

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Termination of Electric)
Service where Life Support Equipment is) DOCKET NO. 08-035-76
Used: Esther L. Benally) REPORT AND ORDER

ISSUED: September 24, 2008

SYNOPSIS

ROCKY MOUNTAIN POWER having petitioned for Commission authorization to terminate, for nonpayment of applicable charges, the utility service of ESTHER L. BENALLY, at premises where life support equipment is allegedly located, and ESTHER L. BENALLY having failed timely to oppose said request by requesting a hearing or otherwise, we grant the petition.

By The Commission:

On July 28, 2008, ROCKY MOUNTAIN POWER (hereafter "Petitioner") filed its petition seeking authorization to terminate the utility service of ESTHER L. BENALLY (hereafter "Respondent") at Respondent's home, which is allegedly the location of life support appliances. Respondent was properly notified of the petition and of the need to request a hearing or respond otherwise and failed timely to do so. The Administrative Law Judge, having been fully advised in the premises, now enters the following proposed

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that:

- ROCKY MOUNTAIN POWER be, and it is, authorized to terminate the utility service of ESTHER L. BENALLY for nonpayment of applicable charges.

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- At least 48 hours prior to terminating said service, ROCKY MOUNTAIN POWER shall notify the appropriate Utah state social services agencies of this Order and the pending termination.

- This Order is effective the date of its issuance.
- Pursuant to Utah Code 63G-4-301 and 54-7-15, agency review or rehearing of this order may be obtained by filing a request for review or rehearing with the Commission within 30 days after the issuance of the order. Responses to a request for agency review or rehearing must be filed within 15 days of the filing of the request for review or rehearing. If the Commission fails to grant a request for review or rehearing within 20 days after the filing of a request for review or rehearing, it is deemed denied. Judicial review of the Commission's final agency action may be obtained by filing a Petition for Review with the Utah Supreme Court within 30 days after final agency action. Any Petition for Review must comply with the requirements of Utah Code 63G-4-401 through -403 and the Utah Rules of Appellate Procedure.

DATED at Salt Lake City, Utah, this 24th day of September, 2008.

/s/ Ruben Arredondo
Administrative Law Judge

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Approved and Confirmed this 24th day of September, 2008, as the Report and
Order of the Public Service Commission of Utah.

/s/ Ted Boyer, Chairman

/s/ Ric Campbell, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Julie Orchard
Commission Secretary
G#59022