



State of Utah  
Department of  
Commerce

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Public Utilities**  
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## MEMORANDUM

To: Utah Public Service Commission

From: Division of Public Utilities  
Philip J. Powlick, Director  
Energy Section  
Artie Powell, Manager  
David Thomson, Technical Consultant  
Marlin Barrow, Technical Consultant  
Telecomm and Water Section  
Bill Duncan, Manager  
Clair Oman, Technical Consultant  
Mark Long, Utility Analyst

Date: June 11, 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).



The pre-rule making scheduling for Docket No. 09-999-08 issued on May 4, 2009, by the PSC, set a date of June 11, 2009 for interested individuals and parties to file with the PSC, and serve upon individuals on the email list, written comments on a May 28 preliminary rule draft that the PSC made available to the public for comment.

**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 comments to the May 28 preliminary draft.

cc: Michele Beck, Utah Office of Consumer Services