

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

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In the Matter of the Termination of Electric )  
Service Where Life Support Equipment is ) DOCKET NO. 09-035-33  
Used: Elbert and Rita C. Wimberly ) REPORT AND ORDER  
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ISSUED: June 4, 2009

By The Commission:

THIS MATTER is before the Commission on the petitioner's, ROCKY MOUNTAIN POWER (Company), petition to terminate service for ELBERT AND RITA C. WIMBERLY (Respondents). No hearing was held in this matter. On March 31, 2009, the Division of Public Utilities (Division) sent a certified letter to the respondents informing them that they had until April 10, 2009 to file a protest or a request a hearing with the Commission. On March 25, 2009 the respondents entered into a payment plan to satisfy the arrearage. The total balance at set-up is \$1093.11. Catholic Community is pledging \$500.00 as long as the respondents makes the first installment payment of \$227.83 on May 6, 2009. That payment includes current charges. The respondents have agreed to pay the balance off in twelve payments, with a minimum of \$54.00 plus current bill due each month until the balance is satisfied. The Company also seeks leave to terminate the respondents' service if they fail to abide by the terms of the payment agreement.

Therefore, based upon the foregoing information, and for good cause appearing, the Commission orders as follows:

1. The respondents shall pay to the Company \$54.00 a month plus current bill for a period of twelve months until the arrearage is satisfied;

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2. The Company shall waive interest owing on the arrearage so long as the respondents abide by the terms of this Report and Order.

3. If the respondents fail to comply with the terms of the payment plan and this Report and Order, the Company shall have the right to disconnect services to respondents' residence in accordance with the Company regulations and tariff provisions and the applicable rules and regulations of the Commission. It shall not be required to seek further approval from the Commission for termination of service, notwithstanding the fact that a resident at respondents' residence may be using life-support equipment. In the event of termination, at least 48 hours prior to terminating said service, the Company shall notify the appropriate Utah state social service agencies of this Order and pending termination. The Company shall be free to pursue any other means of collection available to it under the law to collect any arrearages.

DATED at Salt Lake City, Utah, this 4<sup>th</sup> day of June, 2009.

/s/ Ruben H. Arredondo  
Administrative Law Judge

Approved and confirmed this 4<sup>th</sup> day of June, 2009, as the Report and Order of the Public Service Commission of Utah.

/s/ Ted Boyer, Chairman

/s/ Ric Campbell, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Julie Orchard  
Commission Secretary  
G#62048