

# Davison Van Cleve PC

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November 12, 2008

*Via Electronic and US Mail*

Public Utility Commission  
Attn: Filing Center  
550 Capitol St. NE #215  
P.O. Box 2148  
Salem OR 97308-2148

Re: Investigation into determination of resource sufficiency, pursuant to Order No. 06-538.  
**Docket No. UM 1396**

Dear Filing Center:

Enclosed please find an original and one copy of the Notice of Intent to Request an Issue Fund Grant on behalf of the Industrial Customers of Northwest Utilities in the above-referenced docket.

Thank you for your assistance.

Sincerely yours,

/s/ Brendan E. Levenick  
Brendan E. Levenick

Enclosures  
cc: Service List

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that I have this day served the foregoing Notice of Intent to Request an Issue Fund Grant of the Industrial Customers of Northwest Utilities upon the parties on the service list, shown below, by causing the same to be sent by electronic mail to all parties, as well as, deposited in the U.S. Mail, postage-prepaid, to parties which have not waived paper service.

Dated at Portland, Oregon, this 12th day of November, 2008.

/s/ Brendan E. Levenick  
Brendan E. Levenick

**DEPARTMENT OF JUSTICE**  
MICHAEL T WEIRICH  
ASSISTANT ATTORNEY GENERAL  
REGULATED UTILITY & BUSINESS SECTION  
1162 COURT ST NE  
SALEM OR 97301-4096  
michael.weirich@doj.state.or.us

**OREGON PUBLIC UTILITY COMMISSION**  
ED DURRENBERGER  
PO BOX 2148  
SALEM OR 97308-2148  
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**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

**UM 1396**

|                                                                                         |   |                                                                                                    |
|-----------------------------------------------------------------------------------------|---|----------------------------------------------------------------------------------------------------|
| In the Matter of                                                                        | ) |                                                                                                    |
|                                                                                         | ) |                                                                                                    |
| THE PUBLIC UTILITY COMMISSION OF OREGON                                                 | ) | NOTICE OF INTENT TO REQUEST AN ISSUE FUND GRANT OF THE INDUSTRIAL CUSTOMERS OF NORTHWEST UTILITIES |
| Investigation into determination of resource sufficiency, pursuant to Order No. 06-538. | ) |                                                                                                    |
| _____                                                                                   | ) |                                                                                                    |

The Industrial Customers of Northwest Utilities (“ICNU”) files this Notice of Intent to Request an Issue Fund Grant in UM 1396 pursuant to OAR § 860-017-0050 and the First Amended and Restated Intervenor Funding Agreement (“IFA”), which was approved by the Oregon Public Utility Commission (“Commission”) in Order No. 07-576 (December 20, 2007).

1. UM 1396 is an investigation related to the determination of resource sufficiency, pursuant to Order No. 06-538. 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). Any policy decisions made in Docket UM 1396 related to resource sufficiency could directly affect PacifiCorp (“PacifiCorp”) and Portland General Electric Company (“PGE”), both of which meet the definition of Participating Public Utility as defined in Section 1(k) of the IFA. Therefore, UM 1396 is an Eligible Proceeding and an Issue Fund Grant may be made for this proceeding under Section 6.1 the IFA.

2. Section 6.2 of the IFA requires a party to submit a Notice of Intent to Request an Issue Fund Grant at the time that party submits a petition to intervene in the

proceeding. ICNU is filing this Notice of Intent concurrently with its petition to intervene in Docket UM 1396.

3. As required by IFA Section 6.2, this Notice of Intent is being served on each affected Participating Public Utility, all pre-certified organizations, and all parties identified on the service list in Docket UM 1396.

4. ICNU identifies both the PGE and PacifiCorp Issue Fund Accounts as the accounts from which ICNU intends to request the Issue Fund Grant. ICNU will request the determined amount from either issue fund grant according to the amount of time it focuses on either utility independently.

5. ICNU has been precertified under Sections 5.1 and 5.2 of the IFA and OAR § 860-017-0050(3), as eligible to receive an Issue Fund Grant, by Commission Order No. 07-576, which was entered on December 20, 2007.

6. ICNU will file a proposed budget with respect to the Issue Fund Grant, as provided in Section 6.3 of the IFA.

Dated this 12th day of November, 2008.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

/s/ S. Bradley Van Cleve

S. Bradley Van Cleve

Irion A. Sanger

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Of Attorneys for the Industrial Customers  
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