

JOHN R. KROGER
Attorney General



MARY H. WILLIAMS
Deputy Attorney General

DEPARTMENT OF JUSTICE
GENERAL COUNSEL DIVISION

February 13, 2009

Patrick Power
Administrative Law Judge
Public Utility Commission of Oregon
550 Capitol St NE – Suite 215
PO Box 2148
Salem OR 97308-2148

Re: UM 1396 Staff's Issues List

Dear Judge Power:

In accordance with the schedule set in this case, staff is enclosing its issues list. The parties attempted to arrive at a consolidated list but were not able to do so as of this morning. However, it is still possible one or more parties will review this version of staff's issues list and submit a letter to you before the close of business today agreeing to support it.

Sincerely,

Michael T. Weirich
Assistant Attorney General
Regulated Utility & Business Section

MTW:nal/1290543-v1
C w/attachment: all parties

Staff's Issues List
UM 1396

1. How are periods defined?
 - ◆ If a resource sufficiency period is established, how often and for what reasons should the sufficiency determination be revisited?

2. What is the definition of resource sufficiency/ deficiency for avoided costs purposes?
 - ◆ In what ways does resource sufficiency and deficiency differ from load/resource balance determinations?

3. What loads were used to compute the load forecast?
 - ◆ Are the load forecasts up to date?
 - ◆ Are forecasts different than used for the utility's IRP, if so how?
 - ◆ Is the load forecasting methodology currently used by utilities accurately forecasting loads?

4. Is it appropriate to determine resource sufficiency for avoided cost filings in a different manner than is used to determine resource needs for the Integrated Resource Planning process?
 - ◆ How is the IRP load and resource determination (forecast) relevant to the avoided cost sufficiency determination?

5. Must a utility be both capacity and energy deficient to be in a position of resource deficiency?
 - ◆ Can a utility that is chronically short on capacity and continuously building capacity be considered sufficient?

6. How should resource energy and capacities be determined? (Staff)

- ◆ How should a utility forecast QF capacity and how does QF capacity factor in to the determination of the utilities resource position for the purposes of avoided cost calculations. (PGE/ Staff)
- ◆ Should capacity forecasts impact the sufficiency/ deficiency periods?

7. What Resources go into the determination of sufficiency/ deficiency?

- ◆ Is it appropriate to include short-term firm purchases in base load capacity when calculating resource sufficiency?
- ◆ Should only existing resources be included in determining the resource position?
- ◆ Should the choice of the type of avoided cost resource affect the determination of resource sufficiency?
- ◆ Is resource sufficiency and deficiency applicable only to “firm” supply resources?
- ◆ How does the Oregon Renewable Portfolio Standard (RPS) factor in to the determination of resource sufficiency? (

8. How do multiple jurisdictional utilities calculate resource sufficiency? (CREA)

1 **CERTIFICATE OF SERVICE**

2 I certify that on February 13, 2009, I served the foregoing Issues List upon all parties of
3 record in this proceeding by delivering a copy by electronic mail and by mailing a copy by
4 postage prepaid first class mail or by hand delivery/shuttle mail to the parties accepting paper
5 service.

6 **W**
PACIFIC POWER OREGON DOCKETS
7 825 NE MULTNOMAH STREET, STE 2000
PORTLAND OR 97232
8 oregondockets@pacificorp.com

9 **W**
ANNALA, CAREY, BAKER, ET AL., PC
WILL K CAREY
10 PO BOX 325
HOOD RIVER OR 97031
11 wcarey@hoodriverattorneys.com

12 **W**
CITIZEN'S UTILITY BOARD OF OREGON
G. CATRIONA MCCRACKEN
13 LEGAL COUNSEL/STAFF ATTY
610 SW BROADWAY - STE 308
14 PORTLAND OR 97205
catriona@oregoncub.org

15 **W**
CITIZENS' UTILITY BOARD OF OREGON
ROBERT JENKS
16 610 SW BROADWAY STE 308
PORTLAND OR 97205
17 bob@oregoncub.org

18 **W**
COMMUNITY RENEWABLE ENERGY
19 **ASSOCIATION**
PAUL R WOODIN
20 EXECUTIVE DIRECTOR
1113 KELLY AVE
21 THE DALLES OR 97058
pwoodin@communityrenewables.org

22 **DAVISON VAN CLEVE**
IRION A SANGER
23 ASSOCIATE ATTORNEY
333 SW TAYLOR - STE 400
24 PORTLAND OR 97204
ias@dvclaw.com

W
DEPARTMENT OF JUSTICE
JANET L PREWITT
ASSISTANT AG
NATURAL RESOURCES SECTION
1162 COURT ST NE
SALEM OR 97301-4096
janet.prewitt@doj.state.or.us

W
IDAHO POWER COMPANY
RANDY ALLPHIN
PO BOX 70
BOISE ID 83707-0070
rallphin@idahopower.com

CHRISTA BEARRY
PO BOX 70
BOISE ID 83707-0070
cbearry@idahopower.com

BARTON L KLINE
SENIOR ATTORNEY
PO BOX 70
BOISE ID 83707-0070
bkline@idahopower.com

MICHAEL YOUNGBLOOD
SENIOR PRICING ANALYST
PO BOX 70
BOISE ID 83707
myoungblood@idahopower.com

W
MCDOWELL & RACKNER PC
WENDY MCINDOO
OFFICE MANAGER
520 SW 6TH AVE STE 830
PORTLAND OR 97204
wendy@mcd-law.com

LISA F RACKNER
ATTORNEY
520 SW SIXTH AVENUE STE 830
PORTLAND OR 97204
lisa@mcd-law.com

1 **W**
2 **OREGON DEPARTMENT OF ENERGY**
3 VIJAY A SATYAL
4 SENIOR POLICY ANALYST
5 625 MARION ST NE
6 SALEM OR 97301
7 vijay.a.satyal@state.or.us

8 **OREGON PUBLIC UTILITY COMMISSION**
9 ED DURRENBERGER
10 PO BOX 2148
11 SALEM OR 97308-2148
12 ed.durrenberger@state.or.us

13 **W**
14 **PACIFIC POWER & LIGHT**
15 JORDAN WHITE
16 825 NE MULTNOMAH STE 1800
17 PORTLAND OR 97232
18 jordan.white@pacificcorp.com

19 **PORTLAND GENERAL ELECTRIC**
20 RANDALL DAHLGREN
21 RATES & REGULATORY AFFAIRS
22 121 SW SALMON ST 1WTC 0702
23 PORTLAND OR 97204
24 pge.opuc.filings@pgn.com

PORTLAND GENERAL ELECTRIC COMPANY
J RICHARD GEORGE
ASST GENERAL COUNSEL
121 SW SALMON ST 1WTC1301
PORTLAND OR 97204
richard.george@pgn.com

RFI CONSULTING INC
RANDALL J FALKENBERG
PMB 362
8343 ROSWELL RD
SANDY SPRINGS GA 30350
consultrfi@aol.com

W
RICHARDSON & O'LEARY PLLC
PETER J RICHARDSON
PO BOX 7218
BOISE ID 83707
peter@richardsonandoleary.com



Neoma Lane
Legal Secretary
Department of Justice
Regulated Utility & Business Section