

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

**IN THE MATTER OF THE APPLICATION OF)
PACIFICORP DBA UTAH POWER & LIGHT) CASE NO. PAC-E-03-3
COMPANY FOR APPROVAL OF AMENDED)
ELECTRIC SERVICE SCHEDULE 72—)
IRRIGATION LOAD CONTROL CREDIT) ORDER NO. 29193
RIDER PROGRAM.)**

On January 31, 2003, PacifiCorp dba Utah Power & Light Company (PacifiCorp; Company) filed an Application with the Commission requesting approval of a proposed amended electric service Schedule 72 – Irrigation Load Control Credit Rider program.

The Company in its filing requests a proposed effective date of March 3, 2003. After reviewing the Application, we make the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. PacifiCorp has submitted proposed changes to its electric tariff Schedule 72 to become effective on and after March 3, 2003. The Company's Application is of sufficient importance to require a reasonable amount of time for investigation and comment.
2. The Commission will be unable to consider the Company's filing in Case No. PAC-E-03-3 before March 3, 2003, because of the time required for investigation and comment and because of other demands on the Commission's time.

CONCLUSIONS OF LAW

1. The Idaho Public Utilities Commission has jurisdiction over PacifiCorp dba Utah Power & Light Company, an electric utility, and its Application in Case No. PAC-E-03-3 by virtue of Title 61, Idaho Code and the Rules of Procedure of the Idaho Public Utilities Commission, IDAPA 31.01.01.000 *et seq.*
2. The Commission has authority under *Idaho Code* § 61-503 to investigate the reasonableness of the Company's proposed change in tariff Schedule 72 and pursuant to Section 61-622 has the authority to suspend the proposed effective date of the Company's Application for a period of thirty (30) days plus five (5) months, from the proposed effective date of March 3, 2003.

3. It is necessary to suspend the proposed effective date of the Company's proposed change in tariff Schedule 72 for a period of ninety (90) days, or less if the Commission acts sooner, from the effective date of March 3, 2003, to allow the Commission sufficient time to investigate and obtain comments and to then consider and determine the issues presented in the Company's Application.

ORDER

IT IS THEREFORE ORDERED that the proposed changes to PacifiCorp's electric Schedule 72 should be, and hereby are, suspended for a period of ninety (90) days from March 3, 2003, or until such earlier time as the Commission may issue an Order accepting or rejecting or modifying the Application in Case No. PAC-E-03-3.


DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 12th day of February 2003.


PAUL KJELLANDER, PRESIDENT


MARSHA H. SMITH, COMMISSIONER


DENNIS S. HANSEN, COMMISSIONER

ATTEST:


Jean D. Jewell
Commission Secretary

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