

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

**UG 186**

In the Matter of	)	
	)	
AVISTA CORPORATION, dba	)	FINAL REQUEST FOR PAYMENT
AVISTA UTILITIES	)	OF ISSUE FUND GRANT OF THE
	)	NORTHWEST INDUSTRIAL GAS
	)	USERS
<u>Request for General Rate Revision.</u>	)	

Pursuant to Section 7.3 of the First Amended and Restated Intervenor Funding Agreement (“IFA”) approved by the Oregon Public Utility Commission (“Commission”) in Order No. 07-564 (December 19, 2007), the Northwest Industrial Gas Users (“NWIGU”) hereby request final payment of NWIGU’s Issue Fund Grant in Docket No. UG-186 in the amount of \$11,638.70. In support of this Final Request, NWIGU shows the following:

1. On July 15, 2009, NWIGU filed a Notice of Intent to Request an Issue Fund Grant in this docket. On August 18, 2009, NWIGU submitted a proposed budget in the amount of \$28,888.40. The Commission approved the Issue Fund Grant for NWIGU in the amount of \$28,888.40 on August 20, 2009. *In the Matter of AVISTA CORPORATION, DBA AVISTA UTILITIES Request for General Rate Revision*, OPUC Docket No. UG 186, Order No. 09-321 (August 20, 2009).

2. NWIGU hereby requests that the Commission authorize final payment of the Issue Fund Grant in this docket in the amount of \$11,638.70. NWIGU’s total Eligible Expenses for this proceeding from July 1, 2009 through November 13, 2009 are shown in Confidential Attachment A.

4. NWIGU respectfully submits that this request for payment satisfies the requirement of IFA Section 7.4 as follows:

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

Section 7.3(b) – NWIGU, through its Executive Director, its attorneys and consultants, was a full and active participant in this docket. NWIGU participated in settlement workshops and discussions, negotiated a stipulation that resolved all revenue requirement and rate spread and design issues, and filed joint testimony in support of the Stipulation. The expenses included in Confidential Attachment A are Eligible Expenses as defined in IFA Section 7.4 and are reasonable and directly attributable to NWIGU’s participation in UG-186 on behalf of industrial customers.

Section 7.4(c) – NWIGU used its own funds to pay for at least 20% of the Eligible Expenses as required by Section 6.3 of the IFA. In addition NWIGU has supplied substantial resources in this proceeding through its Executive Director’s active involvement in addition to the Eligible Expenses set forth on Attachment A, which Attachment reflect only those Eligible Expenses from outside legal counsel at the law firm of Cable Huston Benedict Haagensen and Lloyd, LLP and outside consultant expenses for Ms. Ellen Blumenthal of GSD Associates, Inc., which were shared equally with the Citizens’ Utility Board (CUB). The billings of GSD Associates are included as Attachment D to CUB’s related Issue Fund filing of November 23, 2009 and incorporated by reference.

Section 7.4 – All of the expenses included in Confidential Attachment A are Eligible

Expenses as defined in Section 7.4 of the IFA and are consistent with NWIGU’s

proposed budget in this proceeding. No conditions were placed on NWIGU's Issue Fund Grant in Order No. 09-321.

5. Upon approval of this request for payment by the Commission, Avista should send payment to NWIGU as follows:

Paula E. Pyron  
Executive Director  
Northwest Industrial Gas Users  
P.O. Box 2058  
Tualatin, OR 97062-2058

NWIGU has satisfied the terms of the IFA and respectfully requests that the Commission approve full payment of NWIGU's Issue Fund Grant in the amount of \$11,638.70 within 30 days of receiving this Request for Payment as provided in Section 7.6 of the IFA. This Request for Payment constitutes a final Request for Payment of the Issue Fund authorized by the Commission for NWIGU in this docket, and NWIGU hereby releases the remaining \$17,249.70 of its Issue Fund Grant from this proceeding to be made available to the Avista Issue Fund.

Dated this 3rd day of December, 2009.

CABLE HUSTON BENEDICT HAAGENSEN  
& LLOYD LLP



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Chad M. Stokes, OSB No. 004007  
Tommy A. Brooks, OSB No. 076071  
1001 SW 5<sup>th</sup> Avenue, Suite 2000  
Portland, OR 97204  
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Of Attorneys for the  
Northwest Industrial Gas Users

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that I caused to be served the foregoing **FINAL REQUEST FOR PAYMENT OF ISSUE FUND GRANT OF THE NORTHWEST INDUSTRIAL GAS USERS** on:

GORDON FEIGHNER (W) CITIZENS' UTILITY BOARD OF OREGON 610 SW BROADWAY STE 308 PORTLAND OR 97205 gordon@oregoncub.org	ROBERT JENKS (W) CITIZENS' UTILITY BOARD OF OREGON 610 SW BROADWAY STE 308 PORTLAND OR 97205 bob@oregoncub.org
G. CATRIONA MCCRACKEN (W) CITIZENS' UTILITY BOARD OF OREGON 610 SW BROADWAY STE 308 PORTLAND OR 97205 catriona@oregoncub.org	JASON W. JONES DEPARTMENT OF JUSTICE REGULATED UTILITY & BUSINESS SECTION 1162 COURT ST NE SALEM OR 97301-4096 jason.w.jones@state.or.us
DAVID J MEYER AVISTA CORPORATION PO BOX 3727 SPOKANE WA 99220-3727 david.meyer@avistacorp.com	PAULA E. PYRON (W) NORTHWEST INDUSTRIAL GAS USERS 4113 WOLF BERRY CT LAKE OSWEGO OR 97035-1827 ppyron@nwigu.org
KELLY NORWOOD AVISTA UTILITIES P.O. BOX 3727 SPOKANE WA 99220-3727 kelly.norwood@avistacorp.com	ELLEN BLUMENTHAL (W) GDS ASSOCIATES, INC 13517 QUEEN JOHANNA CT CORPUS CHRISTI TX 78418 ellen.blumenthal@gdsassociates.com
CARLA OWINGS OREGON PUBLIC UTILITY COMMISSION P.O. BOX 2148 SALEM OR 97308-2148 carla.m.owings@state.or.us	

(W)= Waive Paper Service

by **ELECTRONIC NOTIFICATION**, a full, true and correct copy thereof to the party, at the e-mail address shown above,

which is the last-known email address for the party, on the date set forth below. or

- [X] by **MAILING to those parties who have not waived paper service**, a full, true and correct copy thereof in a sealed, postage-paid envelope, addressed as shown above, and deposited with the U.S. Postal Service at Portland, Oregon, on the date set forth below;

DATED December 3, 2009.



Carrie Andrews  
Of Attorneys for the Northwest Industrial  
Gas Users