BEFORE THE PUBLIC UTILITY COMMISSION

OF OREGON

UE-219

In the Matter of Applica the Provisions of Senate Docket UE-219	•	PETITION TO INTERVENE and WAIVER OF PAPER SERVICE	
The Oregon Department of Fish and Wildlife ("ODFW") petitions to intervene in this proceeding. In support of this petition, the following is provided:			
1. The contact information (name, address, email address) of the petitioner is:			
Name: Company: Street Address: City, State, Zip: Email Address: Telephone:	Ken Homolka Oregon Departmen 3406 Cherry Ave. Salem, OR 97303 ken.homolka@stat 503-947-6090 e this contact on the	re.or.us	
2a. The petitioner will will not be represented by counsel in this proceeding. The contact information for petitioner's counsel to be included on the service list is:			
Name: Company: Street Address: City, State, Zip: Email Address: Telephone:	Kurt Burkholder Oregon Departmer 1515 SW 5 th Ave. Portland, OR 9720 kurt.burkholder@c 971-673-1898	Suite 410 1	
2b. Additional contacts to contacts on the service li		e service list (a petitioner is limited to two gaper service):	
Name: Company: Street Address: City, State, Zip:	Rick Kepler Oregon Departmer 3406 Cherry Ave. Salem, OR 97303	nt of Fish and Wildlife NE	

rick.kepler@state.or.us

503-947-6084

City, State, Zip: Email Address:

Telephone:

	Name:
	Company:
	Street Address:
	City, State, Zip:
	Email Address:
	Telephone:
	NI.
	Name:
	Company:
	Street Address:
	City, State, Zip: Email Address:
	Telephone:
	Additional contacts to be included on the service list are listed on an attached sheet.
	ne petitioner is an organization, the number of members in and the purposes of the zation:
	Petitioner is a state agency.
	List of Members attached
4 The	e nature and extent of the Petitioner's interest in the proceeding is:
	ODFW is a party to the Klamath Hydroelectric Settlement Agreement ("KHSA"). The KHSA establishes a process for the potential removal of facilities at

ODFW is a party to the Klamath Hydroelectric Settlement Agreement ("KHSA"). The KHSA establishes a process for the potential removal of facilities at PacifiCorp's Klamath Hydroelectric Project ("Project"). Facilities removal is the purpose of the surcharge that is the subject to this proceeding. The KHSA also requires PacifiCorp to perform certain interim measures up to the time of facilities removal.

As a party to the KHSA, ODFW has committed to support the surcharge to the extent it is consistent with the KHSA. In addition to this interest, ODFW will seek to view PacifiCorp's economic analysis filed in this proceeding, as that analysis will be pertinent to implementation of the KHSA.

5. The issues the Petitioner intends to raise at the proceeding are:

ODFW intends to support the surcharge as being fair, just, and reasonable, and necessary to successful implementation in the public interest of the KHSA. ODFW also will be available to assist with any Commission questions within the statutory authorities and expertise of ODFW.

6. The special knowledge or expertise of the Petitioner that would assist the Commission in resolving the issues in the proceeding is:

ODFW is a state agency with statutory authorities and expertise regarding natural resources in the Klamath River basin and FERC licensing or facilities removal at the Project. ODFW therefore has specific knowledge and expertise regarding the resource benefits of facilities removal and of the KHSA interim measures, or, alternatively, the nature and costs of resource measures that would be required at the Project should it be relicensed by FERC instead of removed. ODFW also is familiar with the terms of the KHSA.

7. Based on the information provided above in accordance with the Commission's rules of procedure, I request to participate in this proceeding as an intervenor. I or the organization that I represent will not unreasonably broaden the issues, burden the record, or unreasonably delay the proceeding. OAR 860-012-0001.

/s/ Kurt Burkholder
Petitioner or Petitioner's Representative

March 30, 2010 Date Signed