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Attorneys for Petitioner-Appellant

IN THE SUPREME COURT OF THE STATE OF IDAHO

**PACIFICORP DBA ROCKY MOUNTAIN
POWER,**

Petitioner-Appellant,

v.

IDAHO PUBLIC UTILITIES COMMISSION,

Respondent on Appeal,

and

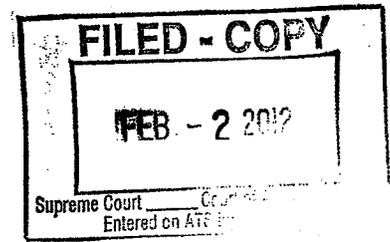
MONSANTO COMPANY,

Intervenor-Respondent.

**SUPREME COURT
DOCKET NO. 38930-2011**

**MOTION TO
DISMISS APPEAL**

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SUP-E-11-01

COMES NOW PacifiCorp dba Rocky Mountain Power ("Rocky Mountain Power" or the "Company"), the Idaho Public Utilities Commission ("IPUC"), and Monsanto Company (collectively, the "Parties") through their attorneys of record, with this Motion to Dismiss the appeal of this proceeding. The Parties move the Idaho Supreme Court to dismiss this appeal, with each party to bear its own costs, pursuant to Idaho Appellant Rule 33, for the reasons stated below.

STATEMENT IN SUPPORT OF MOTION

Rocky Mountain Power, the Idaho Public Utilities Commission Staff and other parties entered into a settlement stipulation resolving the underlying issues in IPUC Case No. PAC-E-11-12, including the treatment of the Populus-Terminal transmission line that is the subject of this appeal. As part of the stipulation, the Company agreed, upon receipt of a final order approving the stipulation, to withdraw the appeal currently pending before this court. IPUC Final Order No. 32432 approved the stipulation. Because the settlement stipulation in Case No. PAC-E-11-12 resolves the Populus-Terminal transmission line issues, the appeal in this case is unnecessary.

REQUEST FOR RELIEF

The Parties move this Court for an Order dismissing this appeal pursuant to I.A.R. 33, with each party to bear its own costs.

RESPECTFULLY submitted this 2nd day of February 2012.



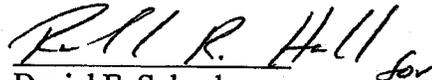
J. Walter Sinclair
Richard R. Hall

Attorneys for Petitioner-Appellant

CERTIFICATE OF UNCONTESTED MOTION

The undersigned does hereby certify that he has contacted opposing counsels and is authorized to represent that opposing counsels have no objection to this Motion, and joins in the Stipulated Motion to Dismiss.

Dated this 2nd day of February, 2012.


Daniel E. Solander
Richard R. Hall

CERTIFICATE OF SERVICE

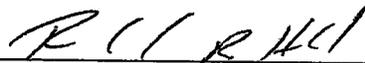
I hereby certify that on this 2nd day of February, 2012, I caused to be served, a true and correct copy of Rocky Mountain Power's *Motion to Dismiss* to the following:

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