

Davison Van Cleve PC

Attorneys at Law

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Portland, OR 97204

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 Petition to Intervene 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 Petition to Intervene 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
ed.durrenberger@state.or.us

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1396

In the Matter of)	
)	
THE PUBLIC UTILITY COMMISSION OF)	
OREGON)	PETITION TO INTERVENE OF THE
)	INDUSTRIAL CUSTOMERS OF
Investigation into determination of resource)	NORTHWEST UTILITIES
sufficiency, pursuant to Order No. 06-538.)	
_____)	

Pursuant to ORS § 756.525 and OAR § 860-012-0001, the Industrial Customers of Northwest Utilities (“ICNU”) petitions the Oregon Public Utility Commission (“OPUC” or the “Commission”) to intervene in this proceeding with full party status as described in OAR § 860-011-0035(7). In support of this petition, ICNU represents as follows:

1. The business address of ICNU is:

Michael Early
Industrial Customers of Northwest Utilities
333 S.W. Taylor, Suite 400
Portland, OR 97204
2. ICNU will be represented in this proceeding by Davison Van Cleve, P.C.

All documents relating to these proceedings should be served on ICNU’s attorneys and consultant at the following addresses:

Melinda J. Davison	Randall J. Falkenberg
Irion A. Sanger	RFI Consulting, Inc.
Davison Van Cleve, P.C.	8351 Roswell Road, PMB 362
333 S.W. Taylor, Suite 400	Atlanta, GA 30350
Portland, OR 97204	E-Mail: consultrfi@aol.com
E-Mail: ias@dvclaw.com	Telephone: (770) 379-0505
Telephone: (503) 241-7242	Facsimile: (770) 671-1046
Facsimile: (503) 241-8160	

3. ICNU is an incorporated, non-profit association of large industrial electric customers in the Pacific Northwest, with offices in Portland, Oregon. A list of ICNU members is included as Attachment A.

4. ICNU has a substantial interest in the outcome of this proceeding. ICNU represents the interests of many large industrial ratepayers that may be affected by the Commission's investigation into the resource sufficiency. The Commission's decision in this proceeding could have an impact on the rates or service to ICNU's members.

5. ICNU has participated in many Commission proceedings and raised the resource sufficiency issue in UM 1129. In its order in UM 1129, the Commission did not resolve the issue, but concluded that it would open a new docket to consider the issue. Re PUC, OPUC Docket No. UM 1129, Order No. 06-538 at 54 (September 20, 2006). This proceeding is intended to resolve the issue of resource sufficiency. ICNU's intervention in this proceeding will assist the Commission in resolving the issues, and will not unreasonably burden the record, delay the proceedings, or broaden the issues.

6. As described above, ICNU has a direct and substantial interest in this proceeding that will not be adequately represented by any other party, and may be affected by any Commission determination. It is in the public interest to allow ICNU to intervene in this proceeding.

WHEREFORE, ICNU respectfully requests that the Commission grant this
Petition to Intervene ordering full party status for ICNU in this proceeding.

Dated this 12th day of November, 2008.

Sincerely yours,

DAVISON VAN CLEVE, P.C.

/s/ Irion A. Sanger

Irion A. Sanger

333 S.W. Taylor, Suite 400

Portland, OR 97204

(503) 241-7242 telephone

(503) 241-8160 facsimile

ias@dvclaw.com

Of Attorneys for Industrial Customers of Northwest
Utilities

ATTACHMENT A

INDUSTRIAL CUSTOMERS OF NORTHWEST UTILITIES

Air Liquide
Air Products
Ancor PET Packaging USA, Inc. (CNC Containers Northwest)
Certain Teed Gypsum & Ceiling Manufacturing, Inc. (BPB)
Blue Heron Paper Company
Boeing
Boise Paper
ConAgra Foods
Dyno Nobel, Inc.
Eka Chemicals, Inc.
Emerald Performance Materials, LLC
Equa-Chlor, LLC
Evanite Fiber
Evraz Oregon Steel Mills
Georgia-Pacific
Grays Harbor Paper, L.P.
Hewlett-Packard
Inland Empire Paper Co.
Intel
International Paper
J.R. Simplot
Kimberly-Clark Corporation
Linde, Inc.
Longview Fibre
Microsoft Corporation
Norpac Foods
PCC Structurals, Inc.
Ponderay Newsprint
REC Solar Grade Silicon LLC
Shell Oil Products US
Simpson Paper & Timber
SP Newsprint
Tesoro Refining and Marketing Co.
Wah Chang
West Linn Paper Company
Weyerhaeuser