



900 S.W. Fifth Avenue, Suite 2600  
Portland, Oregon 97204  
main 503.224.3380  
fax 503.220.2480  
www.stoel.com

August 11, 2005

KATHERINE A. MCDOWELL  
*Direct (503) 294-9602*  
kamcdowell@stoel.com

**VIA ELECTRONIC FILING**

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

**Re: Joint Testimony in Support of Fourth Partial Stipulation  
Docket UE 170**

Enclosed for filing please find an original and five copies of Joint Testimony in Support of Fourth Partial Stipulation in the above-referenced docket. A copy of this filing was served on all parties to this proceeding as indicated in the attached certificated of service.

Very truly yours,

A handwritten signature in black ink, appearing to be 'KAM', with a long horizontal flourish extending to the right.

Katherine A. McDowell

KAM:knp

Enclosure

cc: Service List

BEFORE THE PUBLIC UTILITY COMMISSION  
OF THE STATE OF OREGON

STAFF-PACIFICORP-CUB-ICNU-FRED MEYER

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Joint Testimony  
In Support of Fourth Partial Stipulation

August 2005

BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON

UE 170

In the Matter of PACIFIC POWER &  
LIGHT (d/b/a PacifiCorp) Request for a  
General Rate Increase in the Company's  
Oregon Annual Revenues

STAFF-PACIFICORP-CUB-ICNU-FRED MEYER

JOINT TESTIMONY IN SUPPORT OF FOURTH PARTIAL STIPULATION

WITNESSES: ED DURRENBERGER, LAURA BEANE,  
BOB JENKS, JAMES SELECKY, KEVIN HIGGINS

August 2005

1 Q. WHO IS SPONSORING THIS TESTIMONY?

2 A. This testimony is jointly sponsored by PacifiCorp (or the “Company”), the Public Utility  
3 Commission of Oregon (the “Commission”) Staff (“Staff”), the Citizens’ Utility Board  
4 (“CUB”), the Industrial Customers of Northwest Utilities (“ICNU”), and Fred Meyer  
5 Food Stores and Quality Food Centers, Divisions of Kroger Co. (“Fred Meyer”). In this  
6 Joint Testimony, the parties are referred to collectively as the “Fourth Stipulation  
7 Parties.”

8 Q. PLEASE STATE YOUR NAMES.

9 A. Ed Durrenberger, Laura Beane, Bob Jenks, James Selecky and Kevin Higgins. Except  
10 for Ms. Beane, each of us testified in support of the second Partial Stipulation.  
11 Ms. Beane’s qualifications are provided in Fourth Partial Stipulation Exhibit 101.

12 Q. WHAT IS THE PURPOSE OF YOUR TESTIMONY?

13 A. This testimony describes and supports the fourth Partial Stipulation dated July 29, 2005  
14 between Staff, CUB, ICNU, Fred Meyer and PacifiCorp (the “Fourth Partial  
15 Stipulation”). The Fourth Partial Stipulation is identified as Fourth Stipulation  
16 Exhibit 102.

17 Q. HOW DID THE FOURTH STIPULATION PARTIES ARRIVE AT THE FOURTH  
18 PARTIAL STIPULATION?

19 A. Administrative Law Judge Kirkpatrick’s Prehearing Conference Memorandum scheduled  
20 settlement conferences in this Docket commencing on April 5, 2005. The conferences  
21 were open to all parties. The conferences resulted in the first Partial Stipulation, dated  
22 May 4, 2005. On June 14, 2005, the parties reconvened the settlement conferences.  
23 These conferences resulted in the second and third Partial Stipulations, both dated June  
24 29, 2005. On July 15, 2005, the Company filed sur-surrebuttal testimony updating its

1 revenue requirement increase to \$75.9 million taking effect on September 12, 2005, and  
2 an additional \$4.3 million taking effect on January 1, 2006, for a total revenue  
3 requirement increase of approximately \$80.2 million. Settlement conferences were  
4 reconvened on July 18, 2005, resulting in the Fourth Partial Stipulation.

5 Q. HAVE OTHER PARTIES BEEN INVITED TO JOIN IN THE FOURTH PARTIAL  
6 STIPULATION?

7 A. Yes. The Fourth Partial Stipulation has been circulated to the other parties to this Docket  
8 and they have been invited to join. Other parties may join by signing and filing a copy of  
9 the Fourth Partial Stipulation.

10 Q. WHAT IS THE ESTIMATED REVENUE REQUIREMENT IMPACT OF THE  
11 ADJUSTMENTS CONTAINED IN THE FOURTH PARTIAL STIPULATION?

12 A. The net effect of the Fourth Partial Stipulation is a reduction in PacifiCorp's proposed  
13 2005 revenue requirement from \$75.9 million to approximately \$52.5 million. The  
14 Fourth Stipulation Parties have reserved certain issues for resolution by the Commission;  
15 the revenue requirement in this case may change depending on the resolution of these  
16 issues.

17 **Cost of Capital**

18 Q. PLEASE DESCRIBE THE ADJUSTMENTS RELATED TO COST OF CAPITAL  
19 CONTAINED IN THE FOURTH PARTIAL STIPULATION.

20 A. The Fourth Stipulation Parties agree that the overall rate of return ("ROR") should be set  
21 at 8.057 percent. The Fourth Stipulation Parties further agree that, for all Oregon  
22 regulation purposes, until such time as the Commission issues a general rate order  
23 subsequent to UE 170, PacifiCorp will use the weighted cost of capital set at  
24 8.057 percent ROR and the capital components including the capital structure as set forth

in the table below. The Fourth Stipulation Parties accept this cost of capital settlement only because they believe that it results in a reasonable overall revenue requirement in this case. The Fourth Stipulation Parties, except as provided above with regard to ongoing regulatory reporting, do not necessarily agree on each of the specified capital components as set forth in the table. This change to the Company's cost of capital results in a \$24.4 million reduction from the Company's original revenue requirement request.

<b><u>COST OF CAPITAL - STAFF Position</u></b>	<b>% of CAPITAL</b>	<b>COST</b>	<b>WEIGHTED COST</b>
Long Term Debt	51.34%	6.288%	3.228%
Preferred Stock	1.10%	6.590%	0.073%
Common Equity	47.56%	10.000%	4.756%
Total	<u>100.00%</u>		<u>8.057%</u>

#### **Pensions**

Q. PLEASE DESCRIBE THE ADJUSTMENTS RELATED TO PENSIONS CONTAINED IN THE FOURTH PARTIAL STIPULATION.

A. The Fourth Stipulation Parties agree that the Company should adjust its pension expense to reflect the \$52.5 million revenue requirement increase in light of the agreement on cost of capital, which will permit PacifiCorp to recover its full FAS 87 pension expense. This agreement on pension expense shall not bind any party to any position regarding pension expense in the future.

#### **Rate Spread**

Q. PLEASE DESCRIBE THE ADJUSTMENTS RELATED TO RATE SPREAD CONTAINED IN THE FOURTH PARTIAL STIPULATION.

A. Except for the modifications indicated, the Fourth Stipulation Parties agree that the rate spread methodology as shown in PPL Exhibit 1210, Griffith/1 is the appropriate rate spread methodology to employ in setting rates in UE 170.

- (1) The overall average net percentage increase (the “Net Increase”) will be computed as shown in column 15, line 22 of PPL Exhibit 1210, Griffith/1 and excludes the effect of Schedule 94.
- (2) None of the major rate schedules shall receive more than 1.5 times the Net Increase, except if the final ordered revenue requirement produces an outcome whereby application of 1.5 times the Net Increase is less than two (2) percentage points above the Net Increase, the cap on any major schedule Net Increase shall be equal to the sum of two (2) percentage points and the Net Increase.
- (3) Large General Service Schedule 48 shall not receive more than 1.45 times the Net Increase. This cap shall apply for Schedule 48 regardless of the final ordered revenue requirement.
- (4) The Fourth Stipulation Parties agree that there shall be no Rate Mitigation Adjustment (“RMA”) surcredit or surcharge applied to Residential Schedule 4. Schedule 48 will not receive an RMA surcharge and may receive an RMA surcredit. Other rate schedules may receive RMA surcharges or surcredits in order to implement the rate spread methodology.

**Rate Design**

Q. PLEASE DESCRIBE THE ADJUSTMENTS RELATED TO RATE DESIGN CONTAINED IN THE FOURTH PARTIAL STIPULATION.

A. First, the Fourth Stipulation Parties agree that time of day demand and energy pricing shall be implemented on an experimental basis until PacifiCorp’s next rate case for Schedule 48/200 as proposed in PPL Exhibit 1200 with the exception that the differential between on-peak and off-peak rates will be 1 mil instead of 3 mils per kWh. PacifiCorp agrees to complete a study within twelve months of the date of the final Commission

1 order that analyzes the wholesale cost differences between on-peak and off-peak rate  
2 differentials. In addition, data shall be collected to analyze the effectiveness of this  
3 program and the ability of Schedule 48 customers to change their usage patterns. The  
4 Fourth Stipulation Parties agree to further discuss on-peak and off-peak rates subsequent  
5 to the completion of the study. This agreement is for settlement purposes only and all  
6 parties are free to raise issues about the validity, effectiveness or any other issue  
7 regarding further applicability of the time of day pricing to Schedule 48 only at the  
8 expiration of this experimental time of day pricing for Schedule 48.

9 Second, the Fourth Stipulation Parties agree that the Schedule 28/200 tailblock  
10 equalization shall be as described in PPL Exhibit 1204, Griffith/6-7 and Staff Exhibit  
11 900, Breen/15.

12 **Bill Proration**

13 Q. PLEASE DESCRIBE THE ADJUSTMENTS RELATED TO BILL PRORATION  
14 CONTAINED IN THE FOURTH PARTIAL STIPULATION.

15 A. The Fourth Stipulation Parties agree that for residential customer bills, PacifiCorp shall  
16 implement the “All Bills Proration” proposal as proposed by CUB and described in PPL  
17 Exhibit 1209, Griffith/5, lines 11-19. Any consumer complaints relating to the correct  
18 application of the All Bills Proration proposal for residential customers shall not be  
19 counted against the Company’s consumer complaint metrics.

20 **Rate Change Effective Date**

21 Q. PLEASE DESCRIBE THE ADJUSTMENTS RELATED TO THE RATE CHANGE  
22 EFFECTIVE DATE CONTAINED IN THE FOURTH PARTIAL STIPULATION.



1 A. The Fourth Stipulation Parties agree that the rate change in UE 170 should go into effect  
2 on October 4, 2005. The Company agrees to waive the current tariff suspension date of  
3 September 12, 2005 to October 4, 2005.

4 **Other Terms of Fourth Partial Stipulation**

5 Q. DO THE FOURTH STIPULATION PARTIES AGREE TO SUPPORT THIS FOURTH  
6 PARTIAL STIPULATION THROUGHOUT THIS ENTIRE PROCEEDING?

7 A. Yes. The Fourth Stipulation Parties agree that this Fourth Partial Stipulation removes  
8 cost of capital, pensions, rate spread and rate design from the list of non-settled issues  
9 reserved for continuing litigation in this case contained in paragraph 6 of the first Partial  
10 Stipulation dated May 4, 2005, as well as the issues of bill proration and rate change  
11 effective date. In this regard, the Fourth Stipulation Parties agree to support the Fourth  
12 Partial Stipulation throughout this case and any appeal, provide witnesses to sponsor the  
13 Fourth Partial Stipulation at the hearing, and recommend that the Commission issue an  
14 order adopting the settlements contained in the Fourth Partial Stipulation.

15 Q. DO THE TERMS OF THE FOURTH PARTIAL STIPULATION APPLY TO OTHER  
16 CASES?

17 A. No, the Fourth Partial Stipulation represents a compromise in the positions of the Fourth  
18 Stipulation Parties made for this case only. By entering into the Fourth Partial  
19 Stipulation, none of the Fourth Stipulation Parties may be deemed to have approved,  
20 admitted or consented to the facts, principles, methods or theories employed in arriving at  
21 the terms of the Fourth Partial Stipulation, other than those specifically identified in the  
22 body of the Fourth Partial Stipulation. None of the Fourth Stipulation Parties has agreed  
23 that any provision of the Fourth Partial Stipulation is appropriate for resolving issues in  
24 any other proceeding, except as specified in the Fourth Partial Stipulation.

1 Q. IF THE COMMISSION REJECTS ANY PART OF THE FOURTH PARTIAL  
2 STIPULATION, ARE THE FOURTH STIPULATION PARTIES ENTITLED TO  
3 RECONSIDER THEIR PARTICIPATION IN THE FOURTH PARTIAL  
4 STIPULATION?

5 A. Yes. The Fourth Partial Stipulation provides that if the Commission rejects all or any  
6 material portions of the Fourth Partial Stipulation, any Party that is disadvantaged by  
7 such action shall have the rights provided by OAR 860-014-0085 and shall be entitled to  
8 seek reconsideration or appeal of the Commission's Order.

9 **Reasonableness of the Fourth Partial Stipulation**

10 Q. HAVE THE FOURTH STIPULATION PARTIES EVALUATED THE OVERALL  
11 FAIRNESS OF THE FOURTH PARTIAL STIPULATION?

12 A. Yes. Each of the Fourth Stipulation Parties has reviewed the revenue requirement  
13 adjustment contained in the Fourth Partial Stipulation, as well as the revenue requirement  
14 level resulting from its application. The Fourth Stipulation Parties agree that the results  
15 of the issues covered by the Fourth Partial Stipulation are fair and reasonable in the  
16 context of this case and should be adopted.

17 Q. WHAT DO THE FOURTH STIPULATION PARTIES RECOMMEND?

18 A. The Fourth Stipulation Parties recommend that the Commission adopt the Fourth Partial  
19 Stipulation and include the listed adjustments and terms and conditions in its order in this  
20 case.

21 Q. DOES THIS CONCLUDE YOUR TESTIMONY IN SUPPORT OF THE FOURTH  
22 PARTIAL STIPULATION?

23 A. Yes.

BEFORE THE PUBLIC UTILITY COMMISSION  
OF THE STATE OF OREGON

STAFF-PACIFICORP-CUB-ICNU-FRED MEYER

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Exhibit Accompanying Joint Testimony  
In Support of Fourth Partial Stipulation

Qualifications of Laura J. Beane

August 2005

**LAURA J. BEANE**  
**PacifiCorp - 825 NE Multnomah, Suite 800**  
**Portland, OR 97232 (503) 813-5542**

**SUMMARY OF QUALIFICATIONS - PacifiCorp**

Oregon State Manager, Regulation (January 2005 – Current)

Responsible for the successful coordination and management of all regulatory issues and activities in the state of Oregon. This includes preparation, delivery, and prosecution of state regulatory filings as well as ensuring implementation of and compliance with all regulatory orders.

Business Consultant, Regulation (October 2003 – January 2005)

Responsible for development and implementation of Case Management elements of the Rate Case Improvement Project (RCIP). Managed numerous special projects including development of an alternative attrition adjustment proposal in the Company's California jurisdiction, implementation and maintenance of a department-wide Intranet Portal, and development of a department activity database for the purpose of distributing reports detailing current activities and key dates.

Project Manager (June 1999 – October 2003)

Responsible for the management and delivery of special corporate projects, development of corporate white papers and proposals, simplification and packaging of complex concepts and information for general distribution, and facilitation and planning of large strategic meetings. Led the development of the Company's 2003 financing proposal to accompany the ten-year business plan.

Project Coordinator (September 1995 – January 1998)

Responsibilities included assisting with the development of alliance relationships and deregulated sales transactions. My work included market research for establishment of feasible activities with strategic partners, creation and presentation of business plans and presentation materials, strategy development and creation of strategic tools via graphic illustration and mapping software.

**EDUCATION**

MBA	Finance	University of Utah	1999
BS	Political Science	University of Utah	1994

BEFORE THE PUBLIC UTILITY COMMISSION  
OF THE STATE OF OREGON

STAFF-PACIFICORP-CUB-ICNU-FRED MEYER

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Exhibit Accompanying Joint Testimony  
In Support of Fourth Partial Stipulation

Fourth Partial Stipulation

August 2005

BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON

UE 170

In the Matter of PACIFIC POWER &  
LIGHT (d/b/a PacifiCorp) Request for a  
General Rate Increase in the Company's  
Oregon Annual Revenues

**FOURTH PARTIAL STIPULATION**

This fourth Partial Stipulation is the fourth stipulation entered into for the purpose of resolving specified adjustments to PacifiCorp's requested revenue requirement in this docket. It represents a settlement of certain issues remaining in the case, as described in Paragraph 7 of this Stipulation. It does not address the following issues: issues related to the tax adjustments proposed by the Staff of the Public Utility Commission of Oregon ("Staff"), the Citizens' Utility Board ("CUB") and the Industrial Customers of Northwest Utilities ("ICNU"); PacifiCorp's proposed Transition Adjustment Mechanism and Resource Valuation Mechanism (or "RVM") and the power costs updates related to that mechanism; and issues reserved by ICNU pursuant to Paragraph 8 of this fourth Partial Stipulation.

**PARTIES**

1. The initial parties to this fourth Partial Stipulation are PacifiCorp (or the "Company"), Staff, ICNU, CUB and Fred Meyer Food Stores and Quality Food Centers, Divisions of Kroger Co. ("Fred Meyer") (together "the Parties"). This fourth Partial Stipulation will be made available to the other parties to this docket, who may participate by signing and filing a copy of this fourth Partial Stipulation.

**BACKGROUND**

2. On November 12, 2004, PacifiCorp filed revised tariff schedules that would result in a \$102 million increase in its base prices to Oregon electric customers. PacifiCorp based its

filing on a 2006 calendar year test period. PacifiCorp filed two Net Power Cost updates, increasing its requested revenue requirement by approximately \$10.7 million. Pursuant to Administrative Law Judge Kirkpatrick's Prehearing Conference Memorandum, the Parties commenced settlement conferences on April 5, 2005. On May 4, 2005, the Parties entered into the first Partial Stipulation. The first Partial Stipulation reduced PacifiCorp's requested revenue requirement by approximately \$31 million.

3. On June 14, 2005, the Parties reconvened the settlement conferences first held on April 5, 2005. The settlement conferences were open to all parties. As a result of the settlement conferences, the Parties entered into the second Partial Stipulation, dated June 29, 2005, which addressed employee benefits and reduced PacifiCorp's requested revenue requirement by approximately \$2.44 million.

4. Also as a result of the settlement conferences reconvened on June 14, 2005, PacifiCorp and Staff entered into the third Partial Stipulation, dated June 29, 2005, which resolved issues between PacifiCorp and Staff pertaining to RVM power costs and a fuel handling charge. If approved, the resolution of the RVM issues in the third Partial Stipulation will result in an approximately \$4.3 million increase to the Company's revenue requirement effective January 1, 2006. The third Partial Stipulation reflects an agreement to allow the Company to correct its revenue requirement to include a fuel handling charge, an increase of \$2.49 million, as part of the Company's revenue requirement increase proposed to be effective September 12, 2005. In addition, the third Partial Stipulation contains Staff's agreement to support PacifiCorp's position on the waiver of the New Resources Rule and the treatment of new Qualifying Facility ("QF") contracts as being consistent with the Revised Protocol. Overall the third Partial

Stipulation would increase PacifiCorp's revenue requirement by approximately \$6.79 million.

CUB and ICNU do not support the third Partial Stipulation.

5. On July 15, 2005, the Company filed sur-surrebuttal testimony updating its revenue requirement increase to \$75.9 million taking effect on September 12, 2005, and an additional \$4.3 million taking effect on January 1, 2006, for a total revenue requirement increase of approximately \$80.2 million. This update is summarized in the exhibit to the sur-surrebuttal testimony of Mr. Paul Wrigley, PPL/1602, Wrigley/1, and explained in the sur-surrebuttal testimony of Mr. Wrigley at PPL/1601, Wrigley/1-3.

6. Settlement conferences were reconvened on July 18, 2005, resulting in the agreement on the matters set forth below. The net effect of this fourth Partial Stipulation is a reduction in PacifiCorp's proposed September 2005 revenue requirement from \$75.9 million to approximately \$52.5 million to reflect adjustments to cost of capital and pensions and an agreement to move the effective date to October 4, 2005. Exhibit A to this fourth Partial Stipulation shows the derivation of the \$52.5 million change to the Company's revenue requirement. The Parties submit this fourth Partial Stipulation to the Commission and request that the Commission approve the settlement as presented.

#### **AGREEMENT**

7. Except for the issues reserved pursuant to Paragraph 8 of this fourth Partial Stipulation, the Parties agree that the following adjustments, and the revenue requirement levels resulting from their application, are fair and reasonable:

a. Cost of Capital: The Parties agree that the overall rate of return should be set at 8.057 percent. The Parties further agree that, for all Oregon regulation purposes, until such time



as the Commission issues a general rate order subsequent to UE 170, PacifiCorp will use the weighted cost of capital set at 8.057 percent rate of return (“ROR”) and the capital components including the capital structure as set forth in the table below. The Parties accept this Cost of Capital settlement only because they believe that it results in a reasonable overall revenue requirement in this case. The Parties, except as provided above with regard to ongoing regulatory reporting, do not necessarily agree on each of the specified capital components as set forth in the table. This change to the Company’s cost of capital results in a \$24.4 million reduction from the Company’s original revenue requirement request.

<b><u>COST OF CAPITAL - STAFF Position</u></b>	<b>% of CAPITAL</b>	<b>COST</b>	<b>WEIGHTED COST</b>
Long Term Debt	51.34%	6.288%	3.228%
Preferred Stock	1.10%	6.590%	0.073%
Common Equity	47.56%	10.000%	4.756%
Total	<u>100.00%</u>		<u>8.057%</u>

b. Pensions: The Parties agree that the Company should adjust its pension expense to reflect the \$52.5 million revenue requirement increase in light of the agreement on cost of capital, which will permit PacifiCorp to recover its full FAS 87 pension expense. This agreement on pension expense shall not bind any party to any position regarding pension expense in the future.

c. Rate Spread: Except for the modifications indicated, the Parties agree that the rate spread methodology as shown in PPL Exhibit 1210, Griffith/1 is the appropriate rate spread methodology to employ in setting rates in UE 170.

(1) The overall average net percentage increase (the "Net Increase") will be computed as shown in column 15, line 22 of PPL Exhibit 1210, Griffith/1 and excludes the effect of Schedule 94.

(2) None of the major rate schedules shall receive more than 1.5 times the Net Increase, except if the final ordered revenue requirement produces an outcome whereby application of 1.5 times the Net Increase is less than two (2) percentage points above the Net Increase, the cap on any major schedule Net Increase shall be equal to the sum of two (2) percentage points and the Net Increase.

(3) Large General Service Schedule 48 shall not receive more than 1.45 times the Net Increase. This cap shall apply for Schedule 48 regardless of the final ordered revenue requirement.

(4) The Parties agree that there shall be no Rate Mitigation Adjustment ("RMA") surcredit or surcharge applied to Residential Schedule 4. Schedule 48 will not receive an RMA surcharge and may receive an RMA surcredit. Other rate schedules may receive RMA surcharges or surcredits in order to implement the rate spread methodology.

d. Rate Design:

(1) The Parties agree that time of day demand and energy pricing shall be implemented on an experimental basis until PacifiCorp's next rate case for Schedule 48/200 as proposed in PPL Exhibit 1200 with the exception that the differential between on-peak and off-peak rates will be 1 mil instead of 3 mils per kWh. PacifiCorp agrees to complete a study within twelve months of the date of the final Commission order that analyzes the wholesale cost differences between on-peak and off-peak rate differentials. In addition, data shall be collected

to analyze the effectiveness of this program and the ability of Schedule 48 customers to change their usage patterns. The Parties agree to further discuss on-peak and off-peak rates subsequent to the completion of the study. This agreement is for settlement purposes only and all Parties are free to raise issues about the validity, effectiveness or any other issue regarding further applicability of the time of day pricing to Schedule 48 only at the expiration of this experimental time of day pricing for Schedule 48.

(2) The Schedule 28/200 tailblock equalization shall be as described in PPL Exhibit 1204, Griffith/6-7 and Staff Exhibit 900, Breen/15.

e. Bill Proration: For residential customer bills, PacifiCorp shall implement the "All Bills Proration" proposal as proposed by CUB and described in PPL Exhibit 1209, Griffith/5, lines 11-19. Any consumer complaints relating to the correct application of the All Bills Proration proposal for residential customers shall not be counted against the Company's consumer complaint metrics.

f. Rate Change Effective Date: The Parties agree that the rate change in UE 170 should go into effect on October 4, 2005. The Company agrees to waive the current tariff suspension date of September 12, 2005 to October 4, 2005.

8. The Parties to this fourth Partial Stipulation agree that it resolves all issues related to the cost/revenue items and categories associated with the adjustments listed in Paragraph 7. The following items are specifically excluded from this fourth Partial Stipulation.

a. Staff, ICNU and CUB exclude their tax adjustments from this fourth Partial Stipulation.

b. ICNU and CUB exclude PacifiCorp's RVM proposal from this fourth Partial Stipulation. ICNU and CUB also exclude from this Stipulation their objections to the third Partial Stipulation and all the RVM power costs adjustments.

c. ICNU specifically excludes the following issues: the Company's fuel handling correction; the allocation treatment of the Company's new QF contracts; the prudence of the Company's new generation resources (the West Valley Lease, the Gadsby CTs, and Currant Creek); the UM 995 deferral period outages; PacifiCorp's request for waiver of the market price rule; treatment of the costs related to development of the RTO; and the third Partial Stipulation issues, including a GRID model outage and heat rate update adjustment.

9. The Parties agree that this fourth Partial Stipulation represents a compromise in the positions of the Parties. As such, conduct, statements and documents disclosed in the negotiation of this fourth Partial Stipulation shall not be admissible as evidence in this or any other proceeding.

10. This fourth Partial Stipulation will be offered into the record of this proceeding as evidence pursuant to OAR 860-14-0085. The Parties agree to support this fourth Partial Stipulation throughout this proceeding and any appeal, provide witnesses to sponsor this fourth Partial Stipulation at the hearing and recommend that the Commission issue an order adopting the settlements contained herein.

11. The Parties agree that they will continue to support the Commission's adoption of the terms of this fourth Partial Stipulation. If this fourth Partial Stipulation is challenged by any other party to this proceeding, the Parties agree to cooperate in cross-examination and put on

such a case as they deem appropriate to respond fully to the issues presented, which may include raising issues that are incorporated in the settlements embodied in this fourth Partial Stipulation.

12. The Parties have negotiated this fourth Partial Stipulation as an integrated document. If the Commission rejects all or any material portion of this fourth Partial Stipulation or imposes additional material conditions in approving this fourth Partial Stipulation, any party disadvantaged by such action shall have the rights provided in OAR 860-014-0085 and shall be entitled to seek reconsideration or appeal of the Commission's Order.

13. By entering into this fourth Partial Stipulation, no party shall be deemed to have approved, admitted or consented to the facts, principles, methods or theories employed by any other party in arriving at the terms of this fourth Partial Stipulation, other than those specifically identified in the body of this fourth Partial Stipulation. No party shall be deemed to have agreed that any provision of this fourth Partial Stipulation is appropriate for resolving issues in any other proceeding, except as previously identified in Paragraph 7 of the fourth Partial Stipulation.

14. This fourth Partial Stipulation may be executed in counterparts and each signed counterpart shall constitute an original document.

This fourth Partial Stipulation is entered into by each party on the date entered below such party's signature.

PACIFICORP

STAFF

By: *Long Linsen*

By: \_\_\_\_\_

Date: *July 29 2005*

Date: \_\_\_\_\_

ICNU

CUB

By: \_\_\_\_\_

By: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

FRED MEYER

By: \_\_\_\_\_

Date: \_\_\_\_\_

PACIFICORP

By: \_\_\_\_\_

Date: \_\_\_\_\_

ICNU

By: \_\_\_\_\_

Date: \_\_\_\_\_

FRED MEYER

By: \_\_\_\_\_

Date: \_\_\_\_\_

STAFF

By: SL, SL

Date: July 29, 2005

CUB

By: \_\_\_\_\_

Date: \_\_\_\_\_

PACIFICORP

By: \_\_\_\_\_

Date: \_\_\_\_\_

STAFF

By: \_\_\_\_\_

Date: \_\_\_\_\_

ICNU

By: *ML*

Date: 7/28/05

CUB

By: \_\_\_\_\_

Date: \_\_\_\_\_

FRED MEYER

By: \_\_\_\_\_

Date: \_\_\_\_\_



PACIFICORP

STAFF

By: \_\_\_\_\_

By: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

ICNU

CUB

By: \_\_\_\_\_

By: Leon Cuda

Date: \_\_\_\_\_

Date: July 28, 2005

FRED MEYER

By: \_\_\_\_\_

Date: \_\_\_\_\_

PACIFICORP

STAFF

By: \_\_\_\_\_

By: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

ICNU

CUB

By: \_\_\_\_\_

By: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

FRED MEYER

By: Michael L. Buz

Date: 7/28/05

**Exhibit A**  
**PACIFICORP - OREGON**  
**Issue Summary**  
**UE 170 - CY 2006 Test Year**  
**(\$000)**

		Revenue Requirement Increase (Decrease)
<b>Rev. Req. on the Company's Filed Results:</b>		<b>\$102,024</b>
<b>Item</b>	<b>Adjustments (Base Rates)</b>	
S-0	Rate of Return	(\$24,409)
S-00	Operating Revenue Deduction Adjustment	(\$209)
S-1	Load Forecast Revision	(\$8,657)
S-2	Incentive Programs	(\$5,434)
S-3	Pension Adjustment	\$1,320
S-4	Benefit Adjustment	(\$2,410)
S-5	Non-Labor Administrative and General Cost Adjustments	(\$6,057)
S-6	Revenue Growth Adjustment	(\$2,141)
S-7	Bridger Coal Costs	(\$2,025)
S-8	FIT and SIT Adjustment	\$0
S-9	Production Activity Deduction	(\$855)
S-10	Hydroelectric Relicensing Cost Adjustment	\$0
S-11	Extrinsic Value of Resources	\$0
S-12	Aquila Hydro Hedge	\$0
S-13	GP Power Cost Adjustment	(\$2,049)
S-14	Margin	(\$7,287)
C-1	Holding Company Interest Deduction	\$0
P-1	Fuel Handling	\$2,390
P-2	DITBAL Allocation	\$1,312
P-3	Hermiston/Gadsby Allocation Correction	\$914
P-4	WSCC Membership & Little Mountain	\$250
P-5	Klamath Irrigators. Sch 33 Revenue	\$7,187
P-6	USRB/UKRB Rate Base Adjustments Klamath Irrigators	(\$1,364)
P-7	Cost of Debt	\$0
P-8	RVM Power costs	\$0
<b>Total Adjustments (Base Rates)</b>		<b>(\$49,524)</b>
<b>Revenue Requirement Change (Base Rates)</b>		<b>\$52,500</b>
<b>Percentage Overall Rate Change</b>		<b>6.44%</b>

CERTIFICATE OF SERVICE

I hereby certify that I served a true and correct copy of the foregoing document in Docket UE 170 on the following named person(s) on the date indicated below by email and first-class mail addressed to said person(s) at his or her last-known address(es) indicated below.

Melinda J. Davison Davison Van Cleve, PC 333 SW Taylor, Suite 400 Portland, OR 97204	Jason Eisdorfer Citizens' Utility Board 610 SW Broadway, Suite 308 Portland, OR 97205
Matthew Perkins Davison Van Cleve PC 333 SW Taylor, Suite 400 Portland, OR 97204	David Hatton Jason Jones Department of Justice 1162 Court Street NE Salem, OR 97301-4096
Douglas Tingey Portland General Electric 121 SW Salmon, 1WTC13 Portland, OR 97204	Jim Abrahamson Community Action Directors of Oregon 4035 12th Street Cutoff SE, Suite 110 Salem, OR 97302
Rates & Regulatory Affairs Portland General Electric 121 SW Salmon Street, 1WTC0702 Portland, OR 97204	Edward Bartell Klamath Off-Project Water Users, Inc. 30474 Sprague River Road Sprague River, OR 97639
Phil Carver Oregon Office of Energy 625 Marion Street NE, Suite 1 Salem, OR 97301-3742	Joan Cote Oregon Energy Coordinators Assoc. 2585 State Street NE Salem, OR 97301
Edward Finklea Cable Huston Benedict Haagensen & Lloyd LLP 1001 SW Fifth Avenue, Suite 2000 Portland, OR 97204	Dan Keppen Klamath Water Users Assoc. 2455 Patterson Street, Suite 3 Klamath Falls, OR 97603
Janet Prewitt janet.prewitt@doj.state.or.us	Kurt Boehm Boehm Kurtz & Lowry 36 E. Seventh Street, Suite 1510 Cincinnati, OH 45202

Randall J. Falkenberg  
RFI Consulting  
PMB 362  
8351 Roswell Road  
Atlanta, GA 30350

Michael Kurtz  
Boehm, Kurtz & Lowry  
36 E. Seventh Street, Suite 1510  
Cincinnati, OH 45202

Lisa Brown  
WaterWatch of Oregon  
213 SW Ash Street, Suite 208  
Portland, OR 97204

John DeVoe  
WaterWatch of Oregon  
213 SW Ash Street, Suite 208  
Portland, OR 97204

Glen H. Spain  
PCFFA  
PO Box 11170  
Eugene, OR 97440-3370

Robert Valdez  
PO Box 2148  
Salem, OR 97308-2148

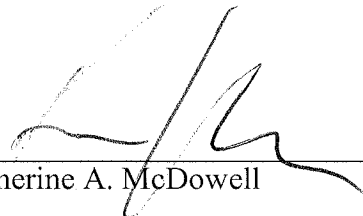
Judy Johnson  
Public Utility Commission of Oregon  
PO Box 2148  
Salem, OR 97308-2148

Lowrey R. Brown  
Citizens' Utility Board of Oregon  
610 SW Broadway, Suite 308  
Portland, OR 97205

Nancy Newell  
3917 NE Skidmore  
Portland OR 97211

Daniel W Meek  
Daniel W Meek Attorney at Law  
10949 SW 4th Ave  
Portland OR 97219

DATED: August 11, 2005

  
Katherine A. McDowell

Of Attorneys for PacifiCorp