

SUP-E-10-01  
SUP-E-10-02

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IDAHO PUBLIC UTILITIES COMMISSION

Attorneys for Petitioner/Appellant Ada County  
Highway District

Attorneys for Petitioner/Appellant The  
Building Contractors Association of  
Southwestern Idaho, Inc.

IN THE SUPREME COURT OF THE STATE OF IDAHO

IN THE MATTER OF THE APPLICATION )  
OF IDAHO POWER COMPANY TO )  
MODIFY ITS RULE H LINE EXTENSION )  
TARIFF RELATED TO NEW SERVICE )  
ATTACHMENTS AND DISTRIBUTION )  
LINE INSTALLATIONS. )

STIPULATED MOTION FOR  
EXTENSION OF TIME FOR FILING  
BRIEFS AND REQUESTED SCHEDULE  
FOR BRIEFING

BUILDING CONTRACTORS )  
ASSOCIATION OF SOUTHWESTERN )  
IDAHO, )

Supreme Court Docket No. 37293-2010  
Idaho Public Utilities Commission No.  
IPC-E-08-22

Petitioner/Appellant,

vs.

IDAHO PUBLIC UTILITIES COMMISSION )  
and IDAHO POWER COMPANY, )

Respondents On Appeal. )

STIPULATED MOTION FOR EXTENSION OF TIME FOR FILING BRIEFS AND  
REQUESTED SCHEDULE FOR BRIEFING - 1

COPY

IN THE MATTER OF THE APPLICATION )  
OF IDAHO POWER COMPANY TO )  
MODIFY ITS RULE H LINE EXTENSION )  
TARIFF RELATED TO NEW SERVICE )  
ATTACHMENTS AND DISTRIBUTION )  
LINE INSTALLATIONS. )

ADA COUNTY HIGHWAY DISTRICT, )

Petitioner/Appellant, )

vs. )

IDAHO PUBLIC UTILITIES COMMISSION, )

Respondent on Appeal, )

and )

IDAHO POWER COMPANY, )

Respondent/Respondent on Appeal. )

Supreme Court Docket No. 37294-2010  
Idaho Public Utilities Commission No.  
IPC-E-08-22

Petitioner/Appellant Ada County Highway District ("ACHD"), by and through its counsel of record, Hawley Troxell Ennis & Hawley LLP, and Petitioner/Appellant The Building Contractors Association of Southwestern Idaho, Inc. ("Building Contractors"), by and through its counsel of record, Givens Pursley LLP, and pursuant to I.A.R. Rules 34(e) and 46, respectfully move this Court for a 21 day extension of time to file Appellants' Briefs so that said Briefs shall be filed no later than May 24, 2010. It is further requested that the deadline for Respondents' Briefs be extended to July 9, 2010.

In accordance with I.A.R. 34(e), Appellants state the following:

1. Appellants' Briefs currently are due May 3, 2010.
2. No previous extension of time has been granted.
3. No previous request for an extension of time has been denied.

STIPULATED MOTION FOR EXTENSION OF TIME FOR FILING BRIEFS AND  
REQUESTED SCHEDULE FOR BRIEFING - 2

4. The reasons or grounds why an extension is necessary are that counsels' schedule, including trial dates and multiple Idaho Supreme Court deadlines, have not permitted adequate time to prepare Appellants' Briefs, as stated in the supporting Affidavits filed concurrently herewith.

5. Appellants ACHD and Building Contractors request 21 day extensions, which will make May 24, 2010 the date on which each Appellant's Brief will be due.

6. Respondents stipulate to these requests for extensions of time. However, Counsel for Idaho Power, Lisa Nordstrom, will be out of town for training for approximately three weeks during the month of June. For purposes of keeping the same briefing schedule for the two consolidated appeals, and for purposes of allowing all parties adequate time for briefing, it is respectfully submitted that the following schedule apply to each Appellant's Brief and each Respondent's Brief:

- a) Each Appellant's Brief will be due May 24, 2010
- b) Each Respondent's Brief will be due July 9, 2010
- c) Any Reply Brief will be due as per the standard deadline set forth in I.A.R. 34(c).

7. All parties agree to this briefing schedule, and all parties represent that their respective briefs will be filed by the deadlines set forth above.

This Motion is supported by the Affidavits of Merlyn W. Clark and Michael C. Creamer, filed concurrently herewith.

DATED THIS 21<sup>st</sup> day of April, 2010.

HAWLEY TROXELL ENNIS & HAWLEY LLP

By   
Merlyn W. Clark, ISB No. 1026  
D. John Ashby, ISB No. 7228  
Attorneys for Petitioner/Appellant Ada County  
Highway District

DATED THIS 20<sup>th</sup> day of April, 2010.

GIVENS PURSLEY, LLP

By   
Michael C. Creamer  
Attorneys for Building Contractors Association  
Of Southwestern Idaho

DATED THIS \_\_\_\_\_ day of April, 2010.

IDAHO PUBLIC UTILITIES COMMISSION

By \_\_\_\_\_  
Kristine Sasser

DATED THIS \_\_\_\_\_ day of April, 2010.

HAWLEY TROXELL ENNIS & HAWLEY LLP

By \_\_\_\_\_

Merlyn W. Clark, ISB No. 1026  
D. John Ashby, ISB No. 7228  
Attorneys for Petitioner/Appellant Ada County  
Highway District

DATED THIS \_\_\_\_\_ day of April, 2010.

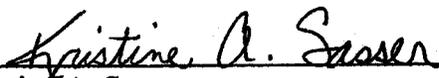
GIVENS PURSLEY, LLP

By \_\_\_\_\_

Michael C. Creamer  
Attorneys for Building Contractors Association  
Of Southwestern Idaho

DATED THIS 20<sup>th</sup> day of April, 2010.

IDAHO PUBLIC UTILITIES COMMISSION

  
\_\_\_\_\_  
Kristine A. Sasser  
Deputy Attorney General

DATED THIS 20<sup>th</sup> day of April, 2010.

IDAHO POWER COMPANY

By *Lisa Nordstrom*  
Lisa Nordstrom

STIPULATED MOTION FOR EXTENSION OF TIME FOR FILING BRIEFS AND  
REQUESTED SCHEDULE FOR BRIEFING - 5

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 22<sup>nd</sup> day of April, 2010, I caused to be served a true copy of the foregoing STIPULATED MOTION FOR EXTENSION OF TIME FOR FILING APPELLANT'S BRIEF AND REQUESTED SCHEDULE FOR FURTHER BRIEFING by the method indicated below, and addressed to each of the following:

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Commission Secretary  
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STIPULATED MOTION FOR EXTENSION OF TIME FOR FILING BRIEFS AND  
REQUESTED SCHEDULE FOR BRIEFING - 6

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~~Marilyn W. Clark~~

D. John Ashby