

McDowell Rackner & Gibson PC



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August 3, 2011

VIA ELECTRONIC AND U.S. MAIL

PUC Filing Center
Public Utility Commission of Oregon
PO Box 2148
Salem, OR 97308-2148

**Re: UE 233 – Idaho Power Company's Application for Authority to Increase its Rates
and Charges for Electric Service to its Customers in the State of Oregon**

Attention Filing Center:

Enclosed in the above-referenced docket are an original and one copy of Idaho Power
Company's Motion for Protective Order.

Please contact me with any questions.

Very truly yours,

A handwritten signature in cursive script that reads "Wendy McIndoo".

Wendy McIndoo
Office Manager

1 **BEFORE THE PUBLIC UTILITY COMMISSION**
2 **OF OREGON**

3 **UE 233**

4 IN THE MATTER OF THE APPLICATION
5 OF IDAHO POWER COMPANY FOR
6 AUTHORITY TO INCREASE ITS RATES
 AND CHARGES FOR ELECTRIC
 SERVICE TO ITS CUSTOMERS IN THE
 STATE OF OREGON

MOTION FOR PROTECTIVE ORDER

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8 Pursuant to ORCP 36(C)(7) and OAR 860-001-0080, Idaho Power Company (“Idaho
9 Power” or “Company”) moves for the entry of the Public Utility Commission of Oregon’s
10 (“Commission”) general protective order in this proceeding. Good cause exists to issue a
11 Protective Order to protect commercially sensitive and confidential business information
12 related to the Company’s concurrently filed general rate case.

13 In support of this Motion, the Company states:

14 1. The Commission’s rules authorize Idaho Power to seek reasonable restrictions
15 on discovery of trade secrets and other confidential business information. See 860-001-0080;
16 ORCP 36(C)(7) (providing protection against unrestricted discovery of “trade secrets or other
17 confidential research, development, or commercial information”). See also *In re Investigation*
18 *into the Cost of Providing Telecommunication Service*, Docket UM 351, Order No. 91-500
19 (1991) (recognizing that protective orders are a reasonable means to protect “the rights of a
20 party to trade secrets and other confidential commercial information” and “to facilitate the
21 communication of information between litigants”).

22 2. On July 29, 2011, Idaho Power filed its general rate case to revise its schedules
23 of rates and charges for electric service in Oregon. It is expected that certain documents
24 related to the rate case filing will contain confidential material, including but not limited to
25 proprietary cost data and models, commercially sensitive load and resource projections,
26 confidential market analyses and business projections, confidential employee data, and

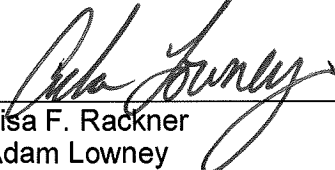
1 confidential information regarding contracts for the purchase or sale of electric power, power
2 services, or fuel. Public disclosure of the confidential information could be detrimental to
3 Idaho Power and its customers.

4 3. It is substantially likely that Staff and others in this proceeding will seek to
5 discover confidential business information. "The Commission's standard blanket protective
6 order is designed to facilitate discovery in cases involving discovery of large numbers of
7 documents." See *In re Portland Extended Area Service Region*, Docket UM 261, Order No.
8 91-958 (1991). Issuance of a protective order will facilitate the production of relevant
9 information and expedite the discovery process.

10 For the foregoing reasons, Idaho Power requests entry of a standard Protective Order
11 in this docket.

12 DATED: August 3, 2011.

McDOWELL RACKNER & GIBSON PC

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