

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

UE-219

In the Matter of Application to Implement  
the Provisions of Senate Bill 76

Docket UE-219

PETITION TO INTERVENE  
 and WAIVER OF PAPER  
SERVICE

The Oregon Department of Environmental Quality ("ODEQ") 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: Steve Kirk  
Company: Oregon Department of Environmental Quality  
Street Address: 475 NE Bellevue Dr.  
City, State, Zip: Bend, Oregon 97701  
Email Address: steve.kirk@state.or.us  
Telephone: 541-633-2023

Please include this contact on the service list.

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: Kurt Burkholder  
Company: Oregon Department of Justice  
Street Address: 1515 SW 5<sup>th</sup> Ave. Suite 410  
City, State, Zip: Portland, OR 97201  
Email Address: kurt.burkholder@doj.state.or.us  
Telephone: 971-673-1898

2b. Additional contacts to be included on the service list (a petitioner is limited to two contacts on the service list UNLESS waiving paper service):

Name: Chris Stine  
Company: Oregon Department of Environmental Quality  
Street Address: 165 E. 7<sup>th</sup> Ave., Suite 100  
City, State, Zip: Eugene, OR 97401  
Email Address: chris.stine@state.or.us  
Telephone: 541-686-7810

Name:  
Company:  
Street Address:  
City, State, Zip:  
Email Address:  
Telephone:

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.

3. If the petitioner is an organization, the number of members in and the purposes of the organization:

Petitioner is a state agency.

List of Members attached

4.. The nature and extent of the Petitioner's interest in the proceeding is:

ODEQ 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, ODEQ has committed to support the surcharge to the extent it is consistent with the KHSA. In addition to this interest, ODEQ 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:

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

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

