Davison Van Cleve PC

Attorneys at Law

Suite 400 333 SW Taylor Portland, OR 97204

TEL (503) 241-7242 • FAX (503) 241-8160 • mail@dvclaw.com

October 21, 2005

Via Electronically and US Mail

Public Utility Commission Attn: Filing Center 550 Capitol St. NE #215 P.O. Box 2148 Salem OR 97308-2148

> Re: In the Matter of PUBLIC UTILITY COMMISSION OF OREGON Staff's

Investigation Related to Electric Utility Purchases from Qualifying

Facilities.

Docket No. UM 1129

Dear Filing Center:

Enclosed please find an original and six (6) copies of the Notice of Inter to Request an Issue Fund Grant of the Industrial Customers of Northwest Utilities in the abovecaptioned Docket.

Please return one file-stamped copy of the document in the self-addressed, stamped envelope provided. Thank you for your assistance.

Sincerely yours,

/s/ Ruth A. Miller Ruth A. Miller

Enclosures

Service List cc:

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served a copy of the foregoing Notice of Inter to Request an Issue Fund Grant of the Industrial Customers of Northwest Utilities, upon the parties, on the service list for AR 498 and AR 499 and all pre-certified organizations to receive intervenor funding by causing the same to be electronically served, to those parties with an email address, as well as mailed, postage-prepaid, through the U.S. Mail.

Dated at Portland, Oregon, this 21st day of October, 2005.

/s/ Ruth A. Miller Ruth A. Miller

AR 498 Service List

RATES & REGULATORY AFFAIRS PORTLAND GENERAL ELECTRIC RATES & REGULATORY AFFAIRS 121 SW SALMON STREET, 1WTC0702 PORTLAND OR 97204 pge.opuc.filings@pgn.com	LOWREY R BROWN CITIZENS' UTILITY BOARD OF OREGON 610 SW BROADWAY, SUITE 308 PORTLAND OR 97205 lowrey@oregoncub.org
JIM DEASON 521 SW CLAY ST STE 107 PORTLAND OR 97201-5407 jimdeason@comcast.net	JASON EISDORFER CITIZENS' UTILITY BOARD OF OREGON 610 SW BROADWAY STE 308 PORTLAND OR 97205 jason@oregoncub.org
KELLY FRANCONE ENERGY STRATEGIES 215 SOUTH STATE ST STE 200 SALT LAKE CITY UT 84111 kfrancone@energystrat.com	PAUL GRAHAM DEPARTMENT OF JUSTICE REGULATED UTILITY & BUSINESS SECTION 1162 COURT ST NE SALEM OR 97301-4096 paul.graham@state.or.us
JASON W JONES DEPARTMENT OF JUSTICE REGULATED UTILITY & BUSINESS SECTION 1162 COURT ST NE SALEM OR 97301-4096 jason.w.jones@state.or.us	KEN LEWIS P.O. BOX 29140 PORTLAND OR 97296 kl04@mailstation.com
KATHERINE A MCDOWELL STOEL RIVES LLP 900 SW FIFTH AVE STE 1600 PORTLAND OR 97204-1268 kamcdowell@stoel.com	RON MCKENZIE AVISTA UTILITIES PO BOX 3727 SPOKANE WA 99220-3727 ron.mckenzie@avistacorp.com

DANIEL W MEEK DANIEL W MEEK ATTORNEY AT LAW 10949 SW 4TH AVE PORTLAND OR 97219 dan@meek.net	SENATOR RICK METSGER STATE CAPITOL 900 COURT ST NE S-307 SALEM OR 97301 sen.rickmetsger@state.or.us
CHRISTY OMOHUNDRO PACIFICORP 825 NE MULTNOMAH BLVD STE 800 PORTLAND OR 97232 christy.omohundro@pacificorp.com	MATTHEW W PERKINS DAVISON VAN CLEVE PC 333 SW TAYLOR, STE 400 PORTLAND OR 97204 mwp@dvclaw.com
DOUGLAS C TINGEY PORTLAND GENERAL ELECTRIC 121 SW SALMON 1WTC13 PORTLAND OR 97204 doug.tingey@pgn.com	LINDA K WILLIAMS KAFOURY & MCDOUGAL 10266 SW LANCASTER RD PORTLAND OR 97219-6305 linda@lindawilliams.net

AR 499 Service List

SAMMIE B ADAMS 1141 WYLIE LANE GRANTS PASS OR 97527	GARY BAUER NORTHWEST NATURAL 220 NW 2ND AVE PORTLAND OR 97209 gary.bauer@nwnatural.com
LAURA BEANE PACIFICORP 825 MULTNOMAH STE 800 PORTLAND OR 97232-2153 laura.beane@pacificorp.com	SCOTT BOLTON PACIFICORP 825 NE MULTNOMAH PACIFICORP OR 97232 scott.bolton@pacificorp.com
JULIE BRANDIS ASSOCIATED OREGON INDUSTRIES 1149 COURT ST NE SALEM OR 97301-4030 jbrandis@aoi.org	LOWREY R BROWN CITIZENS' UTILITY BOARD OF OREGON 610 SW BROADWAY, SUITE 308 PORTLAND OR 97205 lowrey@oregoncub.org
ED BUSCH PUBLIC UTILITY COMMISSION OF OREGON PO BOX 2148 SALEM OR 97308-2148 ed.busch@state.or.us	R. TOM BUTLER tom@butlert.com
REP TOM BUTLER H-289 STATE CAPITOL SALEM OR 97310 cpatom@fmtc.com	RANDALL DAHLGREN PORTLAND GENERAL ELECTRIC 121 SW SALMON ST 1WTC 0702 PORTLAND OR 97204 randy.dahlgren@pgn.com
MELINDA J DAVISON DAVISON VAN CLEVE PC 333 SW TAYLOR, STE. 400 PORTLAND OR 97204 mail@dvclaw.com	JIM DEASON ATTORNEY AT LAW 521 SW CLAY ST STE 107 PORTLAND OR 97201-5407 jimdeason@comcast.net

MICHAEL EARLY JASON EISDORFER INDUSTRIAL CUSTOMERS OF NORTHWEST CITIZENS' UTILITY BOARD OF OREGON 610 SW BROADWAY STE 308 UTILITIES 333 SW TAYLOR STE 400 PORTLAND OR 97205 PORTLAND OR 97204 jason@oregoncub.org mearly@icnu.org STEVE EVANS DON M FALKNER MIDAMERICAN ENGERY HOLDINGS COMPANY **AVISTA UTILITIES** 666 GRAND AVE PO BOX 3727 **DES MOINES IA 50303** SPOKANE WA 99220-3727 srevans@midamerican.com don.falkner@avistacorp.com **EDWARD A FINKLEA** ANN L FISHER CABLE HUSTON BENEDICT HAAGENSEN & LLOYD AF LEGAL & CONSULTING SERVICES 2005 SW 71ST AVE 1001 SW 5TH, SUITE 2000 PORTLAND OR 97225-3705 PORTLAND OR 97204 energlaw@aol.com efinklea@chbh.com ANDREA FOGUE KELLY FRANCONE LEAGUE OF OREGON CITIES **ENERGY STRATEGIES PO BOX 928** 215 SOUTH STATE ST STE 200 1201 COURT ST NE STE 200 SALT LAKE CITY UT 84111 kfrancone@energystrat.com **SALEM OR 97308** afogue@orcities.org PAUL GRAHAM ROBERT JENKS DEPARTMENT OF JUSTICE CITIZENS' UTILITY BOARD OF OREGON **REGULATED UTILITY & BUSINESS SECTION** 610 SW BROADWAY STE 308 1162 COURT ST NE PORTLAND OR 97205 SALEM OR 97301-4096 bob@oregoncub.org paul.graham@state.or.us JUDY JOHNSON JASON W JONES PUBLIC UTILITY COMMISSION DEPARTMENT OF JUSTICE REGULATED UTILITY & BUSINESS SECTION PO BOX 2148 SALEM OR 97308-2148 1162 COURT ST NE SALEM OR 97301-4096 judy.johnson@state.or.us jason.w.jones@state.or.us **GREGG KANTOR** MARGARET D KIRKPATRICK NORTHWEST NATURAL NORTHWEST NATURAL 220 NW SECOND 220 NW 2ND AVE PORTLAND OR 97209 PORTLAND OR 97209 margaret.kirkpatrick@nwnatural.com gsk@nwnatural.com PAMELA G LESH **KEN LEWIS** PORTLAND GENERAL ELECTRIC P.O. BOX 29140 121 SW SALMON ST 1 WTC 1703 PORTLAND OR 97296 PORTLAND OR 97204 kl04@mailstation.com pamela.lesh@pgn.com **BLAIR LOFTIS** LARRY O MARTIN **PACIFICORP** PACIFIC POWER & LIGHT 825 NE MULTNOMAH 825 NE MULTNOMAH STE 800 PORTLAND OR 97232 PORTLAND OR 97232 blair.loftis@pacificcorp.com larry.martin@pacificorp.com

KATHERINE A MCDOWELL RON MCKENZIE STOEL RIVES LLP **AVISTA UTILITIES** 900 SW FIFTH AVE STE 1600 PO BOX 3727 PORTLAND OR 97204-1268 SPOKANE WA 99220-3727 ron.mckenzie@avistacorp.com kamcdowell@stoel.com DANIEL W MEEK SENATOR RICK METSGER DANIEL W MEEK ATTORNEY AT LAW STATE CAPITOL 10949 SW 4TH AVE 900 COURT ST NE S-307 PORTLAND OR 97219 SALEM OR 97301 dan@meek.net sen.rickmetsger@state.or.us DAVID J MEYER TERESA MILLER AVISTA CORPORATION PORTLAND GENERAL ELECTRIC PO BOX 3727 121 SW SALMON ST SPOKANE WA 99220-3727 PORTLAND OR 97204 david.meyer@avistacorp.com teresa.miller@pgn.com CHRISTY OMOHUNDRO JAN MITCHELL PACIFIC POWER & LIGHT **PACIFICORP** 825 NE MULTNOMAH STE 2000 825 NE MULTNOMAH BLVD STE 800 PORTLAND OR 97232 PORTLAND OR 97232 jan.mitchell@pacificorp.com christy.omohundro@pacificorp.com THOMAS R PAINE RICHARD PEACH **AVISTA CORPORATION PACIFICORP** 1411 EAST MISSION 825 NE MULTNOMAH SPOKANE WA 99202 PORTLAND OR 97232 tom.paine@avistacorp.com richard.peach@pacificorp.com MATTHEW W PERKINS PAULA E PYRON NORTHWEST INDUSTRIAL GAS USERS DAVISON VAN CLEVE PC 333 SW TAYLOR, STE 400 4113 WOLF BERRY COURT PORTLAND OR 97204 LAKE OSWEGO OR 97035-1827 mwp@dvclaw.com ppyron@nwigu.org LISA F RACKNER **INARA SCOTT** ATER WYNNE LLP PORTLAND GENERAL ELECTRIC 222 SW COLUMBIA ST STE 1800 121 SW SALMON ST PORTLAND OR 97201-6618 PORTLAND OR 97204 Ifr@aterwynne.com inara.scott@pgn.com **BOB TAMLYN** DOUGLAS C TINGEY PORTLAND GENERAL ELECTRIC PORTLAND GENERAL ELECTRIC 121 SW SALMON ST 121 SW SALMON 1WTC13 PORTLAND OR 97204 PORTLAND OR 97204 bob.tamlyn@pgn.com doug.tingey@pgn.com JAY TINKER **RICK TUNNING** PORTLAND GENERAL ELECTRIC MIDAMERICAN ENERGY HOLDINGS COMPANY PORTLAND GENERAL ELECTRIC COMPANY 666 GRAND AVENUE 121 SW SALMON STREET, 1WTC-0702 DES MOINES IA 50303 PORTLAND OR 97204 rrtunning@midamerican.com jay.tinker@pgn.com

SENATOR VICKI L WALKER **BENJAMIN WALTERS** STATE CAPITOL CITY OF PORTAND - OFFICE OF CITY ATTORNEY 1221 SW 4TH AVE - RM 430 PO BOX 10314 EUGENE OR 97440 PORTLAND OR 97204 sen.vickiwalker@state.or.us bwalters@ci.portland.or.us LINDA K WILLIAMS MARCUS A WOOD KAFOURY & MCDOUGAL STOEL RIVES LLP 10266 SW LANCASTER RD 900 SW FIFTH AVENUE, SUITE 2600 PORTLAND OR 97219-6305 PORTLAND OR 97204 linda@lindawilliams.net mwood@stoel.com PAUL M WRIGLEY PACIFIC POWER & LIGHT 825 NE MULTNOMAH STE 800 PORTLAND OR 97232 paul.wrigley@pacificorp.com

BEFORE THE PUBLIC UTILITY COMMISSION

OF OREGON

AR 498 and AR 499

In the Matter of	
	NOTICE OF INTENT TO REQUEST
The Adoption of Permanent Rules to Implement	AN ISSUE FUND GRANT OF THE
SB 408 Relating to Matching Utility Taxes Paid	INDUSTRIAL CUSTOMERS OF
with Taxes Collected,	NORTHWEST UTILITIES
In the Matter of	
The Adoption of Temporary Rules to Implement	
SB 408 Relating to Matching Utility Taxes Paid	
with Taxes Collected.	

The Industrial Customers of Northwest Utilities ("ICNU") files this Notice of Intent to Request an Issue Fund Grant in Docket Nos. AR 498 and AR 499, pursuant to OAR § 860-017-0050 and the Intervenor Funding Agreement ("IFA") approved by the Oregon Public Utility Commission ("Commission") in Order No. 03-388 (July 2, 2003).

1. AR 498 and AR 499 are Commission proceedings regarding the adoption of permanent rules to implement Senate Bill ("SB") 408. SB 408 requires a utility's taxes paid to match with the utility's taxes collected. AR 498 and AR 499 are Eligible Proceedings under the IFA. The IFA defines an Eligible Proceeding as "any Commission proceeding that directly affects one or more of the Participating Public Utilities, including but not limited to rulemaking proceedings" IFA, Section 1(c). AR 498 and AR 499 are rulemaking proceedings that will directly affect Portland General Electric ("PGE"), which is a Participating Public Utility under Section 1(k) of the IFA. Therefore, an Issue Fund Grant may be made for this proceeding under Section 6.1 the IFA.

PAGE 1—NOTICE OF INTENT TO REQUEST AN ISSUE FUND GRANT OF ICNU

2. Section 6.2 of the IFA, requires this Notice of Intent to be filed at the time

ICNU is requesting intervention or, for matters that do not involve formal intervention, as such

other time as the Commission designates. ICNU's Notice of Intent is timely because this is a

rulemaking proceeding that does not involve formal intervention, and the Commission has not

designated a specific time to file the Notice of Intent.

3. As required by IFA Section 6.2, this Notice of Intent is being served on

each affected Participating Public Utility, all precertified organizations, and all parties identified

as participants on the service list.

ICNU identifies the PGE Issue Fund Account as the account from which 4.

ICNU intends to request the Issue Fund Grant.

5. ICNU has been precertified under Sections 5.1 and 5.2 of the IFA and

OAR § 860-017-0050(3), as eligible to receive an Issue Fund Grant, by Commission Order No.

03-502, which was entered on August 21, 2003.

6. ICNU requests that the Commission establish a deadline for filing a

proposed budget with respect to the Issue Fund Grant, as provided in Section 6.3 of the IFA.

Dated this 21st day of October, 2005.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

/s/ Melinda J. Davison

Melinda J. Davison

333 S.W. Taylor, Suite 400

Portland, Oregon 97204

(503) 241-7242 phone

(503) 241-8160 facsimile

mail@dvclaw.com

Of Attorneys for Industrial Customers

of Northwest Utilities

PAGE 2—NOTICE OF INTENT TO REQUEST AN ISSUE FUND GRANT OF ICNU

DAVISON VAN CLEVE, P.C. 333 SW Taylor, Suite 400 Portland, OR 97204