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Attorneys for Rocky Mountain Power

**BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH**

<p><b>In the Matter of:</b></p> <p><b>THE APPLICATION OF ROCKY MOUNTAIN POWER FOR APPROVAL OF A SIGNIFICANT ENERGY RESOURCE DECISION AND VOLUNTARY REQUEST FOR APPROVAL OF RESOURCE DECISION</b></p>	<p>Docket No. 17-035-40</p> <p><b>ROCKY MOUNTAIN POWER'S MOTION TO DEVIATE FROM UTAH ADMIN. CODE R746-1-601(2)(d)(i), (ii) and (iii), and R746-1-203(1)(c)</b></p>
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**INTRODUCTION**

In accordance with Utah Admin. Code R746-1-109, Rocky Mountain Power, a division of PacifiCorp (“Rocky Mountain Power” or “Company”) moves the Public Service Commission of Utah (“Commission”) for a waiver from Utah Admin. Code R746-1-601(2)(i), (ii) and (iii) and

from Utah Admin. Code R746-1-203(1)(c) (the “Formatting Rules”).<sup>1</sup> In support of its Motion, the Company states as follows.

1. Rocky Mountain Power is a division of PacifiCorp, an electrical corporation and public utility in the state of Utah and is subject to the jurisdiction of the Commission with regard to its public utility operations. PacifiCorp also provides retail electric service in the states of Idaho and Wyoming under the name Rocky Mountain Power, and in the states of Oregon, Washington and California under the name Pacific Power.

2. Communications regarding this Motion should be addressed to:

Jana Saba  
Manager, Utah Regulatory Affairs  
Rocky Mountain Power  
1407 West North Temple, Suite 330  
Salt Lake City, Utah 84116  
E-mail: [jana.saba@pacificorp.com](mailto:jana.saba@pacificorp.com)

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E-mail: [yvonne.hogle@pacificorp.com](mailto:yvonne.hogle@pacificorp.com)

In addition, Rocky Mountain Power requests that all data requests regarding this application be addressed to:

By email (preferred)

[datarequest@pacificorp.com](mailto:datarequest@pacificorp.com)

By regular mail

Data Request Response Center  
PacifiCorp  
825 NE Multnomah, Suite 2000  
Portland, OR 97232

Informal inquiries related to this application may be directed to Jana Saba at (801) 220-2823.

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<sup>1</sup> Utah Admin. Code R746-1-601 (2)(d)(i), (ii) and (iii) (requiring the party providing highly confidential information to: (i) place the information on a document with a pink background; (ii) highlight the information with shading, text boxes, borders, asterisks, or other conspicuous formatting; and (iii) include the following designation, as applicable, on each page containing highly confidential information: (A) HIGHLY CONFIDENTIAL – SUBJECT TO UTAH PUBLIC SERVICE COMMISSION RULES R746-1-602 and 603 ...” and Utah Admin. Code R746-1-203(1)(c) (requiring the form of identification of an electronic file name that includes a particular naming convention).

## ARGUMENT

Utah Admin. Code R746-1-109 allows Rocky Mountain Power to move for the deviation from a specified rule if it believes that the rule imposes a hardship that outweighs the benefit(s) of the rule.

The Company believes it meets the burden given the following circumstances. The second supplemental direct testimony of Company witness Rick T. Link, filed concurrently, with this motion (among several other pieces of supporting testimony and exhibits), includes several highly confidential exhibits that contain voluminous information submitted by bidders in the 2017R Request for Proposals (“RFP”) and the 2017 Solar Request for Proposals (“2017S RFP”). The exhibits include bid summary information, analyses and modeling based on that bid information, rankings of the bid information from each of the 2017R RFP and the 2017S RFP, as well as several Independent Evaluator Reports and appendices.

Specifically, the highly confidential exhibits contain approximately 2 gigabytes of data and over 240 files that are too voluminous to format as required by the Formatting Rules. The Formatting Rules require that each page a) be placed on pink background; b) is highlighted in conspicuous formatting, and c) include the “highly confidential” designation. In addition, each page must be identified electronically by name that includes several naming conventions that must be followed in a specific order. The Company is also concurrently filing the same second supplemental testimony and exhibits, including the highly confidential exhibits discussed above in two other states that do not require the same formatting required by the Formatting Rules. Therefore, following the Formatting Rules would require the Company to format the highly confidential exhibits differently by states—essentially doubling the Company’s efforts.

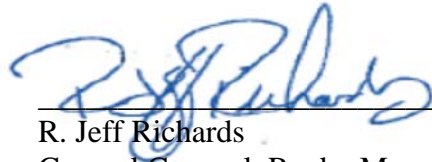
A waiver of the Formatting Rules would cause no harm to the parties in this case. Consistent with Utah Admin. Code R746-1-601(2)(a)(i), the Company engaged the parties and reached mutual agreement on access to the highly confidential information. The format used by the Company for the highly confidential exhibits is easy to use and will have no impact on the parties' ability to access the highly confidential exhibits.

### **CONCLUSION**

Based on the foregoing, the Company's request is reasonable because the hardship of meeting the requirements of the Formatting Rules for the highly confidential exhibits far outweighs the benefit of the Formatting Rules. Therefore, the Company respectfully requests the Commission grant a waiver of the Formatting Rules.

DATED this 16<sup>th</sup> day of February, 2018.

Respectfully submitted,



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