

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

March 7, 2016

Via Electronic Filing

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

Re: PACIFICORP, dba PACIFIC POWER
Petition for Approval of the 2017 Inter-Jurisdictional
Allocation Protocol
Docket No. UM 1050

Dear Filing Center:

Enclosed for filing in the above-referenced docket, please find the Request for Issue Fund Grant and Proposed Budget on behalf of the Industrial Customers of Northwest Utilities.

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

Sincerely,

/s/ Jesse O. Gorsuch
Jesse O. Gorsuch

Enclosure

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1050

In the Matter of)	
)	
PACIFICORP, dba PACIFIC POWER,)	REQUEST FOR ISSUE FUND GRANT
)	AND PROPOSED BUDGET OF THE
Petition for Approval of the 2017 PacifiCorp)	INDUSTRIAL CUSTOMERS OF
Inter-Jurisdictional Allocation Protocol.)	NORTHWEST UTILITIES
<hr/>		

Pursuant to Section 6.3 of the Third Amended and Restated Intervenor Funding Agreement (“IFA”) approved by the Oregon Public Utility Commission (“Commission”) in Order No. 15-335 (October 20, 2015), the Industrial Customers of Northwest Utilities (“ICNU”) files this Request for Issue Fund Grant and Proposed Budget in UM 1050 (the “Proceeding”). Attached as Exhibit A is ICNU’s Proposed Budget of \$50,000. ICNU requests an Issue Fund Grant in the amount of \$40,000. ICNU proposes that this grant be funded from the PacifiCorp Issue Fund Account, and respectfully requests that the Commission act on this Proposed Budget within fourteen days of receipt, as provided by Section 6.4 of the IFA. The following information is provided in accordance with Section 6.3 of the IFA:

(1) Statement of the work to be performed by ICNU for which ICNU is seeking the Issue Fund Grant:

ICNU has retained Davison Van Cleve, P.C. to represent ICNU in Docket No. UM 1050. The IFA defines an Eligible Proceeding as “any Commission proceeding that directly affects one or more of the Participating Public Utilities. . . .” IFA, Section 1(c). UM 1050 directly affects PacifiCorp (or the “Company”), which falls under the definition of “Participating Public Utility” in Section 1(k) of the IFA. Therefore, UM 1050 is an Eligible Proceeding, and an Issue Fund Grant may be made for this proceeding under Section 6.1 of the IFA.

ICNU will conduct discovery and attend any workshops, settlement conferences and hearings in Docket No. UM 1050. In addition, ICNU will submit expert witness testimony and briefs as called for by the procedural schedule in this Docket.

(2) Description of the areas to be investigated by ICNU:

ICNU intends to investigate PacifiCorp's Petition for Approval of the 2017 Inter-Jurisdictional Allocation Protocol ("2017 Protocol") that was filed on December 30, 2015 ("Petition"), along with supporting filings which propose amendments to the Company's inter-jurisdictional allocation methodology filed with the Commission in 2010, and approved by Order No. 11-244 on July 5, 2011. Specifically, in regard to the Company's generation and transmission resources, the Petition states that "it is necessary to determine what portion of these costs should be allocated to customers in the state for which prices are being established." Petition at ¶ 6. Thus, by examination of particular 2017 Protocol terms, and corresponding analysis of probable ratepayer impacts with the aid of discovery, ICNU will develop an independent determination as to whether the 2017 Protocol will, in fact, "continue to achieve a solution to multi-jurisdictional issues that is in the public interest." *Id.* at ¶ 19.

(3) Description of the particular customer class or classes that will benefit from ICNU's participation:

ICNU's participation will directly benefit industrial customers who take service from PacifiCorp as well as other PacifiCorp customers. ICNU is the only party to this proceeding involved throughout the Multi-State Process that is not a signatory to the proposed 2017 Protocol, rendering ICNU's analysis and active participation in UM 1050 of particular benefit to both industrial and all other PacifiCorp customers, as an independent reviewing entity offering the Commission an additional perspective.

(4) Identification of the specific Fund account from which ICNU is seeking the Issue Fund Grant:

ICNU is seeking an Issue Fund Grant in the amount of \$40,000 from the PacifiCorp Issue Fund Account, established under IFA Section 4.2.3. ICNU estimates that the amount available in the 2016 PacifiCorp Issue Fund Account is \$121,330.

(5) Budget showing estimated attorney and consultant fees and expert witness fees:

Attached as Exhibit A is ICNU's Proposed Budget. The Proposed Budget details the expected hours and hourly rates of ICNU's attorney, paralegal and expert, and was developed based on the costs incurred by ICNU in previous cases.

(6) Matching Funds

As required by Section 6.3(f) of the IFA, ICNU represents that it will use matching funds in the form of either in-house resources or outside funding to account for or pay at least 20% of the Eligible Expenses for which ICNU is seeking an Issue Fund Grant. ICNU's proposed budget assumes that the case will end with a final order from the Commission. Actual expenses could be lower depending upon any early agreement by the parties; if the scope of the case is expanded, ICNU reserves the right to submit a revised budget.

Basis for Request

ICNU respectfully requests that the Commission grant its request for this Issue Fund Grant in the amount of \$40,000, based on the following considerations:

1. The 2017 Protocol involves consideration of the appropriate allocation of PacifiCorp's generation, transmission and distribution costs to the Company's six retail jurisdictions. Accordingly, the 2017 Protocol will have a direct impact on the rates paid by PacifiCorp's Oregon customers.

2. ICNU represents the interests of industrial customers and has significant experience participating in Commission proceedings involving PacifiCorp. ICNU's participation will benefit PacifiCorp industrial customers, as well as other customers of PacifiCorp.

3. Pursuant to Commission Order No. 03-502, entered on August 21, 2003, ICNU has been precertified under Sections 5.1 and 5.2 of the IFA and OAR § 860-001-0120(3)(b) as eligible to receive an Issue Fund Grant.

Therefore, ICNU respectfully requests that the Commission issue an order granting an Issue Fund Grant in the amount of \$40,000. ICNU prepared the attached budget on the basis of costs incurred in previous cases.

Dated this 7th day of March, 2016.

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 phone

(503) 241-8160 facsimile

jec@dvclaw.com

Of Attorneys for Industrial Customers
of Northwest Utilities

Exhibit A

Proposed Budget of ICNU

UM 1050

Exhibit A

ICNU Proposed Budget for Issue Fund Grant

Personnel	Hours	Rate	Cost
<i>Attorney Fees</i>			
Attorney	113	\$265	\$29,945
Paralegal	10	\$170	\$1,700
<i>Expert Witness Fees</i>			
Expert 1	114	\$160	\$18,240
<i>Other Expenses</i>			
Printing and Postage			\$115
Subtotal			\$50,000
20% of ICNU Funded Expenditures			\$10,000
Total ICNU Issue Fund Request			\$40,000