



State of Utah
Department of
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**Division of
Public Utilities**
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MEMORANDUM

To: Utah Public Service Commission

From: Division of Public Utilities
Philip J. Powlick, Director
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Artie Powell, Manager
David Thomson, Technical Consultant
Marlin Barrow, Technical Consultant
Telecomm and Water Section
Bill Duncan, Manager
Clair Oman, Technical Consultant
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Date: May 18, 2009

Subject: In the Matter of the Rule-Making for Provisions Delineating “Complete” Application Requirements for Rate Case and Major Plant Addition Applications Pursuant to Utah Code Section 54-7-12 and 54-7-13.4, Docket No. 09-999-08.

ISSUE:

On May 3, 2009, the Utah Public Service Commission (PSC) held a scheduling conference to establish a schedule for public comments and participation concerning the implementation of certain provisions of Senate Bill 75, passed in the 2009 Legislative Session of the Utah Legislature. The comments and participation sought by the PSC from interested parties and individuals are to assist the PSC in preparing to undertake the rulemaking required by Utah Code Section 54-7-12(1)(b)(ii) (directing rulemaking concerning the minimum requirements to be met for a rate case application to be considered a “complete” filing) and Section 54-7-13(1)(a)(ii) (directing rulemaking concerning the minimum requirements to be met for a major plan addition application to be considered a “complete” filing).



Pursuant to the Scheduling Conference discussion, the PSC set a date of May 18, 2009 for interested individuals and parties to file with the PSC, and serve upon individuals on the email list, written comments and suggestions of rule provisions which they believe would direct or provide guidance on what constitutes a “complete” filing in compliance with Utah Code Section 54-7-12(1)(b)(ii) and Section 54-7-13(1)(a)(ii).

NOTICE AND SUBMISSION:

Pursuant to the pre-rulemaking schedule for Docket No. 09-999-08, as discussed above, the Utah Division of Public Utilities is submitting its proposed “complete” filing requirements for a rate case and a major plant addition.