

Davison Van Cleve PC

Attorneys at Law

TEL (503) 241-7242 • FAX (503) 241-8160 • jog@dvclaw.com
Suite 400
333 SW Taylor
Portland, OR 97204

October 24, 2017

Via Electronic Filing and Federal Express

Public Utility Commission of Oregon
Attn: Filing Center
201 High St. SE, Suite 100
Salem OR 97301

Re: In the Matter of PUBLIC UTILITY COMMISSION OF OREGON,
Investigation into PacifiCorp, dba Pacific Power's Oregon Specific Cost
Allocation Issues.
Docket No. UM 1824

Dear Filing Center:

Enclosed please find 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 PacifiCorp.

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

Sincerely,

/s/ Jesse O. Gorsuch
Jesse O. Gorsuch

Enclosures
cc: Etta Lockey

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1824

In the Matter of)	
)	
PUBLIC UTILITY COMMISSION OF)	REQUEST FOR FINAL PAYMENT OF
OREGON,)	ISSUE FUND GRANT OF THE
)	INDUSTRIAL CUSTOMERS OF
)	NORTHWEST UTILITIES
Investigation into PacifiCorp, dba Pacific)	
Power's Oregon-Specific Cost Allocation)	
Issues.)	

Pursuant to Section 7.3 of the Third Amended and Restated Intervenor Funding Agreement (“IFA”) approved by the Oregon Public Utility Commission (“Commission”) by Order No. 15-335 (October 20, 2015), the Industrial Customers of Northwest Utilities (“ICNU”) hereby requests final payment of ICNU’s Issue Fund Grant in Docket No. UM 1824 in the amount of \$20,000.

On April 4, 2017, ICNU filed a Request for Issue Fund Grant and Proposed Budget in Docket No. UM 1824, showing eligible expenses in the amount of \$25,000 and requesting an Issue Fund Grant in the amount of \$20,000. On April 6, 2017, the Commission issued Order No. 17-134, approving an Issue Fund Grant for ICNU in the amount of \$20,000. At this time, ICNU requests that the Commission authorize final payment of the approved Issue Fund Grant in Docket No. UM 1824 in the amount of \$20,000 from the 2017 PacifiCorp Issue Fund. ICNU’s expenses are shown in Confidential Exhibit 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, participated in several Staff-led workshops and a public meeting, begun development of an alternative allocation modeling approach, and conducted significant research into legal issues that may be implicated by new methodologies. The expenses included in Confidential Exhibit A are reasonable and directly attributable to ICNU’s participation in the process and investigation contemplated by the Commission in this proceeding.

Section 7.3(c) – The Commission approved ICNU’s proposed budget on February 28, 2017. 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 \$20,000 from the 2017 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 24th day of October, 2017.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

/s/ Jesse E. Cowell

Jesse E. Cowell
333 S.W. Taylor, Suite 400
Portland, Oregon 97204
(503) 241-7242 telephone
(503) 241-8160 facsimile
jec@dvclaw.com
Of Attorneys for Industrial Customers
of Northwest Utilities