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BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

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In Re: :  
Petition of Anderson Geneva, LLC, Ice Castle : DOCKET NO. 11-888-01  
Retirement Fund, LLC, and Anderson Geneva :  
Development, Inc. : **UTAH DEPARTMENT OF**  
: **TRANSPORTATION’S MOTION TO**  
: **DISMISS AND TO STRIKE THE**  
: **HEARING SCHEDULED FOR JUNE 15,**  
: **2011**  
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Utah Department of Transportation (“UDOT”) moves the Public Service Commission to dismiss portions of Anderson Geneva, Ice Castle Retirement Fund, and Anderson Geneva Development’s (“Anderson Entities”) Petition for Relief Against Unlawful Action by Utah Department of Transportation that request the Commission to enforce its order against UDOT.

The basis for this motion is that the Public Service Commission lacks subject matter jurisdiction to administratively enforce an order against UDOT.

The Motion to Dismiss is accompanied by a Memorandum in Support.

Dated this 7th day of June, 2011

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Renee Spooner  
Assistant Attorney General

## MAILING CERTIFICATE

I hereby certify that I mailed a true and correct copy of the foregoing **UTAH DEPARTMENT OF TRANSPORTATION'S MOTION TO DISMISS AND TO STRIKE THE HEARING SCHEDULED FOR JUNE 15, 2011**, postage prepaid, this 7th day of June, 2011, to the following:

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