

The following comment was submitted via PUCWeb:

Name: Ken Dizes

Submission Time: Aug 10 2023 3:46PM

Email: [ken@srec.org](mailto:ken@srec.org)

Telephone: 208-879-4030

Address: PO Box 384

Challis, ID 83226

Name of Utility Company: Salmon River Electric Cooperative, Inc.

Case ID: C15-E-23-01

Comment: "RE: UNITED ELECTRIC CO-OP, INC. V. CITY OF BURLEY IPUC DOCKET NO. C15-E-23-01

Salmon River Electric Cooperative (SREC) appreciates the opportunity to provide comments to the Commission on the City of Burley's Petition for Declaratory Judgement that its existing service territory agreement with United Electric Co-op, Inc. should be terminated.

SREC limits its comments to emphasize the importance of maintaining the integrity of exclusive electric utility service territories.

Idaho utilities operate in exclusive electric utility service territories that require citizens to use one service provider over another. Idaho has never embraced open competition for its electric utilities. In fact, the Idaho legislature has explicitly rejected the entire concept of allowing citizens to arbitrarily select their electric supplier. That is why it adopted the Electric Supplier Stabilization Act (ESSA) which prevents retail competition for electric customers. It has been the law in Idaho for many decades. The express purpose of the ESSA is to promote harmony among and between electric suppliers, prohibit pirating of consumers of another electric supplier, discourage duplication of electrical facilities, actively supervise certain conduct of electric suppliers, and stabilize the territories and consumers served with electricity. Voiding service territory agreements (or laws) will have the opposite effect and will increase costs, cause uncertainty, require duplicative service lines, encourage pirating, and makes long-range utility planning difficult, if not impossible.

SREC believes the Commission has the requisite authority to ensure that existing service territory boundary agreements are enforced and enforceable.

In Sum, SREC, urges the Commission to enforce and uphold the clear State policy of protecting the integrity of electric utility service territories – including duly executed and Commission approved agreements among utilities that establish such territories."

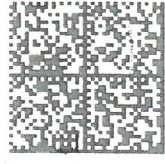
RAFT RIVER RURAL ELECTRIC COOPERATIVE, INC.  
P.O. BOX 617  
MALTA, IDAHO 83342

ADDRESS SERVICE REQUESTED

BOISE ID 837

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*P.O. Box 83720*  
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IDAHO PUBLIC  
UTILITIES COMMISSION

COMMENTS  
FOR SUBMISSION TO THE PUBLIC UTILITIES COMMISSION  
RE: UNITED ELECTRIC CO-OP, INC. V. CITY OF BURLEY  
IPUC DOCKET NO. C15-E-23-01

The Commission has invited "all affected utilities" to provide comments supporting or opposing the City of Burley's Petition for Declaratory Judgment that its existing service territory agreement with United Electric Co-op, Inc. should be terminated, in part, because:

citizens [should] ... not be forced into using one service provider over another based on an agreement 37 years ago.<sup>1</sup>

Burley makes other technical legal arguments why its service territory agreement with United Electric should be terminated that are based on contract law. Those legal arguments are beyond the scope of Raft River Rural Electric Cooperative (RREC) comments. Instead, RREC limits its comments to emphasize the importance of maintaining the integrity of exclusive electric utility service territories.

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The express purpose of the ESSA is to promote harmony among and between electric suppliers, prohibit pirating of consumers of another electric supplier, discourage duplication of electrical facilities, actively supervise certain conduct of electric suppliers, and stabilize the territories and consumers served with electricity. Voiding service territory agreements (or laws) will have the opposite effect and will increase costs, cause uncertainty, require duplicative service lines,

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<sup>1</sup> Docket No. C15-E-23-01, Order No. 35885 at pp. 2 - 3.

encourage pirating, and makes long-range utility planning difficult, if not impossible.

RREC believes the Commission has the requisite authority to ensure that existing service territory boundary agreements are enforced and enforceable.

In Sum, RREC, urges the Commission to enforce and uphold the clear State policy of protecting the integrity of electric utility service territories – including duly executed and Commission approved agreements among utilities that establish such territories.

Respectfully,

A handwritten signature in cursive script, appearing to read "Chad Black".

Chad Black

General Manager

Raft River Rural Electric Cooperative INC.