

IDAHO SUPREME COURT



IDAHO COURT OF APPEALS

Clerk of the Courts
(208) 334-2210

P.O. Box 83720
Boise, Idaho 83720-0101

JEAN JEWELL, COMMISSION SECRETARY
STATEHOUSE MAIL
PO BOX 83720
BOISE, ID 83720-0074

CLERK'S RECORD/REPORTER'S TRANSCRIPT SUSPENDED

Docket No. 39134-2011

CEDAR CREEK WIND,
LLC v. PUBLIC
UTILITIES
COMMISSION

Idaho Public Utilities Commission
#PAC-E-11-01/11-02/11-03/11-04/1
1-05

The CLERK'S RECORD/REPORTER'S TRANSCRIPT is **SUSPENDED** until further notification from this office.

REASON FOR SUSPENSION: STIPULATED MOTION TO REMAND.

IDAHO PUBLIC UTILITIES COMMISSION

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For the Court:
Stephen W. Kenyon
Clerk of the Courts

11/07/2011
BY: KL

In the Supreme Court of the State of Idaho

IN THE MATTER OF THE APPLICATION)
 OF PACIFICORP DBA ROCKY MOUNTAIN)
 POWER FOR A DETERMINATION)
 REGARDING A FIRM ENERGY SALES)
 AGREEMENT BETWEEN ROCKY)
 MOUNTAIN POWER AND CEDAR CREEK,)
 LLC (RATTLESNAKE CANYON PROJECT)
 (11-01)/COYOTE HILL PROJECT)
 (11-02)/NORTH POINT PROJECT)
 (11-03)/STEEP RIDGE PROJECT)
 (11-04)/FIVE PINE PROJECT(11-05)).)

-----)
 CEDAR CREEK WIND, LLC,)

Petitioner-Appellant,)

v.)

PUBLIC UTILITIES COMMISSION,)

Respondent-Respondent on Appeal,)

and)

PACIFICORP dba ROCKY MOUNTAIN)
 POWER,)

Respondent-Intervenor on Appeal.)

ORDER GRANTING STIPULATED
 MOTION TO SUSPEND APPEAL AND
 REMAND

Supreme Court Docket No. 39134-2011
 Idaho Public Utilities Commission Nos.
 PAC-E-11-01/PAC-E-11-02/PAC-E-11-
 03/PAC-E-11-04/PAC-E-11-05

Ref. No. 11-534

A STIPULATED MOTION TO SUSPEND APPEAL AND REMAND TO THE ADMINISTRATIVE AGENCY was filed by counsel for Respondent on Appeal on October 24, 2011, requesting that this Court suspend the appeal in the above matter for the Commission to reconsider its orders in light of FERC's order; and to allow the parties an opportunity to discuss the possibility of settling the entire appeal. The Court is fully advised; therefore, good cause appearing,

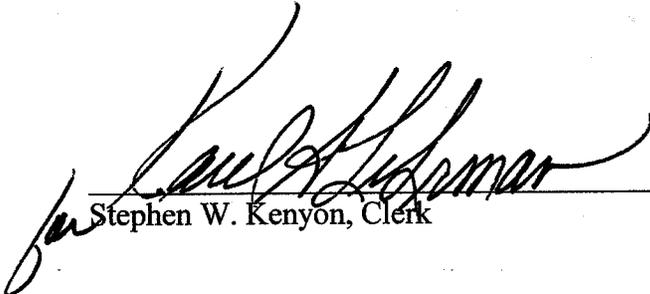
ORDER GRANTING STIPULATED MOTION TO SUSPEND APPEAL AND REMAND – Docket No. 39134-2011

IT IS HEREBY ORDERED that the STIPULATED MOTION TO SUSPEND APPEAL AND REMAND TO THE ADMINISTRATIVE AGENCY be, and hereby is, GRANTED and this case is SUSPENDED for a period of forty-five (45) days and REMANDED back to the Public Utilities Commission for review.

IT FURTHER IS ORDERED that counsel for Respondent on Appeal shall REPORT TO THIS COURT, IN WRITING regarding the status of this appeal on or before December 27, 2011.

DATED this 7th day of November, 2011.

By Order of the Supreme Court



Stephen W. Kenyon, Clerk

cc: Counsel of Record