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April 24, 2014

Via Electronic Mail and Federal Express

Public Utility Commission of Oregon Attn: Filing Center 3930 Fairview Industrial Drive SE Salem OR 97302

Re:

In the Matter of the Public Utility Commission of Oregon Investigation into Treatment of Pension Costs in Utility Rates

Docket No. UM 1633

Dear Filing Center:

Enclosed please find the original and one (1) copy of the Request for Final Payment of Issue Fund Grant and Confidential Exhibit A on behalf of the Industrial Customers of Northwest Utilities. Pursuant to Section 7.3 of the Intervenor Funding Agreement, Confidential Exhibit A is being submitted in a separate sealed envelope to the Commission, PacifiCorp, and Portland General Electric Company.

Thank you for your assistance, and please do not hesitate to contact our office if you have any questions.

Sincerely,

Jesse O. Gorsuch

Enclosures

cc: Service List

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the Request for Final Payment of Issue Fund Grant upon all parties in this proceeding by causing a copy to be sent via electronic mail to the following parties at the following addresses.

Dated at Portland, Oregon, this 24th day of April, 2014.

Jesse O. Gorsuch

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BEFORE THE PUBLIC UTILITY COMMISSION

OF OREGON

UM 1633

In the Matter of)	
)	REQUEST FOR FINAL PAYMENT OF
PUBLIC UTILITY COMMISSION OF)	ISSUE FUND GRANT OF THE
OREGON)	INDUSTRIAL CUSTOMERS OF
	j	NORTHWEST UTILITIES
Investigation into Treatment of Pension Costs)	
in Utility Rates)	
•)	

Pursuant to Section 7.3 of the Second Amended and Restated Intervenor Funding Agreement ("IFA") approved by the Oregon Public Utility Commission ("Commission") by Order No. 12-452 (November 7, 2012), the Industrial Customers of Northwest Utilities ("ICNU") hereby requests final payment of ICNU's Issue Fund Grant in Docket No. UM 1633 in the amount of \$16,608.46. Since the Issue Fund Grant is being split between the Portland General Electric ("PGE") and PacifiCorp Issue Funds, ICNU requests payment of \$3,004.23 from the 2013 PacifiCorp Issue Fund, \$5,300 from the 2014 PacifiCorp Issue Fund, and \$8,304.23 from the 2013 PGE Issue Fund. Following payment of these amounts, there will be no further amounts remaining in the PGE and PacifiCorp Issue Funds for this Docket.

On April 15, 2013, ICNU filed a Proposed Budget for an Issue Fund Grant in Docket No. UM 1633 in the amount of \$20,000. On April 22, 2013, the Commission issued Order No. 13-144 approving an Issue Fund Grant for ICNU in the amount of \$20,000, with \$10,000 coming from the 2013 PGE Issue Fund and \$10,000 coming from the 2013 PacifiCorp Issue Fund. On October 18, 2013, ICNU filed a Request for Partial Payment of Issue Fund Grant in the amount of \$13,991.54, which the Commission approved in Order No. 13-413 on PAGE 1 – REQUEST FOR FINAL PAYMENT OF ISSUE FUND GRANT OF ICNU

November 4, 2013. ICNU then filed an Amended Proposed Budget for Issue Fund Grant in the amount of \$30,600, on January 2, 2014, which the Commission approved in Order No. 14-006, on January 9, 2014. The increase in the Issue Fund Grant was split equally between the utilities, with \$5,300 from the 2013 PGE Issue Fund and \$5,300 from the 2014 PacifiCorp Issue Fund. At this time, ICNU requests final payment of the PGE and PacifiCorp Issue Fund amounts from the approved Issue Fund Grant in Docket No. UM 1633.

ICNU hereby requests that the Commission authorize final payment of the Issue Fund Grant in the amount of \$3,004.23 from the 2013 PacifiCorp Issue Fund, \$5,300 from the 2014 PacifiCorp Issue Fund, and \$8,304.23 from the 2013 PGE Issue Fund. ICNU's expenses are shown in Confidential Attachment A.

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

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

<u>Section 7.3(b)</u> – ICNU has been an active participant in this Docket. ICNU has conducted discovery, attended workshops, analyzed pension issues, filed a brief, and filed testimony. The expenses included in Confidential Exhibit A are reasonable and directly attributable to ICNU's participation in UM 1633

Section 7.3(c) – The Commission approved ICNU's initial proposed budget on April 22, 2013, and approved ICNU's Amended Proposed Budget on January 9, 2014. 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.

<u>Section 7.3(d)</u> - This Request for Payment constitutes a Final Request for Payment in this Docket.

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 "[t]he terms of an [intervenor funding] agreement are binding on all organizations seeking a grant under that agreement and will be followed by the Commission in administering the agreement."

OAR § 860-001-0120(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 \$3,004.23 from the 2013 PacifiCorp Issue Fund, \$5,300 from the 2014 PacifiCorp Issue Fund, and \$8,304.23 from the 2013 PGE Issue Fund within 30 days of receiving this Request for Final Payment as provided in Section 7.6 of the IFA.

Payment should be sent to:

Industrial Customers of Northwest Utilities c/o S. Bradley Van Cleve Davison Van Cleve, P.C. 333 SW Taylor, Suite 400 Portland, OR 97204

Dated this 24th day of April, 2014.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

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Of Attorneys for Industrial Customers

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