

Service Date: October 2, 1987

DEPARTMENT OF PUBLIC SERVICE REGULATION
BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MONTANA

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IN THE MATTER of the Application)	
Of PC/UP&L MERGING CORP. (To Be)	
Renamed PacifiCorp) To: (1) Issue)	
Its Common Stock and Preferred)	UTILITY DIVISION
Stock To Effect a Merger With)	
PacifiCorp and Utah Power & Light)	
Co., (2) Assume All Debt Obliga-)	DOCKET NO. 87.9.49
tions of PacifiCorp and Utah Power)	
& Light Co., and (3) Issue Its)	
Securities Under Authorizations)	ORDER NO. 5297
Previously Granted to PacifiCorp)	
By the Commission.)	

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ORDER

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INTRODUCTION

On or about September 17, 1987, the Montana Public Service Commission (PSC or Commission) received an application from the Pacific Power and Light Company (PP&L) for approval of the issuance of securities necessary to effectuate a proposed merger with the Utah Power and Light Company (UPL).

DISCUSSION

Section 69-3-503, MCA, provides that applications for approval of security issues shall be disposed of within 30 days unless, for good cause, it is necessary to continue consideration for a longer period.

By any standard, the proposed merger of PP&L and UPL is a complex transaction. The Commission is aware that other state commissions, and FERC, will be examining this transaction very closely over the next four months. At a minimum, the Commission will monitor those proceedings to fully appraise itself of the intricacies of the proposed merger. It is possible that the Commission will initiate its own investigation, or be requested to initiate such an investigation.

Until the Commission has come to a better understanding of the nature of the proposed merger and its potential impact upon Montana ratepayers, it would be inappropriate to take any action toward approval of the proposed merger. At this point, the Commission believes that further review is necessary to meet its obligations under Sections 69-3-501 et seq., MCA.

CONCLUSIONS OF LAW

1. Because of the complexity of the proposed merger between Pacific Power and Light Company and the Utah Power and Light Company, as well as its potential impacts upon Montana ratepayers, it is necessary to continue consideration of the application in this Docket and extend the 30 day period for review.

ORDER

IT IS THEREFORE ORDERED BY THIS COMMISSION THAT:

1. The period for review and consideration of the application in this Docket is extended to February 17, 1988.

Done in Open Session at Helena, Montana, this 28th day of September, 1987, by a vote of 3-0.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

CLYDE JARVIS, Chairman

HOWARD L. ELLIS, Commissioner

TOM MONAHAN, Commissioner

ATTEST:

Ann Purcell
Acting Secretary

(SEAL)