

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

3 **UP _____**

4 IN THE MATTER OF THE APPLICATION
5 OF IDAHO POWER COMPANY FOR AN
6 ORDER AUTHORIZING APPROVAL OF
7 A LONG-TERM PROGRAM CONTRACT
8 WITH SIEMENS ENERGY, INC.
9 INCLUDING THE TRANSFER AND SALE
10 OF CERTAIN ASSETS.

MOTION FOR PROTECTIVE ORDER

11 Pursuant to ORCP 36(C)(7) and OAR 860-001-0080, Idaho Power Company (“Idaho
12 Power” or “Company”) moves for the entry of the Public Utility Commission of Oregon’s
13 (“Commission”) general protective order in this proceeding. Good cause exists to issue a
14 Protective Order to protect commercially sensitive and confidential business information that is
15 considered to be of a trade secret, privileged or confidential nature.

16 In support of this Motion, the Company states:

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

25 2. On June 5, 2015, Idaho Power filed an Application of Idaho Power Company for
26 an Order Authorizing Approval of a Long Term Program Contract with Siemens Energy, Inc.
including the Transfer and Sale of Certain Assets. The Long Term Program Contract
(Attachment A to the Application) contains information in the negotiated terms throughout the
contract that Siemens Energy, Inc. claims is proprietary business and financial information.

1 Idaho Power also anticipates that discovery in this proceeding will include requests for
2 commercially sensitive and confidential business information. Idaho Power and/or Siemens
3 Energy, Inc. will be exposed to competitive, operational, and/or regulatory injury if it is forced
4 to make unrestricted disclosure of its confidential business information. "The Commission's
5 standard blanket protective order is designed to facilitate discovery in cases involving
6 discovery of large numbers of documents." See *In re Portland Extended Area Service*
7 *Region*, Docket UM 261, Order No. 91-958 (1991). Issuance of a protective order will
8 facilitate the production of relevant information and expedite the discovery process.

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

11 DATED: June 5, 2015

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14 Lisa D. Nordstrom
15 Lead Counsel for Idaho Power Company