

From: Julie Orchard
To: Allen, Ron; Boyer, Ted; Campbell, Ric
Date: 7/30/2008 4:45 PM
Subject: Fwd: RE: Proposed Scheduling Order, Docket No. 08-035-38

CC: Livingston, Merilee; Mooy, Sandy; Wilson, Rebecca
Here is Gary's comments. Thanks. JPO

>>> "Gary A. Dodge" <gdodge@hjdlaw.com> 7/30/2008 4:09 PM >>>

Following are UAE's primary comments and suggestions with respect to the proposed schedule circulated by Rocky Mountain Power in the new rate case:

1. Discovery responses prior to December 3, 2008, should be due within 10 days, consistent with the period after December 3, 2008. Intervenor's have as much difficulty responding quickly as does RMP, and they have usually have significantly less staff.
2. The "Motions Deadline" scheduled for August 18 should be limited to "Requests for a Test Period Hearing and Motions Directed Toward Initiatory Pleadings." This latter language is consistent with Rule R746-100-4 D. Clearly, not all motions can be required by August 18. The scheduling order should explicitly state the types of motions expected by that date.
3. Deadlines for filing testimony on Cost of Service, Rate Spread and Rate Design issues should lag the deadlines for Revenue Requirement testimony by one week, with Direct Testimony due on 12/10/08, Rebuttal Testimony due on 1/12/09 and Surrebuttal Testimony due on 1/22/09. It is very difficult to file testimony on all subjects on the same day. Many intervenors use the very same witnesses for all aspects of the rate case.
4. The prefiled Sur-surrebuttal Testimony proposed by RMP on January 21, 2009 should be eliminated. It is inconsistent with historical Commission practice and is unnecessary. Any party is permitted to provide limited live sur-surrebuttal testimony, so long as it is legitimately limited to responding to issues first raised in prefiled Surrebuttal Testimony.

Thanks.

Gary A. Dodge
Hatch, James & Dodge
(801) 363-6363

From: Hogle, Yvonne [mailto:Yvonne.Hogle@PacifiCorp.com]
Sent: Tuesday, July 29, 2008 6:26 PM
To: jorchard@utah.gov; bobreeder@parsonsbehle.com; bevans@parsonsbehle.com; vbaldwin@parsonsbehle.com; cmurray@utah.gov; pproctor@utah.gov; gdodge@hjdlaw.com; dennismiller@utah.gov; wpowell@utah.gov; philippowlick@utah.gov; mginsberg@utah.gov; pschmid@utah.gov; asandack@msn.com; ball.roger@gmail.com; smichel@westernresources.org; mmendelsohn@westernresources.org; penny@westernresources.org; sarah@utahcleanenergy.org; pjim@bbrslaw.com; elacey@bbrslaw.com; mbeck@utah.gov; colleen.bell@questar.com; holly@raysmithlaw.com
Cc: Moench, Mark; Larsen, Jeff; Taylor, Dave; Solander, Daniel; McDowell, Katherine (McDowell & Associates)
Subject: Proposed Scheduling Order, Docket No. 08-035-38

Everyone:

Pursuant to our scheduling conference this morning, attached are (i) the Proposed Schedule and (ii) Rocky Mountain Power's cover letter to the Utah Public Service Commission. As discussed, I will send our application filing by email to Michele Beck, Colleen Bell, Roger Ball and Holly Smith tomorrow. I believe everyone else was included in the certificate of service attached to the application, thus you should have received the application filing.

Thank you,

Yvonne Hogle
Senior Counsel
Rocky Mountain Power
201 South Main, Suite 2300
Salt Lake City, Utah 84111
Telephone: (801) 220-4050
Facsimile: (801) 220-3299

RECEIVED
JUL 30 P 4 49

552