 14, 2018.

/s/ Michael J. Hammer
Presiding Officer

Attest:

/s/ Gary L. Widerburg
PSC Secretary
DW#304416

CERTIFICATE OF SERVICE

I CERTIFY that on September 14, 2018, a true and correct copy of the foregoing was served upon the following as indicated below:

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