

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

THE APPLICATION OF ROCKY)	CASE NO. PAC-E-18-06
MOUNTAIN POWER FOR APPROVAL OF)	
THE ASSET PURCHASE AGREEMENT)	NOTICE OF APPLICATION
WITH THE CITY OF IDAHO FALLS –)	
HOLMES DRIVE)	NOTICE OF
)	MODIFIED PROCEDURE
)	
)	NOTICE OF TELEPHONIC
)	HEARING
)	
)	ORDER NO. 34142

On July 23, 2018, Rocky Mountain Power, a division of PacifiCorp (“Company”) filed an Application requesting authority to transfer to the City of Idaho Falls, Idaho (“City”) the rights and obligations to serve certain CenturyLink and Cable One communications facilities that were previously attached to poles owned by the Company that have been de-energized and removed as part of a road-widening project undertaken by the City.

BACKGROUND

The Company submits its Application for approval under the Idaho Electric Supplier Stabilization Act, *Idaho Code* §§ 61-332 through 61-334C and the electric utility asset transfer statute, *Idaho Code* § 61-328. The Company requested that its Application be processed under Modified Procedure, Rule 201 *et seq.* See IDAPA 31.01.01.201 through .204 (that is, through written submissions without a live hearing). However, the latter statute states the Commission “shall issue a public notice and *shall conduct a public hearing* upon the application (emphasis added).” Therefore Staff recommended both Modified Procedure with a comment period running through October 25, 2018 and a reply deadline of November 1, 2018, as well as a telephonic public hearing on October 16, 2018.

NOTICE OF APPLICATION

YOU ARE HEREBY NOTIFIED that with this Application, the Company asks the Commission to approve the Company’s Customer Transfer Agreement with the City of Idaho Falls. A copy of the agreement is attached to the Application.

NOTICE OF APPLICATION
NOTICE OF MODIFIED PROCEDURE
NOTICE OF TELEPHONIC HEARING
ORDER NO. 34142

YOU ARE FURTHER NOTIFIED that the Company proposes to relinquish electrical service to two small communications facilities owned by Cable One and CenturyLink. These communications facilities were attached to Company-owned facilities that have been de-energized and removed. The City has agreed to accept the authority and obligation to serve the communications facilities.

YOU ARE FURTHER NOTIFIED that the Company and the City have agreed to transfer service to the specified customers at no cost to any party.

YOU ARE FURTHER NOTIFIED that the Company and City have agreed that no Company facilities will be transferred to the City as a result of the agreement.

YOU ARE FURTHER NOTIFIED that the Application and supporting documentation have been filed with the Commission and are available for public inspection during regular business hours at the Commission offices. These documents are also available on the Commission's web site at www.puc.idaho.gov. Click on the "Open Cases" link under the heading "Electric" and click on the case number as shown on the front of this document.

YOU ARE FURTHER NOTIFIED that all proceedings in this matter will be conducted pursuant to the Commission's Rules of Procedure, IDAPA 31.01.01.000 *et seq.*

YOU ARE FURTHER NOTIFIED that all proceedings in this case will be held pursuant to the Commission's jurisdiction under Title 61 of the Idaho Code, specifically *Idaho Code* §§ 61-502 and 61-503. The Commission may enter any final Order consistent with its authority under Title 61.

NOTICE OF MODIFIED PROCEDURE

YOU ARE FURTHER NOTIFIED that the Commission will proceed under Modified Procedure pursuant to Rules 201 through 204 of the Commission's Rules of Procedure. *See* IDAPA 31.01.01.201 through .204. The Commission notes that Modified Procedure and written comments have proven to be an effective means for obtaining public input and participation.

YOU ARE FURTHER NOTIFIED that any person desiring to state a position on this Application may file a written comment in support or opposition with the Commission **by no later than October 25, 2018**. The comment must contain a statement of reasons supporting the comment. Written comments concerning this Application shall be mailed to the Commission and the Company at the addresses reflected below:

NOTICE OF APPLICATION
NOTICE OF MODIFIED PROCEDURE
NOTICE OF TELEPHONIC HEARING
ORDER NO. 34142

Commission Secretary
Idaho Public Utilities Commission
PO Box 83720
Boise, ID 83720-0074

Street Address for Express Mail:
472 W. Washington Street
Boise, ID 83702-5918

Ted Weston
Daniel E. Solander
1407 W. North Temple, Suite 330
Salt Lake City, Utah 84116
E-Mail: ted.weston@pacificorp.com
daniel.solander@pacificorp.com

These comments should contain the case caption and case number shown on the first page of this document. Persons desiring to submit comments via e-mail may do so by accessing the Commission's home page located at www.puc.idaho.gov. Click the "Utility Case Comment or Question Form" under the "Consumers" tab, and complete the comment form using the case number as it appears on the front of this document.

YOU ARE FURTHER NOTIFIED that the Company may file reply comments, if necessary, **by no later than November 1, 2018.**

NOTICE OF TELEPHONIC PUBLIC HEARING

YOU ARE FURTHER NOTIFIED that the Commission's Rules of Modified Procedure contemplate that a case will be processed by written submissions without the need for a public hearing. However, the Commission finds good cause to schedule a public hearing in this case because the Company filed its Application under *Idaho Code* § 61-328, and that statute requires a public hearing.

YOU ARE FURTHER NOTIFIED that the Commission will conduct a public telephonic customer hearing in this matter on **TUESDAY, OCTOBER 16, 2018 AT 11:00 A.M. MDT.** The purpose of the public hearing is to take testimony from members of the public and customers of Rocky Mountain Power. To participate, interested persons can call **1-800-920-7487** shortly before or at the designated time, and enter the **passcode 6674832#** when prompted.

YOU ARE FURTHER NOTIFIED that the telephonic hearing will meet accessibility requirements of the Americans with Disabilities Act (ADA). Persons needing the help of a sign language interpreter or other assistance in order to participate in or to understand testimony at a public hearing may ask the Commission to provide a sign language interpreter or other assistance at the hearing. The request for assistance must be received at least five working days before the hearing by contacting the Commission Secretary at:

NOTICE OF APPLICATION
NOTICE OF MODIFIED PROCEDURE
NOTICE OF TELEPHONIC HEARING
ORDER NO. 34142

IDAHO PUBLIC UTILITIES COMMISSION
PO BOX 83720
BOISE, IDAHO 83720-0074
(208) 334-0338 (Telephone)
(208) 334-3762 (FAX)
E-Mail: secretary@puc.idaho.gov

ORDER

IT IS HEREBY ORDERED that the Company's Application be processed by Modified Procedure, Rule 201-204. *See* IDAPA 31.01.01.201 through .204. Persons interested in submitting written comments must do so by no later than **October 25, 2018**. The Company may file a reply by no later than **November 1, 2018**.

IT IS FURTHER ORDERED that a telephonic public hearing be held on the Company's Application on **October 16, 2018**.

DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this *11th* day of September 2018.



PAUL KJELLANDER, PRESIDENT




KRISTINE RAPER, COMMISSIONER



ERIC ANDERSON, COMMISSIONER

ATTEST:



Diane M. Hanian
Commission Secretary

I:\Legal\ELECTRIC\PAC-E-18-06\PACE1806_ntc app ntc mod proc ntc hear_ej

NOTICE OF APPLICATION
NOTICE OF MODIFIED PROCEDURE
NOTICE OF TELEPHONIC HEARING
ORDER NO. 34142