

DECISION MEMORANDUM

**TO: COMMISSIONER KJELLANDER
COMMISSIONER RAPER
COMMISSIONER ANDERSON
COMMISSION SECRETARY
COMMISSION STAFF
LEGAL**

**FROM: DAYN HARDIE
DEPUTY ATTORNEY GENERAL**

DATE: MAY 20, 2020

**SUBJECT: IN THE MATTER OF ROCKY MOUNTAIN POWER'S
APPLICATION FOR APPROVAL OF A LEASE AGREEMENT
WITH EXTENET SYSTEMS INC.; PAC-E-20-05.**

On May 7, 2020, PacifiCorp dba Rocky Mountain Power ("Company") applied to the Commission for an order approving a Lease Agreement ("Lease") between the Company and ExteNet Systems Inc. ("ExteNet"). The Company submitted its Application under Idaho Code §§ 61-328 and 61-332, et. seq. The Company requested its Application be processed under Modified Procedure.

THE APPLICATION

The Lease allows ExteNet to use Company owned streetlight poles to place small cell wireless facility attachments throughout the State of Idaho. The lease has a term of ten-years with automatic one-year renewals until either the Company or ExteNet terminates it.

ExteNet will pay a per-pole application fee, processing and review fee, and an inspection fee. ExteNet will submit applications to use individual streetlight poles to the Company. The Company will grant or deny those applications. ExteNet estimates it will eventually place cell facilities on 125-streetlight poles.¹ Service to ExteNet will be

¹ The Application states that the best way to estimate the rate of placement is to assume the cell facilities will be placed on 12 streetlight poles per year during the ten-year term of the Lease.

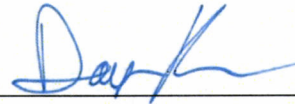
provided under the Company's Electric Service Regulation No. 4—supply of service to allow unmetered service to small usage devices.

STAFF RECOMMENDATION

Idaho Code § 61-328 states that the Commission “shall conduct a public hearing upon the application.” In order to fulfill this statutory requirement, Staff recommends the Commission issue a Notice of Application, Notice of Modified Procedure, and Notice of Telephonic Hearing. Staff recommends setting a June 25, 2020 public comment deadline, a July 2, 2020 Company reply deadline, and scheduling a telephonic hearing before public comments are due.

COMMISSION DECISION

Does the Commission wish to issue a Notice of Application, Notice of Modified Procedure, and Notice of Telephonic Hearing setting a June 25, 2020 public comment deadline, a July 2, 2020 Company reply deadline, and a telephonic hearing before public comment deadline?



Dayn Hardie
Deputy Attorney General

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