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**BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH**

**IN THE MATTER OF PACIFIC ENERGY &  
MINING COMPANY**

**Docket No. 18-2602-01**

**DEAD HORSE OIL COMPANY REPLY  
BRIEF TO OPPOSITION BY DIVISION**

**MEMORANDUM OF POINTS AND AUTHORITIES**

**FACTS**

1. On February 20, 2020 Dead Horse Oil Company LLC (Dead Horse) filed its motion for rehearing;
2. On March 6, 2020 Division filed its response.
3. On March 11, 2020 PSC denied Motion for a rehearing.
4. On March 12, 2020 Dead Horse filed motion to set aside
5. On March 17, 2020 Division filed its opposition.

Division in its opposition states that the Motion by Dead Horse was not a motion but a request. This is contrary to the record in this matter. Divisions opposition was captioned opposition to Dead Horse Motion to set aside.

PSC order dated March 11, 2020 is captioned "Order denying Dead Horse Motion to reconsider"

Division argument is not supported by facts of this matter. Dead Horse filed a Motion not a request. If Division believed that the Motion was a request it should have specifically stated so in its opposition, rather than filing “an opposition to the Motion”

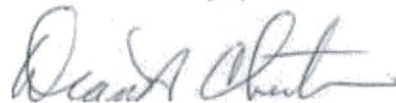
Similarly PSC in its order in denying specifically denied a Motion not a request. It it walks like duck, quacks like a duck it is a Duck.

Division waived any of its objections when it filed an opposition to the Motion and PSC denied a Motion not a request. Dead Horse filed its motion pursuant to Rule 746-1-301 and this Rule is applicable to the Motion.

#### CONCLUSION

Based upon the above Dead Horse requests that the commission recind its denial of Dead Horse Motion to reconsider and allow Dead Horse to file a reply brief in accordance with PSC Rule 746-1-301.

Dated: March 17, 2020



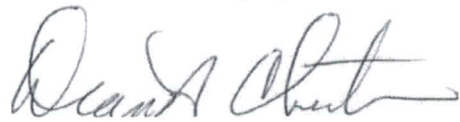
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Dean Christensen  
Manager

PROOF OF SERVICE

I declare that on March 12, 2020 I served a true and correct copy upon all interested parties was made through the docket of this cause.

Dated March 17, 2010

A handwritten signature in black ink, appearing to read "Dean Christensen", written in a cursive style.

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Dean Christensen