

Falls Creek HP Limited Partnership

UM 1394 (QRE Investigation)

Petition to Intervene as a Party

Waiver of Paper Service

Submitted by Gary Marcus
Falls Creek HP Limited Partnership
Email: GaryMarcus1@aol.com
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Email: DMoore@frontier-technology.com
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Via Electronic and First Class Mail

October 28, 2008

Public Utility Commission of Oregon
Attn: Filing Center
PO Box 2148
Salem OR 97308-2148

Dear Filing Center:

Waiver of Paper Service

Pursuant to OAR 860-013-0070 (4) the Falls Creek HP Limited Partnership waives paper service. Instead electronic service should be sent to the following employees of Falls Creek:

Gary Marcus: GaryMarcus1@aol.com

Diane Moore: DMoore@frontier-technology.com

Petition to Intervene as a Party

Pursuant to OAR 860-012-0001 the Falls Creek HP Limited Partnerships petitions to intervene as a Party in UM 1394.

- **The name and address of the petitioner;**

Falls Creek HP Limited Partnership
P.O. Box 359
Eugene, OR 97440

541-683-5200 Tel
541-935-5122 FAX

- **The name and address of the authorized representatives of the petitioner;**

There are two authorized representatives of the petitioner. Written notices only have to be sent to one of them: Gary Marcus, but we respectfully request that email notices be sent to both of them, Gary Marcus and Diane Moore.

Names:

Gary Marcus
Diane Moore

Address for written correspondence:

Gary Marcus
Falls Creek HP Limited Partnership
P.O. Box 359
Eugene, OR 97440

541-683-5200 Tel
541-935-5122 FAX

Email addresses:

GaryMarcus1@aol.com
DMoore@frontier-technology.com

- **If the petitioner is an organization, the number of members in and the purposes of the organization;**

There are four permanent employees of the Falls Creek HP Limited Partnerships hereinafter referred to as "Falls Creek".

- **The nature and extent of the petitioner's interest in the proceeding;**

Falls Creek is a hydroelectric power plant with a nameplate capacity of 4.1 MW, and average annual production of 15,200 megawatt hours that has been selling to PacifiCorp under a 35-year contract since December, 1984.

Falls Creek is certified “Green” by the Low Impact Hydroelectric Institute (LIHI) and therefore produces Renewable Energy Credits (RECs). In order to properly sell or transfer these RECs, Falls Creek needs a Qualified Reporting Entity (QRE) to report its RECs to the regional REC accounting entity known as the Western Region Energy Generating Information System (WREGIS).

In 2007, about one year ago, Falls Creek asked PacifiCorp to be its QRE. PacifiCorp already has metering equipment that collects Falls Creek’s data and PacifiCorp is a recognized QRE by WREGIS. PacifiCorp already acts as its own QRE with WREGIS for its own RECs and therefore has experience as a QRE.

- **The issues petitioner intends to raise at the proceeding;**

Falls Creek believes that it would be relatively easy and inexpensive for PacifiCorp to send data it collects every month for accounting purposes to WREGIS and requests that PacifiCorp perform this function for Falls Creek.

- **Any special knowledge or expertise of the petitioner, which would assist the Commission in resolving the issues in the proceeding.**

Falls Creek has been selling electricity to PacifiCorp for over 23 years and feels it has an excellent relationship with PacifiCorp’s administrative staff and technical staff. Falls Creek is one of the few hydroelectric producers in Oregon to have LIHI certification and therefore be eligible for RECs. In order to be in compliance with WREGIS, Falls Creek must have a QRE. Because time is of the essence for Falls Creek in obtaining a QRE, and because there have been delays, Falls Creek is investigating the alternative of having a California QRE, named Fat Spaniel, be the Falls Creek QRE. Falls Creek is currently working with Fat Spaniel to determine the set up costs and operating costs of Fat Spaniel being the Falls Creek QRE. Most of the expense relates to the equipment cost of installing Fat Spaniel’s metering and communication systems. This would be valuable information for the Commission to have. It should be noted that PacifiCorp already has its own metering and communication system already installed at the Falls Creek facility.

Electronic copy:

An electronic copy of this document is being sent to:

PUC.FilingCenter@state.or.us

Hard copy mailed in:

One original and no copies are being mailed to:

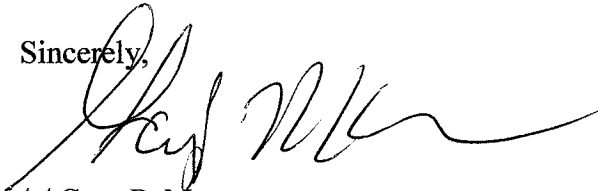
Mailing Address For Letters:
Public Utility Commission of Oregon
Attn: Filing Center
PO Box 2148
Salem OR 97308-2148

Certificate of Service:

A certificate of service with a list of the parties served is attached to this document.

Thank you for considering this petition to qualify Falls Creek HP Limited Partnership as an intervenor.

Sincerely,

A handwritten signature in black ink, appearing to read 'Gary P. Marcus', written over a horizontal line.

/s/ Gary P. Marcus
General Partner
Falls Creek HP Limited Partnership

1 **CERTIFICATE OF SERVICE**

2 I certify that on October 28, 2008, I served the attached documents; a Petition to
3 Intervene and a Waiver of Paper Service upon all parties of record in this proceeding by
4 delivering a copy by electronic mail and by mailing a copy by postage prepaid first class mail to
5 the parties accepting paper service.

6 **W PACIFIC POWER**
7 **OREGON DOCKETS**
8 825 NE Multnomah Street, Ste 2000
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oregondockets@pacificorp.com

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9 **DAVISON VAN CLEVE PC**
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12 **DEPARTMENT OF JUSTICE**
13 Michael T. Weirich, Asst. Attorney General
14 Regulated Utility & Business Section
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PORTLAND GENERAL ELECTRIC
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**PUBLIC UTILITY COMMISSION
OF OREGON**
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Gary P. Marcus, General Partner
Falls Creek H.P., L.P.