

BEFORE THE PUBLIC UTILITY COMMISSION

OF OREGON

UM 1633

In the Matter of)	
)	
PUBLIC UTILITY COMMISSION OF)	REQUEST FOR FINAL PAYMENT
OREGON)	OF ISSUE FUND GRANT OF THE
)	INDUSTRIAL CUSTOMERS OF
Investigation into Treatment of Pension Costs)	NORTHWEST UTILITIES
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 \$24,717.28.

On April 15, 2013, ICNU filed its Proposed Budget for Issue Fund Grant in this Docket showing eligible expenses in the amount of \$25,000 and requesting an Issue Fund Grant 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 its Issue Fund Grant in the amount of \$13,991.54, which the Commission approved in Order No. 13-413 on November 4, 2013. On January 2, 2014, ICNU filed an amended proposed budget showing eligible expenses of \$38,250 and requesting an Issue Fund Grant in the amount of \$30,600, 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. On April 24, 2014, ICNU requested final payment of its approved Issue Fund Grant in the amount of \$16,608.46, and the Commission approved ICNU's request in Order No. 14-143 on April 30, 2014.

Subsequently, on December 10, 2014, ICNU filed requests for final payment of its approved Issue Fund Grants in Docket Nos. UE 287 and UM 1689, while also requesting that the unused portions of those Issue Fund Grants—totaling \$24,717.28—be reallocated for use in Docket No. UM 1633. On the same day, ICNU filed a second amended proposed budget in this Docket showing eligible expenses of \$30,896.60 and seeking an Issue Fund Grant in the amount of \$24,717.28. The Commission approved ICNU's request in Order No. 14-441 on December 23, 2014. At this time, ICNU requests final payment of its approved Issue Fund Grant in Docket No. UM 1633 in the amount of \$24,717.28.

ICNU hereby requests that the Commission authorize final payment of the Issue Fund Grant in the amount of \$24,717.28 from the 2014 PacifiCorp Issue Fund. 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 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 first and second Amended Proposed Budgets on January 9, 2014, and December 23, 2014, respectively. 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 7.3(d) - 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 \$24,717.28 from the 2014 PacifiCorp 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 27th day of January, 2015.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

A handwritten signature in black ink, appearing to read "S. Bradley Van Cleve". The signature is written in a cursive style with a horizontal line underneath the name.

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January 27, 2015

Via Electronic Mail and Federal Express

Public Utility Commission of Oregon
Attn: Filing Center
3930 Fairview Industrial Dr. SE
P.O. Box 1088
Salem OR 97308-1088

Re: In the Matter of 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 and to PacifiCorp.

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

Sincerely,



Jesse O. Gorsuch

Enclosures

cc: Service List

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the attached **Request for Final Payment of Issue Fund Grant** upon all parties in this proceeding, as shown below, by causing a copy to be sent via electronic mail.

Dated at Portland, Oregon, this 27th day of January, 2015.

Sincerely,



Jesse O. Gorsuch

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