

BOEHM, KURTZ & LOWRY

ATTORNEYS AT LAW
36 EAST SEVENTH STREET
SUITE 1510
CINCINNATI, OHIO 45202
TELEPHONE (513) 421-2255
TELECOPIER (513) 421-2764

Via Electronic Mail - puc.filingcenter@state.or.us

March 10, 2017

Public Utility Commission of Oregon
201 High Street SE, Suite 100
Salem, Oregon 97301-3398
Attn: Filing Center

Re: Case No. UE-319

Dear Sir or Madam:

Please find attached the PETITION TO INTERVENE OF FRED MEYER STORES, INC., A SUBSIDIARY OF THE KROGER CO. AND QUALITY FOOD CENTERS, A DIVISION OF THE FRED MEYER STORES, INC. for filing in the above referenced matter.

Copies have been served on all parties of record. Please place this document of file.

Very truly yours,



Kurt J. Boehm, Esq.

Jody Kyler Cohn, Esq.

BOEHM, KURTZ & LOWRY

KJBkew
Enclosure
cc: Certificate of Service

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UE 319

In The Matter Of
PORTLAND GENERAL ELECTRIC COMPANY

PETITION TO INTERVENE OF
FRED MEYER STORES, INC., A SUBSIDIARY OF
THE KROGER CO. AND QUALITY FOOD CENTERS,
A DIVISION OF THE FRED MEYER STORES, INC.

Request for a General Rate Revision

Pursuant to ORS §756.525 and OAR §860-001-0300, Fred Meyer Stores, Inc. a subsidiary of The Kroger Co. and Quality Food Centers, a Division of the Fred Meyer Stores, Inc. ("Fred Meyer") hereby petitions to intervene in this proceeding with full party status as described in OAR §860-001-0010(7). In support of this petition, Fred Meyer represents as follows:

NAME OF PETITIONER: Fred Meyer Stores, Inc. a subsidiary of The Kroger Co. and Quality Food Centers, a Division of the Fred Meyer Stores, Inc.

ADDRESS: Attn: Corporate Energy Manager, 1014 Vine Street, Cincinnati, Ohio 45202

PHONE NUMBER: 513-762-4538 FAX NUMBER: 513-421-2764

E-MAIL ADDRESS: dgeorge@kroger.com - Please do NOT include this contact on the service list.

**NAME OF COUNSEL FOR PETITIONER: Kurt J. Boehm and Jody Kyler Cohn
Boehm, Kurtz & Lowry**

COUNSEL'S ADDRESS: 36 East Seventh Street., Suite 1510, Cincinnati, OH 45202

COUNSEL'S PHONE NUMBER: 513-421-2255

COUNSEL'S FAX NUMBER: 513-421-2764

COUNSEL'S E-MAIL ADDRESS: kboehm@BKLawfirm.com , jkylercohn@BKLawfirm.com

NAME OF CONSULTANT FOR PETITIONER: Kevin C. Higgins – Energy Strategies Inc.

CONSULTANT'S ADDRESS: 215 South State Street, Suite 200, Salt Lake City, UT 84111

CONSULTANT'S PHONE NUMBER: 801-355-4365

CONSULTANT'S FAX NUMBER: 801-521-9142

CONSULTANT'S E-MAIL ADDRESS: khiggins@energystrat.com

IF THE PETITIONER IS AN ORGANIZATION, THE NUMBER OF MEMBERS IN AND THE PURPOSES OF THE ORGANIZATION:

The Petitioner is seeking intervention on its own behalf as a customer of Portland General Electric Company. Petitioner is not seeking intervention in this matter as a member of a trade group or other organization.

NATURE AND EXTENT OF THE PETITIONER'S INTEREST IN THE PROCEEDING:

Petitioner operates approximately 36 grocery and discount department stores in the service territory of Portland General Electric Company. The total load of Petitioner is approximately 32 MW. Petitioner has a substantial and diverse interest in the outcome of this case that cannot be adequately represented by any other party.

THE ISSUES THE PETITIONER INTENDS TO RAISE AT THE PROCEEDING:

The primary issue Fred Meyer intends to address in this case will be whether the rate increase sought by the Applicant is reasonable and cost justified. We also intend to address whether the proposed allocation of the rate increase and the design of the new rates are just and reasonable.

ANY SPECIAL KNOWLEDGE OR EXPERTISE OF THE PETITIONER THAT WOULD ASSIST THE COMMISSION IN RESOLVING THE ISSUES IN THE PROCEEDING:

The Kroger Co., the owner of Fred Meyer Stores and Quality Food Centers, operates in 31 states and has approximately 3500 locations nationwide. Petitioner's regulatory counsel has extensive experience in all facets of electricity law. We expect to retain expert witnesses as necessary. This broad familiarity with ratemaking policy gives Petitioner special expertise that will assist the Commission in deciding the issues in this proceeding.

Based on the information provided above in accordance with the Commission's rules of procedure, Fred Meyer Stores, Inc. a subsidiary of The Kroger Co. and Quality Food Centers, a Division of the Fred Meyer Stores, Inc. requests to participate in this proceeding as an intervenor with full party status. Petitioner represents that it will not unreasonably broaden the issues, burden the record, or unreasonably delay the proceeding.



Kurt J. Boehm, Esq.
Jody Kyler Cohn, Esq.
BOEHM, KURTZ & LOWRY
36 East Seventh Street, Suite 1510
Cincinnati, Ohio 45202
Ph: 513-421-2255 Fax: 513-421-2764
e-mail: kboehm@BKLawfirm.com
jkylercohn@BKLawfirm.com


3-10-17

Date

COUNSEL FOR THE KROGER CO.

CERTIFICATE OF SERVICE

I hereby certify that true copy of the foregoing was served via electronic mail, unless otherwise noted, this 10th day of March, 2017.


Kurt J. Boehm, Esq.
Jody Kyler Cohn, Esq.

INDUSTRIAL CUSTOMERS OF NORTHWEST UTILITIES

BRADLEY MULLINS (C)
MOUNTAIN WEST ANALYTICS

333 SW TAYLOR STE 400
PORTLAND OR 97204
brmullins@mwanalytics.com

TYLER C PEPPLER (C)
DAVISON VAN CLEVE, PC

333 SW TAYLOR SUITE 400
PORTLAND OR 97204
tcp@dvclaw.com

OREGON CITIZENS UTILITY BOARD

OREGON CITIZENS' UTILITY BOARD

610 SW BROADWAY, STE 400
PORTLAND OR 97205
dockets@oregoncub.org

ROBERT JENKS (C)
OREGON CITIZENS' UTILITY BOARD

610 SW BROADWAY, STE 400
PORTLAND OR 97205
bob@oregoncub.org

ELIZABETH JONES (C)
OREGON CITIZENS' UTILITY BOARD

610 SW BROADWAY, STE 400
PORTLAND OR 97206
liz@oregoncub.org

PACIFICORP UE 319

PACIFICORP, DBA PACIFIC POWER

825 NE MULTNOMAH ST, STE 2000
PORTLAND OR 97232
oregondockets@pacificorp.com

MATTHEW MCVEE
PACIFICORP

825 NE MULTNOMAH
PORTLAND OR 97232
matthew.mcvee@pacificorp.com

PGE UE 319

STEFAN BROWN
PORTLAND GENERAL ELECTRIC

121 SW SALMON ST, 1WTC0306
PORTLAND OR 97204
stefan.brown@pgn.com

DOUGLAS C TINGEY
PORTLAND GENERAL ELECTRIC

121 SW SALMON 1WTC1301
PORTLAND OR 97204
doug.tingey@pgn.com

JAY TINKER
PORTLAND GENERAL ELECTRIC

121 SW SALMON ST 1WTC-0306
PORTLAND OR 97204
pge.opuc.filings@pgn.com

STAFF UE 319

STEPHANIE S ANDRUS (C)
PUC STAFF--DEPARTMENT OF JUSTICE

BUSINESS ACTIVITIES SECTION
1162 COURT ST NE
SALEM OR 97301-4096
stephanie.andrus@state.or.us

MARIANNE GARDNER (C)
PUBLIC UTILITY COMMISSION OF OREGON

PO BOX 1088
SALEM OR 97308-1088
marianne.gardner@state.or.us

SOMMER MOSER (C)
PUC STAFF - DEPARTMENT OF JUSTICE

1162 COURT ST NE
SALEM OR 97301
sommer.moser@doj.state.or.us