

- BEFORE THE UTAH UTILITY FACILITY REVIEW BOARD -

In the Matter of Rocky Mountain Power's  
Petition for Review to the Utah Utility  
Facility Review Board

DOCKET NO. 16-035-09  
SCHEDULING ORDER, NOTICES OF  
HEARING ON PETITION TO  
INTERVENE, PUBLIC WITNESS  
HEARING, HEARING, AND  
DELIBERATION HEARING

ISSUED: March 24, 2016

Pursuant to the Notice of Filing, Comment Period, and Initial Hearing issued on March 3, 2016, the Utah Utility Facility Review Board ("Board") held an initial hearing in this docket on March 23, 2016. Counsel for Rocky Mountain Power ("RMP"), Wasatch County and Mark 25, LLC, Black Rock Ridge Master Homeowners Association, Inc., Black Rock Ridge Townhome Owners Association, Inc., and Black Rock Ridge Condominium Association, Inc. (collectively, "Black Rock") were present.

During the initial hearing the parties agreed, and the Board consented, that this matter should be conducted as a formal adjudicative proceeding pursuant to Title 63G, Chapter 4, Part 2 of the Utah Code. The parties further agreed to the following schedule, which the Board approves and adopts, with one change from the scheduling conference as noted below that relates to the Board's deliberation meeting:

**SCHEDULE**

ITEM	DEADLINE/DATE/TIME/LOCATION
Black Rock's Final Response to RMP's Opposition to Black Rock's Petition to Intervene	<b>Friday, March 25, 2016, at or before 12:00 p.m. (MDT)</b>
Hearing to Address and Deliberate on Black Rock's Petition to Intervene	<b>Monday, March 28, 2016, beginning at 9:00 a.m. (MDT), Fourth Floor Hearing</b>

DOCKET NO. 16-035-09

- 2 -

	<b>Room 403, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah</b>
Legal Briefs, Written Comments, and/or Written Direct Testimony – RMP	<b>Friday, April 8, 2016</b>
Legal Briefs, Written Comments, and/or Written Direct Testimony – Non RMP Parties	<b>Friday, April 22, 2016</b>
Response to all Non-RMP Parties’ Legal Briefs, Written Comments, and/or Written Direct Testimony – RMP	<b>Monday, May 2, 2016</b>
Public Witness Hearing	<b>Monday, May 2, 2016, beginning at 5:00 p.m. (MDT), at a location in Wasatch County to be determined and noticed at a later date. <u>NOTE: The Public Witness Hearing is scheduled to begin at 5:00 p.m. Individuals planning to address the Board at the Public Witness Hearing must be present by 5:30 p.m. (MDT); however, the Public Witness Hearing will continue until all individuals who are present by 5:30 p.m. (MDT) have had a reasonable opportunity to address the Board.</u></b>
Deadline to File Motions – All Parties	<b>Thursday, May 5, 2016</b>
Hearing	<b>Tuesday, May 10, 2016, beginning at 9:00 a.m. (MDT), Fourth Floor Hearing Room 403, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah. <u>NOTE: Parties also should reserve Wednesday, May 11, 2016, beginning at 9:00 a.m. (MDT), in the event the hearing lasts more than one day.</u></b>
Deliberation Hearing	<b>Tuesday, May 10, 2016, immediately following the evidentiary hearing, Fourth Floor Hearing Room 403, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah. If the evidentiary hearing does not conclude on May 10, the deliberation hearing will be noticed for a later time.</b>

**NOTICE OF HEARING TO ADDRESS AND DELIBERATE ON BLACK ROCK'S  
PETITION TO INTERVENE**

The Board will conduct a hearing to address and deliberate on Black Rock's Petition to Intervene on **Monday, March 28, 2016, beginning at 9:00 a.m. (MDT)**, Fourth Floor Hearing Room 403, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah.

Individuals wishing to participate in any hearing by telephone must contact the Board two days in advance by calling (801) 530-6716 or (toll free) 1-866-PSC-UTAH (1-866-772-8824). Participants attending by telephone should then call the Board at the same number listed above five minutes prior to the hearing to ensure participation.

In accordance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during the hearing should notify the Board at 160 East 300 South, Salt Lake City, Utah 84111, (801) 530-6716, at least three working days prior to the hearing.

**NOTICE OF PUBLIC WITNESS HEARING**

The Board will conduct a Public Witness Hearing in this docket on **Monday, May 2, 2016, beginning at 5:00 p.m. (MDT), at a location in Wasatch County to be determined and noticed at a later date.** The Public Witness Hearing is scheduled to begin at 5:00 p.m.

Individuals planning to address the Board at the Public Witness Hearing must be present by 5:30 p.m. (MDT); however, the Public Witness Hearing will continue until all individuals who are present by 5:30 p.m. (MDT) have had a reasonable opportunity to address the Board.

The Board may limit presentation of testimony or comments that are unduly repetitious at the Public Witness Hearing. The Board desires to provide an opportunity for all individuals who

DOCKET NO. 16-035-09

- 4 -

desire to provide testimony or comment. As such, the Board may limit the length of testimony or comments. Individuals wishing to provide public witness testimony or comment must appear at the hearing at the appointed time.

Individuals may offer comments or sworn testimony but should note that individuals presenting sworn testimony are subject to cross-examination. Any individual wishing to present a statement of position to the Board that is unable to do so during the Public Witness Hearing may file a written statement of position with the Board at its office, Fourth Floor, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah 84111 in person, by mail, by electronic mail to [psc@utah.gov](mailto:psc@utah.gov), or by facsimile to 801-530-6796. Please indicate that the statement pertains to Docket No. 16-035-09.

**NOTICE OF HEARING**

The Board will conduct a hearing on **Tuesday, May 10, 2016, beginning at 9:00 a.m. (MDT)**. Parties also should reserve **Wednesday, May 11, 2016, beginning at 9:00 a.m. (MDT)** in the event the hearing lasts more than one day. The hearing will be held in the **Fourth Floor Hearing Room 403, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah**. All parties must have their witnesses in attendance and prepared to testify.

Individuals wishing to participate in the hearing by telephone must contact the Board two days in advance by calling (801) 530-6716 or (toll free) 1-866-PSC-UTAH (1-866-772-8824). Participants attending by telephone should then call the Board at the same number listed above five minutes prior to the hearing to ensure participation.

In accordance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during the hearing

should notify the Board at 160 East 300 South, Salt Lake City, Utah 84111, (801) 530-6716, at least three working days prior to the hearing.

**NOTICE OF DELIBERATION HEARING**

The Board will conduct a deliberation hearing on **Tuesday, May 10, 2016**, immediately following the evidentiary hearing, **Fourth Floor Hearing Room 403, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah**. If the evidentiary hearing does not conclude on May 10, the deliberation hearing will be noticed for a later time.

**DISCOVERY AND FILINGS**

Parties shall respond to requests for data or discovery within 5 business days of receipt. Parties shall serve copies of all filings on other parties by electronic mail at or before the time an electronic copy of the document is filed with the Commission. In the event a document filed with the Commission or produced in response to a discovery request cannot reasonably be transmitted by electronic mail, the party filing the document shall file an electronic copy of the document on CD (or, if an electronic copy is not available, a paper copy) with the Commission by hand delivery and shall serve an electronic copy of the document on CD (or, if an electronic copy is not available, a paper copy) on each applicable party by hand delivery if the party being served is in the same metropolitan area as the serving party, or by overnight courier if the party being served is located in a different metropolitan area from the serving party.

DOCKET NO. 16-035-09

- 6 -

DATED at Salt Lake City, Utah, March 24, 2016.

/s/ Thad LeVar, Chair

/s/ David R. Clark, Board Member

/s/ Beth Holbrook, Board Member

/s/ Jordan A. White, Board Member

/s/ David Wilson, Board Member

Attest:

/s/ Gary L. Widerburg

Board Secretary

DW#272698

CERTIFICATE OF SERVICE

I CERTIFY that on March 24, 2016, a true and correct copy of the foregoing was served upon the following as indicated below:

By Electronic-Mail:

Beth Holbrook ([bholbrookinc@gmail.com](mailto:bholbrookinc@gmail.com))  
Utah League of Cities and Towns

David Wilson ([dwilson@co.weber.ut.us](mailto:dwilson@co.weber.ut.us))  
Utah Association of Counties

Data Request Response Center ([datarequest@pacificorp.com](mailto:datarequest@pacificorp.com))  
PacifiCorp

Robert C. Lively ([bob.lively@pacificorp.com](mailto:bob.lively@pacificorp.com))  
Yvonne Hogle ([yvonne.hogle@pacificorp.com](mailto:yvonne.hogle@pacificorp.com))  
Daniel Solander ([daniel.solander@pacificorp.com](mailto:daniel.solander@pacificorp.com))  
Rocky Mountain Power

Scott Sweat ([ssweat@wasatch.utah.gov](mailto:ssweat@wasatch.utah.gov))  
Tyler Berg ([tberg@wasatch.utah.gov](mailto:tberg@wasatch.utah.gov))  
Wasatch County

D. Matthew Moscon ([matt.moscon@stoel.com](mailto:matt.moscon@stoel.com))  
Richard R. Hall ([richard.hall@stoel.com](mailto:richard.hall@stoel.com))  
Stoel Rives LLP

Jeremy Reutzel ([jreutzel@btjd.com](mailto:jreutzel@btjd.com))  
BENNETT TUELLER JOHNSON & DEERE

Patricia Schmid ([pschmid@utah.gov](mailto:pschmid@utah.gov))  
Justin Jetter ([jjetter@utah.gov](mailto:jjetter@utah.gov))  
Rex Olsen ([rolsen@utah.gov](mailto:rolsen@utah.gov))  
Robert Moore ([rmoore@utah.gov](mailto:rmoore@utah.gov))  
Assistant Utah Attorneys General

DOCKET NO. 16-035-09

- 8 -

By Hand Delivery:

Division of Public Utilities  
160 East 300 South, 4<sup>th</sup> Floor  
Salt Lake City, Utah 84111

Office of Consumer Services  
160 East 300 South, 2<sup>nd</sup> Floor  
Salt Lake City, Utah 84111

---

Administrative Assistant