



825 NE Multnomah, Suite 2000
Portland, Oregon 97232

March 12, 2008

***VIA ELECTRONIC FILING
AND OVERNIGHT DELIVERY***

Oregon Public Utility Commission
550 Capitol Street NE, Suite 215
Salem, OR 97310-2551

Attn: Vikie Bailey-Goggins, Administrator
Regulatory and Technical Support

RE: Petition for Waiver of Compliance with OAR 860-038-0300.

PacifiCorp d.b.a. Pacific Power hereby submits for filing an original copy of the Company's Petition for Waiver of Compliance with OAR 860-038-0300, the requirement for quarterly power source disclosure. The Company waives paper service in this matter.

Informal inquiries on this matter may be directed to Joelle Steward, Regulatory Manager, at 503-813-5542.

Very truly yours,

Andrea L. Kelly
Vice President, Regulation

Enclosure

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM _____

In the Matter of Pacific Power's Petition
for Approval of a Waiver of the Filing
Requirements for its Quarterly Power
Source Disclosure Bill Inserts

Pacific Power's Petition for Waiver of
Compliance with OAR 860-038-0300 and
Waiver of Paper Service

Pursuant to OAR 860-038-0001(4), PacifiCorp, d/b/a Pacific Power ("Company"), respectfully requests that the Oregon Public Utility Commission ("Commission") grant a waiver of compliance with the requirements set forth in OAR 860-038-0300(2) & (3) for the Company's second and third quarter 2008 power source disclosure billing inserts. OAR 860-038-0001(4) provides that the Commission may relieve the Company of the requirements of the Division 038 rules for good cause shown. As demonstrated below, good cause exists to grant a waiver of the requirements set forth in OAR 860-038-0300(2) & (3) for the Company's second and third quarter 2008 power source disclosure bill inserts. Additionally, the Company waives paper service in this docket.

In support of this Petition, the Company states:

A. PacifiCorp

PacifiCorp is a public utility in the state of Oregon and is subject to the jurisdiction of the Commission with regard to rates, service, and accounting practices. PacifiCorp also provides retail electricity service in the states of California, Idaho, Utah, Washington, and Wyoming.

B. Communications

Communications regarding this Application should be addressed to:

PacifiCorp Oregon Dockets
PacifiCorp
825 NE Multnomah, Suite 2000
Portland, OR 97232
Telephone: (503) 813-5542
Facsimile: (503) 813-6060
E-mail: oregondockets@pacificorp.com

and

Michelle Mishoe
Legal Counsel
825 NE Multnomah, Suite 1800
Portland, OR 97232
Telephone: (503) 813-5977
Facsimile: (503) 813-7252
E-mail: michelle.mishoe@pacificorp.com

In addition, the Company respectfully requests that all data requests regarding this matter be addressed to:

By E-mail (**preferred**): datarequest@pacificorp.com

By facsimile: (503) 813-6060

By regular mail: Data Request Response Center
PacifiCorp
825 NE Multnomah, Suite 2000
Portland, OR 97232

Informal inquiries may be directed to Joelle Steward, Oregon state regulatory manager at 503-813-5542.

C. Basis for Petition

1. PacifiCorp's Bill Inserts

In accordance with OAR 860-038-0300(2) & (3), the Company includes quarterly inserts in billing statements detailing the price, power source and environmental information for each service and product offered (“power source disclosure”), in a format prescribed by the Commission. OAR 860-038-0300(4) specifies that the Company must report power source and environmental information based on the company’s own generating resources. The Company included a power source disclosure insert in January billing statements and had scheduled to include these inserts in the April, July and October billing statements. The power source disclosure in the January statement was based on 2006 generation data since the 2007 generation data is not available until later in the year.

2. Approval of Waiver would Benefit Customers

In Docket AR 518, the Commission commenced a rulemaking to implement the renewable portfolio standard (RPS) adopted by the Oregon Renewable Energy Act (SB 838). The Commission is developing rules addressing the use of renewable energy credits that are eligible for compliance with the RPS, among other things. In this context, Commission Staff is also reviewing how SB 838 comports with existing power source disclosure requirements. Of particular interest is how the use of renewable energy credits to comply with the RPS, as authorized by SB 838, may be communicated to consumers through power source disclosure bill inserts.

To facilitate Commission Staff’s consideration of power source disclosure requirements, PacifiCorp convened a group of interested parties, including Commission Staff, the Citizens’ Utility Board, the Renewable Northwest Project, the Oregon Department of Energy and Portland General Electric, to review and consider possible

revisions to the existing power source disclosure bill format to be consistent with SB 838 and useful to consumers. As part of this ongoing process, PacifiCorp intends to conduct consumer studies to determine what power source disclosure modifications are necessary and, if so, what modified format is appropriate. The review process, including consumer studies and feedback, is expected to take several months.

OAR 860-038-0001(4) provides that, for good cause shown, the Commission may relieve PacifiCorp of its Division 038 duties. After consulting with Commission Staff, PacifiCorp has decided to postpone production of the second and third quarter power source disclosure bill inserts while the workgroup receives consumer input and continues to work toward a consensus resolution. Unless waived, PacifiCorp will only be able to present 2006 power source generation data given the ongoing nature of the Commission's RPS rulemaking to implement SB 838. In the event that the parties are able to reach agreement by early June, PacifiCorp will make a reasonable attempt to include the new power source disclosure information in third quarter billing statements.

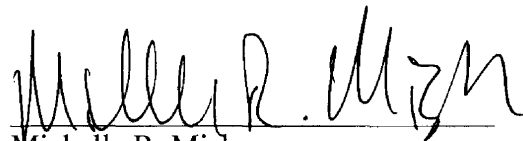
Postponing power source disclosure requirements will provide the workgroup with the necessary time to consider consumer input and strive to achieve consensus as to how post-SB 838 power source disclosures may inform consumers about energy resources. Prematurely providing power source disclosure information during a time of ongoing Commission review of the RPS may retrospectively result in the inadvertent disclosure of erroneous information, lead to increased consumer confusion and reduce the overall effectiveness of the power source disclosure program. Accordingly, the public interest would be best served by postponing power source disclosure bill inserts until consumer input is reviewed and the workgroup has been given the opportunity to reach

consensus on a final new bill insert format to meet the needs of consumers consistent with SB 838 and the requirements of OAR 860-038-0300.

WHEREFORE, PacifiCorp respectfully requests that the Commission grant PacifiCorp a waiver from compliance with the requirements of OAR 860-038-0300(2) & (3) for the 2008 second and third quarterly power source disclosure billing inserts.

DATED this 12th of March, 2008.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michelle R. Mishoe", written over a horizontal line.

Michelle R. Mishoe
Legal Counsel
Pacific Power