



THE STATE OF WYOMING

GOVERNOR
Mark Gordon



Public Service Commission

Hansen Building • 2515 Warren Avenue • Suite 300 • Cheyenne, Wyoming 82002
Ph. (307) 777-7427 • Fax (307) 777-5700 • psc.wyo.gov

COMMISSIONERS

Kara B. Fornstrom, Chairman
Mary A. Throne, Deputy Chair
Michael Robinson, Commissioner

SECRETARY AND CHIEF COUNSEL

Christopher Petrie
COMMISSION ADMINISTRATOR
Marci Norby

July 8, 2019

Michael E. Easley
Chief Executive Officer
Powder River Energy Corporation
P.O. Box 930
Sundance, WY 82729-0930

Re: IN THE MATTER OF THE APPLICATION OF POWDER RIVER ENERGY CORPORATION FOR AUTHORITY TO IMPLEMENT A NEW NON-RESIDENTIAL HEAT RATE TARIFF - DOCKET NO. 10014-199-CT-19 (RECORD NO. 15252)

Dear Mr. Easley:

Enclosed is a copy of the Commission's *Order* for the above-entitled docket.

Should you have any questions regarding this matter, please contact the undersigned at (307) 777-7427.

Sincerely,

A handwritten signature in blue ink, appearing to read "Michael A. Kollker".

MICHAEL A. KOLLKER
Assistant Secretary

MAK/mtb
Enclosure

cc: Mark L. Hughes, Hughes Law Office, P.O. Box 456, Sundance, WY 82729

BEFORE THE PUBLIC SERVICE COMMISSION OF WYOMING

IN THE MATTER OF THE APPLICATION OF)
POWDER RIVER ENERGY CORPORATION) DOCKET NO. 10014-199-CT-19
FOR AUTHORITY TO IMPLEMENT A NEW) (RECORD NO. 15252)
NON-RESIDENTIAL HEAT RATE TARIFF)

ORDER
(Issued July 8, 2019)

This matter is before the Wyoming Public Service Commission (Commission) upon the Application of Powder River Energy Corporation (PRECorp or the Cooperative), for authority to implement a new non-residential heat rate tariff. The Commission, having reviewed the Application, its files regarding PRECorp, applicable Wyoming utility law, and otherwise being fully advised in the premises, FINDS and CONCLUDES:

1. PRECorp is a public utility as defined in Wyo. Stat. § 37-1-101(a)(vi)(C), subject to the Commission's jurisdiction pursuant to Wyo. Stat. § 37-2-112.

2. On April 30, 2019, PRECorp filed its Application requesting authority to implement a new non-residential heat rate tariff applicable to all non-residential customers. The Cooperative states in its Application the non-residential heat rate tariff will be applicable only to qualifying and separately metered resistant space heating loads. PRECorp states in its Application that there are no proposed changes to the load served under the existing tariff. The Company also provided that its member customers can participate in the tariff on a voluntary basis.

3. On May 2, 2019, the Commission issued a *Suspension Order* pursuant to Wyo. Stat. § 37-3-106, suspending the effectiveness of the proposal for the initial period provided for in the statute.

4. On May 3, 2019, the Commission issued its *Notice of Application* containing a protest deadline of June 3, 2019, for interested persons to file a statement, intervention petition, protest, or request for a public hearing and published a public notice in newspapers in PRECorp's service territories. The notice period expired without protest, comment and/or request for intervention or hearing.

5. PRECorp's Application came before the Commission for consideration pursuant to due notice at its Open Meeting on June 28, 2019. Joanne Kolb, Chief Financial and Administration Officer, Jeff Bumgarner, VP of Member Services, and Michael Easley, Chief Executive Officer, appeared via telephone on behalf of PRECorp. Ms. Kolb presented the Application, generally describing the information described in paragraph 2 above. Commission Staff recommended approval of this Application.

6. Based upon the Application, statements by the Cooperative, and the analysis and recommendations of Commission Staff, the Commission finds PRECorp's Application is in the public interest and should be approved, effective for service rendered on and after July 1, 2019.

IT IS THEREFORE ORDERED:

1. Pursuant to Open Meeting action taken on June 28, 2019, the Application of Powder River Energy Corporation to implement a new non-residential heat rate tariff is approved, effective for usage on and after July 1, 2019.
2. This *Order* is effective immediately.

MADE and ENTERED at Cheyenne, Wyoming, on July 8, 2019.

PUBLIC SERVICE COMMISSION OF WYOMING

Kara B. Fornstrom
KARA B. FORNSTROM, Chairman

Mary A. Throne
MARY A. THRONE, Deputy Chair

Michael M. Robinson
MICHAEL M. ROBINSON, Commissioner



Attest.

Michael A. Kollker
MICHAEL A. KOLLKER, Assistant Secretary