

BEFORE THE  
PUBLIC UTILITY COMMISSION OF OREGON

In the Matter of	)	UE 267
	)	
PACIFICORP, dba PACIFIC POWER,	)	PETITION TO INTERVENE
	)	
Transition Adjustment, Five-Year Cost-of-	)	
<u>Service Opt-Out</u>	)	

Shell Energy North America (US), L.P. (“Shell Energy”) hereby petitions the Public Utility Commission of Oregon (“Commission”), pursuant to ORS § 756.525 and OAR 860-001-0300, for leave to intervene herein and to appear and participate in this proceeding as a party. In support of its petition, Shell Energy states the following:

1. The name (and address) of this Intervenor is:

Shell Energy North America (US), L.P.  
Attn: Marcie Milner  
Vice President, Regulatory Affairs  
4445 Eastgate Mall, Suite 100  
San Diego, CA 92121  
Telephone: (858) 526-2106  
Fax: (858) 320-2606  
marcie.milner@shell.com

2. Shell Energy will be represented in this docket by:

John W. Leslie  
McKenna Long & Aldridge LLP  
600 West Broadway, Suite 2600  
San Diego, CA 92101  
Telephone: (619) 699-2536  
Fax: (619) 232-8311  
jleslie@mckennalong.com

3. Copies of all pleadings, production requests, production responses, Commission orders and other documents in this proceeding should be provided to the following:

John W. Leslie  
McKenna Long & Aldridge LLP  
600 West Broadway, Suite 2600  
San Diego, CA 92101  
Telephone: (619) 699-2536  
Fax: (619) 232-8311  
jleslie@mckennalong.com

Marcie Milner  
Vice President, Regulatory Affairs  
Shell Energy North America (US), L.P.  
4445 Eastgate Mall, Suite 100  
San Diego, CA 92121  
Telephone: (858) 526-2106  
Fax: (858) 320-2606  
marcie.milner@shell.com

4. Shell Energy is a wholesale and retail supplier of gas and electricity to customers throughout the United States and is interested in becoming an active participant in direct access programs in those jurisdictions that adopt rules that provide for meaningful retail choice. Shell Energy is a certified Electricity Service Supplier (“ESS”) in the State of Oregon by virtue of a certification granted by this Commission on June 9, 2004 (Order No. 04-310). Shell Energy is not currently registered as an ESS with Portland General Electric Company (“PGE”) or with PacifiCorp, however, due to the complexity of each utility’s registration process and the difficulty of entering the direct access market in this State. Shell Energy has a direct and substantial interest in this proceeding because its ability to provide retail energy services in the State of Oregon will be affected by the outcome of this proceeding.

5. Through its February 28, 2013 filing, PacifiCorp proposes to implement a five year Cost of Service “opt-out” program for eligible customers. Some of the terms of this proposal, if approved, would make it difficult, if not altogether impractical, for customers to participate in the program. Shell Energy intends to participate actively in this proceeding as a party, and if necessary, to introduce evidence, cross-examine witnesses, call and examine

witnesses, provide written comments, and be heard in argument. The extent and nature of Shell Energy's participation will depend on the scope of issues, the procedural process adopted for the proceeding, as well as the breadth of the evidence presented in this proceeding.

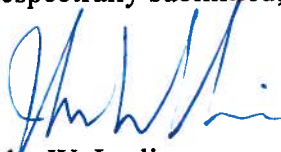
6. Without the opportunity to intervene herein, Shell Energy would be without any means of participation in this proceeding, which could have a material impact on its ability to participate actively in the retail electric service market in the State of Oregon.

7. Granting Shell Energy's petition to intervene will not unduly broaden the issues or prejudice any party to this case.

**WHEREFORE**, Shell Energy respectfully requests that this Commission grant its petition to intervene in this proceeding. Shell Energy requests permission to appear and participate in all matters as may be necessary and appropriate; and to present evidence, call and examine witnesses, provide written comments, present argument and otherwise fully participate in this proceeding.

DATED this 1<sup>st</sup> day of May, 2013.

Respectfully submitted,



John W. Leslie  
McKenna Long & Aldridge LLP  
600 West Broadway, Suite 2600  
San Diego, California 92101  
Tel: (619) 699-2536  
Fax: (619) 232-8311  
E-Mail: [jleslie@mckennalong.com](mailto:jleslie@mckennalong.com)

Attorneys for Shell Energy North America (US) L.P.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 1<sup>st</sup> day of May, 2013, a true and correct copy of the foregoing **SHELL ENERGY NORTH AMERICA (US), L.P., PETITION TO INTERVENE** was served by electronic mail on Presiding Administrative Law Judge Traci A. G. Kirkpatrick and all persons listed on the official service list maintained by the Commission in Docket No. UE 267. A copy of the service list is attached hereto.

Signed by:

  
\_\_\_\_\_  
Sue M. Pote

US\_WEST 803746890.1

**Summary Report****UE 267 PACIFIC POWER****Category:** Electric Rate Case**Filed By:** PACIFIC POWER

This filing provides a five-year opt-out program to qualified customers.

**Filing Date:** 2/28/2013 **Advice No:** 13-004**Effective Date:** 1/1/2014 **Expiration Date:** 12/31/2013 **Status:** SUSPENDED**Final Order:** **Signed:** 2/28/2013**SERVICE LIST:**

GREGORY M. ADAMS -- CONFIDENTIAL  
 RICHARDSON & O'LEARY  
 PO BOX 7218  
 BOISE ID 83702

GREG BASS  
 NOBLE AMERICAS ENERGY SOLUTIONS, LLC  
 401 WEST A ST., STE. 500  
 SAN DIEGO CA 92101

KURT J BOEHM -- CONFIDENTIAL  
 BOEHM KURTZ & LOWRY  
 36 E SEVENTH ST - STE 1510  
 CINCINNATI OH 45202

THOMAS M GRIM -- CONFIDENTIAL  
 CABLE HUSTON BENEDICT ET AL  
 1001 SW FIFTH AVE STE 2000  
 PORTLAND OR 97204-1136

MARC HELLMAN -- CONFIDENTIAL  
 PUBLIC UTILITY COMMISSION OF OREGON  
 PO BOX 2148  
 SALEM OR 97308-2148

KEVIN HIGGINS -- CONFIDENTIAL  
 ENERGY STRATEGIES LLC  
 215 STATE ST - STE 200  
 SALT LAKE CITY UT 84111-2322

JODY KYLER COHN -- CONFIDENTIAL  
 BOEHM, KURTZ & LOWRY  
 36 E SEVENTH ST STE 1510  
 CINCINNATI OH 45202

ETTA LOCKEY -- CONFIDENTIAL  
 PACIFICORP  
 825 NE MULTNOMAH ST., STE 1800  
 PORTLAND OR 97232

RICHARD LORENZ -- CONFIDENTIAL  
 CABLE HUSTON BENEDICT HAAGENSEN & LLOYD LLP  
 1001 SW FIFTH AVE - STE 2000  
 PORTLAND OR 97204-1136

LISSA MALDONADO  
 SAFEWAY INC  
 5918 STONERIDGE MALL ROAD  
 PLEASANTON CA 94588-3229

JOHANNA RIEMENSCHNEIDER -- CONFIDENTIAL  
 PUC STAFF - DEPARTMENT OF JUSTICE  
 BUSINESS ACTIVITIES SECTION  
 1162 COURT ST NE  
 SALEM OR 97301-4796

IRION A SANGER -- CONFIDENTIAL  
 DAVISON VAN CLEVE  
 333 SW TAYLOR - STE 400  
 PORTLAND OR 97204

DONALD W SCHOENBECK -- CONFIDENTIAL  
 REGULATORY & COGENERATION SERVICES INC  
 900 WASHINGTON ST STE 780  
 VANCOUVER WA 98660-3455

NONA SOLTERO  
 FRED MEYER STORES/KROGER  
 3800 SE 22ND AVE  
 PORTLAND OR 97202

**Summary Report**

**UE 267      PACIFIC POWER**

---

JOELLE STEWARD -- CONFIDENTIAL  
PACIFIC POWER & LIGHT  
825 NE MULTNOMAH STE 2000  
PORTLAND OR 97232

DOUGLAS C TINGEY  
PORTLAND GENERAL ELECTRIC  
121 SW SALMON 1WTC13  
PORTLAND OR 97204

JAY TINKER  
PORTLAND GENERAL ELECTRIC  
121 SW SALMON ST 1WTC-0702  
PORTLAND OR 97204

S BRADLEY VAN CLEVE -- CONFIDENTIAL  
DAVISON VAN CLEVE PC  
333 SW TAYLOR - STE 400  
PORTLAND OR 97204

GEORGE WAIDELICH  
SAFEWAY INC  
5918 STONERIDGE MALL RD  
PLEASANTON OR 94588-3229