



**Department of Energy**

Bonneville Power Administration  
P.O. Box 3621  
Portland, Oregon 97208-3621

GENERAL COUNSEL

July 18, 2005

In reply refer to: LC-7

VIA FEDERAL EXPRESS

Docket Filings  
Public Utility Commission of Oregon  
550 Capitol Street, N.E. Suite 215  
Salem, Oregon 97301-2551

Re: In the Matter of PORTLAND GENERAL ELECTRIC COMPANY  
Application for an Order Authorizing the Issuance of 62,500,000 Shares of New  
Common Stock Pursuant to ORS 757.410 et seq (UF 4218)

and

STEPHEN FORBES COOPER, LLC as Disbursing Agent, on behalf of the RESERVE  
FOR DISPUTED CLAIMS  
Application for an Order Allowing the Reserve for Disputed Claims to Acquire the  
Power to Exercise Substantial Influence over the Affairs and Policies of Portland General  
Electric Company Pursuant to ORS 757.511 (UM 1206)

Petition to Intervene of the Bonneville Power Administration

Dear Dockets Clerk:

Enclosed for filing are an original and five copies (plus one additional copy) of the Petition to Intervene of the Bonneville Power Administration ("BPA") in the above-referenced Oregon Public Utility Commission Dockets No. UF-4218 and UM-1206. If you could please accept this intervention for filing, and cause the extra copy to be conformed (date stamped) and returned to me in the enclosed postage-prepaid envelope, it would be greatly appreciated.

  
Geoffrey M. Kronick  
Of Attorneys for the Bonneville Power Administration

Enclosures (7)

cc: w/one enclosure - via Electronic and/or First Class Mail

<p>SUSAN ANDERSON CITY OF PORTLAND OFFICE OF SUSTAINABLE DEV 721 NW 9TH AVE -- SUITE 350 PORTLAND OR 97209-3447 susananderson@ci.portland.or.us</p>	<p>STEPHANIE S ANDRUS DEPARTMENT OF JUSTICE REGULATED UTILITY &amp; BUSINESS SECTION 1162 COURT ST NE SALEM OR 97301-4096 stephanie.andrus@state.or.us</p>
<p>LOWREY R BROWN CITIZENS' UTILITY BOARD OF OREGON 610 SW BROADWAY, SUITE 308 PORTLAND OR 97205 lowrey@oregoncub.org</p>	<p>MELINDA J DAVISON DAVISON VAN CLEVE PC 333 SW TAYLOR, STE. 400 PORTLAND OR 97204 mail@dvclaw.com</p>
<p>J JEFFREY DUDLEY PORTLAND GENERAL ELECTRIC 121 SW SALMON ST 1WTC1300 PORTLAND OR 97204 jay.dudley@pgn.com</p>	<p>JASON EISDORFER CITIZENS' UTILITY BOARD OF OREGON 610 SW BROADWAY STE 308 PORTLAND OR 97205 jason@oregoncub.org</p>
<p>JAMES F FELL STOEL RIVES LLP 900 SW 5TH AVE STE 2600 PORTLAND OR 97204-1268 jffell@stoel.com</p>	<p>KATHERINE A MCDOWELL STOEL RIVES LLP 900 SW FIFTH AVE STE 1600 PORTLAND OR 97204-1268 kamcdowell@stoel.com</p>
<p>DANIEL W MEEK DANIEL W MEEK ATTORNEY AT LAW 10949 SW 4TH AVE PORTLAND OR 97219 dan@mEEK.net</p>	<p>MICHAEL M MORGAN TONKON TORP LLP 888 SW 5TH AVE STE 1600 PORTLAND OR 97204-2099 mike@tonkon.com</p>
<p>PGE- OPUC FILINGS RATES &amp; REGULATORY AFFAIRS PORTLAND GENERAL ELECTRIC COMPANY 121 SW SALMON STREET, 1WTC0702 PORTLAND OR 97204 pge.opuc.filings@pgn.com</p>	<p>MITCHELL TAYLOR ENRON CORPORATION 1221 LAMAR - STE 1600 HOUSTON TX 77251 mitchell.taylor@enron.com</p>
<p>BENJAMIN WALTERS CITY OF PORTLAND - OFFICE OF CITY ATTORNEY 1221 SW 4TH AVE - RM 430 PORTLAND OR 97204 bwalters@ci.portland.or.us</p>	

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

4  
5 UF 4218/ UM 1206  
6

7 In the Matter of

8  
9 PORTLAND GENERAL ELECTRIC COMPANY )  
10 Application for an Order Authorizing the Issuance )  
11 of 62,500,000 Shares of New Common Stock )  
12 Pursuant to ORS 757.410 et seq (UF 4218) )

13 )  
14 and )

15 )  
16 In the Matter of )

Petition to Intervene of the  
Bonneville Power Administration

17 )  
18 STEPHEN FORBES COOPER, LLC as )  
19 Disbursing Agent, on behalf of the RESERVE FOR )  
20 DISPUTED CLAIMS )  
21 Application for an Order Allowing the Reserve for )  
22 Disputed Claims to Acquire the Power to Exercise )  
23 Substantial Influence over the Affairs and Policies )  
24 of Portland General Electric Company Pursuant )  
25 to ORS 757.511 (UM 1206) )  
26 )

27  
28 Honorable Christina M. Smith, ALJ  
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31 The Bonneville Power Administration (“BPA”), a Federal power-marketing agency  
32 within the U.S. Department of Energy, submits this petition for party status in the above  
33 referenced proceeding pursuant to ORS 756.525 and OAR 860-012-0001. In support of this  
34 request, Petitioner BPA notes the following:

- 35 1. The business address of BPA is Routing LC-7, 905 NE 11<sup>th</sup> Avenue, P.O. Box 3621,  
36 Portland, Oregon 97208-3621.

- 1        2. If this petition is granted, BPA will be represented by its attorneys, Geoffrey M. Kronick  
2            and Julie A. Bates, Routing LC-7, Office of General Counsel, Bonneville Power  
3            Administration, P.O. Box 3621, Portland, OR 97028-3621.
- 4        3. BPA is a party to a contract with the Eugene Water & Electric Board (“EWEB”), BPA  
5            Contract No. 14-03-09181, executed October 5, 1970. Under this contract, EWEB  
6            assigned its partial 30 percent share of the electric power generation from the Trojan  
7            Nuclear Plant to BPA, such portion having been obtained through EWEB’s contract with  
8            Portland General Electric (“PGE”), the majority share owner and operator of the Trojan  
9            Nuclear Plant (“Trojan”). In consideration of this assignment, BPA agreed to offset any  
10           payments that would otherwise be due to BPA by EWEB (for the purchase of other  
11           electric power and related electric transmission services) in an amount equal to EWEB’s  
12           share of the costs of Trojan. Although the Trojan plant is now terminated, there remains  
13           an obligation for payment of certain costs relating to the decommissioning of the Trojan  
14           nuclear plant, costs which should be equitably borne by all participants in Trojan in  
15           proportion to their allocated shares.

16                    BPA’s current estimates of PGE’s pro-rata share obligation for these  
17            decommissioning costs are roughly \$45 million (in 1997 dollars) for the period of PGE  
18            Fiscal Years (“FYs”) 2004-2006, \$2.8 million (in 1997 dollars) annually for spent fuel  
19            storage operations for each year in the period of PGE’s FYs 2004-2018 (this will be  
20            dependent, however, on when such spent nuclear fuel is accepted by the Department of  
21            Energy), and \$22 million (in 1997 dollars) for non-radiological remediation and building  
22            demolition work during the period of PGE’s FYs 2017-2018. Lest some other method of  
23            cost allocation of these decommissioning costs potentially be required of EWEB, and in

1 turn BPA (due to the nature of its agreement with EWEB under the “Net-billing  
2 Agreement”), the financial ability of PGE to meet this decommissioning obligation must  
3 be assured. BPA’s purpose in intervening in this proceeding is largely to assure that PGE  
4 remains financially “healthy” and able to appropriately and timely discharge its portion of  
5 the decommissioning obligation for the Trojan plant. BPA’s interests remain the same as  
6 expressed in the prior PGE Docket UM-1121, involving the proposed acquisition of PGE  
7 by the Oregon Electric Utility Co. LLC; a docket in which BPA actively participated.

- 8 4. BPA’s designated attorneys and representative upon whom service of documents may be  
9 made in this proceeding are:

10 Geoffrey M. Kronick, Esq.  
11 [gmkronick@bpa.gov](mailto:gmkronick@bpa.gov)  
12 Julie A. Bates, Esq.  
13 [jabates@bpa.gov](mailto:jabates@bpa.gov)  
14 Office of General Counsel – Routing LC-7  
15 Bonneville Power Administration  
16 P O Box 3621  
17 Portland, OR 97208-3621 (1 copy)  
18 Phone: (503) 230-4201  
19 Facsimile: (503) 230-7405

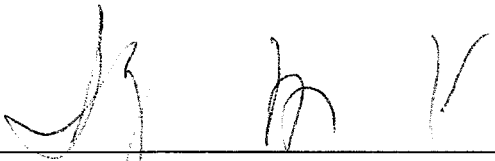
20  
21 and

22  
23 Mr. Craig M. Smith  
24 [cmsmith@bpa.gov](mailto:cmsmith@bpa.gov)  
25 Bonneville Power Administration – Routing L-7  
26 P O Box 3621  
27 Portland, OR 97208-3621  
28  
29

- 30 5. BPA’s appearance and participation will not unreasonably broaden the issues, burden the  
31 record, or unreasonably delay the proceeding.

32 WHEREFORE, for good cause shown, BPA requests that the presiding Administrative  
33 Law Judge grant BPA party status in the instant proceeding.

1 Respectfully submitted this 18<sup>th</sup> Day of July, 2005.

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7 Geoffrey M. Kronick

8 Julie A. Bates

9 Of Attorneys for the Bonneville Power Administration

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## CERTIFICATE OF SERVICE

I hereby certify that I have served the foregoing PETITION TO INTERVENE OF THE BONNEVILLE POWER ADMINISTRATION in Dockets UF 4218 and UF 1206 by causing a single true copy of the same to be deposited with the U.S. Postal Service, in sealed envelopes with postage prepaid, and/or by electronic mail (e-mail) upon the following named individuals on the Official Service List in these proceedings as of July 18, 2005, maintained by the Public Utility Commission of Oregon on its website located at [www.puc.state.or.us/](http://www.puc.state.or.us/)

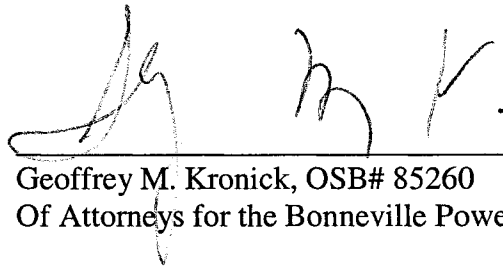
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ATTORNEY  
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PORTLAND OR 97204

Dated this 18<sup>th</sup> Day of July, 2005.



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Geoffrey M. Kronick, OSB# 85260  
Of Attorneys for the Bonneville Power Administration

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