

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Termination of Electric Service where Life Support Equipment is Used: Michael P. and Julie M. Berry)
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DOCKET NO. 12-035-25

REPORT AND ORDER

ISSUED: April 30, 2012

SYNOPSIS

ROCKY MOUNTAIN POWER having petitioned the Commission for authorization to terminate, for nonpayment of applicable charges, the utility service of MICHAEL P. AND JULIE M. BERRY, at premises where life support equipment is reportedly used, and MICHAEL P. AND JULIE M. BERRY having failed to timely oppose said request by requesting a hearing or otherwise responding, the Commission grants the petition.

By The Commission:

On October 15, 2011, ROCKY MOUNTAIN POWER (“Petitioner”) filed its petition seeking authorization to terminate the utility service of MICHAEL P. AND JULIE M. BERRY (“Respondents”) at Respondents’ home wherein life support equipment is reportedly used. Respondents were properly notified of the petition and of the opportunity and time in which to request a hearing or otherwise respond, and Respondents did not respond and the time for doing so has elapsed. The Administrative Law Judge, having been fully advised of the background of this matter, now enters the following proposed order.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that:

- ROCKY MOUNTAIN POWER is authorized to terminate the utility service of MICHAEL P. AND JULIE M. BERRY for nonpayment of applicable charges.

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- At least 48 hours prior to terminating said service, ROCKY MOUNTAIN POWER shall notify the appropriate Utah state social services agencies of this Order and the pending termination.

- This Order is effective the date of its issuance.
- Pursuant to Utah Code Ann. §§ 63G-4-301 and 54-7-15, agency review or rehearing of this order may be obtained by filing a request for review or rehearing with the Commission within 30 days after the issuance of the order. Responses to a request for agency review or rehearing must be filed within 15 days of the filing of the request for review or rehearing. If the Commission fails to grant a request for review or rehearing within 20 days after the filing of a request for review or rehearing, it is deemed denied. Judicial review of the Commission's final agency action may be obtained by filing a Petition for Review with the Utah Supreme Court within 30 days after final agency action. Any Petition for Review must comply with the requirements of Utah Code Ann. §§ 63G-4-401 to -403 and the Utah Rules of Appellate Procedure.

DATED at Salt Lake City, Utah, this 30th day of April, 2012.

/s/ Melanie A. Reif
Administrative Law Judge

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Approved and confirmed this 30th day of April, 2012, 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/ Gary L. Widerburg
Commission Secretary
DH#223767

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 30th day of April, 2012, a true and correct copy of the foregoing REPORT AND ORDER, was delivered upon the following as indicated below:

By U.S. Mail:

Michael P. and Julie M. Berry
1288 North 600 West
Cedar City, UT 84721-4030

By Hand-Delivery:

Division of Public Utilities
160 East 300 South, 4th Floor
Salt Lake City, UT 84111

Office of Consumer Services
160 East 300 South, 2nd Floor
Salt Lake City, UT 84111

Administrative Assistant