

Davison Van Cleve PC

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Portland, OR 97204

August 21, 2009

Via Electronic and US Mail

Public Utility Commission
Attn: Filing Center
550 Capitol St. NE #215
P.O. Box 2148
Salem OR 97308-2148

Re: In the Matter of PUBLIC UTILITY COMMISSION OF OREGON Investigation
into Forecasting Forced Outage Rates for Electric Generating Units
Docket No. UM 1355

Dear Filing Center:

Enclosed please find the original Request for Final Payment on behalf of the
Industrial Customers of Northwest Utilities in the above-referenced docket.

Thank you for your assistance.

Sincerely,

/s/ Allison M. Wils
Allison M. Wils

Enclosures

cc: Service List

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing Request for Final Payment on behalf of the of the Industrial Customers of Northwest Utilities upon the parties, on the service list, by causing the same to be deposited in the U.S. Mail, postage-prepaid, and via electronic mail where paper service has been waived.

Dated at Portland, Oregon, this 21st day of August, 2009.

Sincerely,

/s/ Allison M. Wils
Allison M. Wils

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| CITIZEN'S UTILITY BOARD OF OREGON (W) G. CATRIONA MCCrackEN (C) OPUC DOCKETS GORDON FEIGHNER ROBERT JENKS (C) 610 SW BROADWAY - STE 308 PORTLAND OR 97205 catriona@oregoncub.org dockets@oregoncub.org gordon@oregoncub.org bob@oregoncub.org | DEPARTMENT OF JUSTICE MICHAEL T WEIRICH (C) REGULATED UTILITY & BUSINESS SECTION 1162 COURT ST NE SALEM OR 97301-4096 michael.weirich@doj.state.or.us |
| IDAHO POWER COMPANY (W) CHRISTA BEARRY BARTON L KLINE LISA D NORDSTROM (C) GREGORY W SAID (C) TIM TATUM SCOTT WRIGHT (C) PO BOX 70 BOISE ID 83707-0070 cbearry@idahopower.com bkline@idahopower.com lnordstrom@idahopower.com gsaid@idahopower.com ttatum@idahopower.com swright@idahopower.com | MCDOWELL & RACKNER PC (W) WENDY MCINDOO (C) LISA F RACKNER (C) 520 SW 6TH AVE STE 830 PORTLAND OR 97204 wendy@mcd-law.com lisa@mcd-law.com |
| PACIFIC POWER & LIGHT (W) MICHELLE R MISHOE (C) 825 NE MULTNOMAH STE 1800 PORTLAND OR 97232 michelle.mishoe@pacificorp.com | PACIFICORP OREGON DOCKETS (W) OREGON DOCKETS 825 NE MULTNOMAH ST STE 2000 PORTLAND OR 97232 oregondockets@pacificorp.com |
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| <p>PORTLAND GENERAL ELECTRIC RATES & REGULATORY AFFAIRS - OPUC FILINGS 121 SW SALMON ST 1WTC-0702 PORTLAND OR 97204 pge.opuc.filings@pgn.com</p> | <p>PORTLAND GENERAL ELECTRIC DOUGLAS C TINGEY 121 SW SALMON 1WTC13 PORTLAND OR 97204 doug.tingey@pgn.com</p> |
| <p>PUBLIC UTILITY COMMISSION OF OREGON KELCEY BROWN PO BOX 2148 SALEM OR 97301 kelcey.brown@state.or.us</p> | |

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1355

| | | |
|--|---|------------------------------|
| In the Matter of |) | |
| |) | |
| THE PUBLIC UTILITY COMMISSION OF |) | REQUEST FOR FINAL PAYMENT OF |
| OREGON |) | ISSUE FUND GRANT OF THE |
| |) | INDUSTRIAL CUSTOMERS OF |
| Investigation into Forecasting Forced Outage |) | NORTHWEST UTILITIES |
| Rates for Electric Generating Units |) | |
| _____ |) | |

Pursuant to Section 7.3 of the First Amended and Restated Intervenor Funding Agreement (“IFA”) approved by the Oregon Public Utility Commission (“Commission”) by Order No. 07-564 (December 19, 2007), the Industrial Customers of Northwest Utilities (“ICNU”) hereby requests final payment of ICNU’s Issue Fund Grant in Docket No. UM 1355 in the amount of \$23,040. ICNU requests that the payment amount be split equally between Portland General Electric (“PGE”) and PacifiCorp.

On October 17, 2008, ICNU filed a Notice of Intent to Request an Issue Fund Grant in Docket No. UM 1355. On December 5, 2008, ICNU filed a proposed budget in the amount of \$23,040 in Docket No. UM 1355. The Commission approved an Issue Fund Grant for ICNU (to be split equally between PGE and PacifiCorp) in the amount of \$23,040 on December 16, 2008. Re OPUC, OPUC Docket No. UM 1355, Order No. 08-588 (December 16, 2008). As a result, ICNU has an approved Issue Fund grant of \$23,040 in this proceeding. Pursuant to Order No. 08-588, ICNU is requesting final payment in this docket from the issue funds of PacifiCorp and PGE, resulting in a final payment of \$11,520 due from each utility.

ICNU hereby requests that the Commission authorize final payment of the Issue Fund Grant in the amount of \$23,040. ICNU’s expenses are shown in Confidential Attachment A.

This Request for Payment satisfies the requirements of the IFA as follows:

Section 7.3(a) – The itemized expenses, payees, and hourly rates are attached as Confidential Exhibit A.

Section 7.3(b) – ICNU has been a full and active participant in this Docket. ICNU conducted discovery, participated in workshops, filed testimony, entered into a settlement stipulation and intends to participate in any hearings and file legal briefs. The expenses included in Confidential Exhibit A are reasonable and directly attributable to ICNU’s participation in Docket No. UM 1355.

Section 7.3(c) – The Commission approved ICNU’s proposed budget on December 16, 2008. In addition, ICNU used its own funds to pay for at least 20% of the Eligible Expenses as required by Section 6.5 of the IFA.

Section 7.4 – All of the expenses included in Exhibit A are Eligible Expenses as defined in Section 7.4 of the IFA because they relate to services provided or expenses incurred by ICNU’s outside legal counsel and expert witnesses. Relevant non-privileged documents substantiating the Eligible Expenses in Confidential Exhibit A are available for Commission audit, if requested, pursuant to Section 7.10 of the IFA.

The IFA provides that the granting of “an Issue Fund Grant shall constitute a binding obligation on the Commission to order reimbursement of Eligible Expenses.” IFA § 6.5. Likewise, the intervenor funding rules adopted by the Commission provide that “the terms of an [intervenor funding] agreement will be binding on all organizations seeking a grant under that agreement and will be followed by the Commission in administering the agreement.” OAR § 860-012-0100(2). ICNU has satisfied the terms of the IFA and respectfully requests that the Commission approve final payment of ICNU’s Issue Fund Grant in the amount of \$23,040 (\$11,520 from PGE and \$11,520 from PacifiCorp) within 30 days of receiving this Request for Final Payment as provided in Section 7.6 of the IFA. This Request for Payment constitutes a Final Request for Payment in this docket.

Payment should be sent to:

Michael Early
Industrial Customers of Northwest Utilities
333 S.W. Taylor, Suite 400
Portland, Oregon 97204

Dated this 21st day of August, 2009.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

/s/ S. Bradley Van Cleve

S. Bradley Van Cleve

333 S.W. Taylor, Suite 400

Portland, Oregon 97204

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mail@dvclaw.com

Of Attorneys for Industrial Customers
of Northwest Utilities