

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

**UE 219**

In the Matter of	)	<b>AMERICAN RIVERS AND</b>
	)	<b>CALIFORNIA TROUT'S</b>
PACIFICORP, dba PACIFIC POWER	)	<b>PETITION TO INTERVENE</b>
	)	
Application to Implement the Provisions	)	
of Senate Bill 76.	)	
	)	

Pursuant to ORS § 756.525 and OAR § 860-012-0001, American Rivers and California Trout (“Conservation Groups”) hereby submit this Petition to Intervene in the above-captioned proceeding and seek party status as provided in OAR § 860-011-0035. In support of this Petition, Conservation Groups state as follows:

1. The name and address for parties of record in this proceeding are:

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Brett Swift of American Rivers and Richard Roos-Collins of the Natural Heritage Institute will represent Conservation Groups in this proceeding. Mr. Roos-Collins is admitted in the California Bar and will file for admission *pro hac vice*. All documents related to this proceeding should be served on Conservation Groups' attorneys at the following addresses:

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2. American Rivers is a non-profit organization with more than 70,000 members nationwide, 6,900 in Oregon and California. The mission of American Rivers is to restore and protect the nation's rivers for the communities, fish and wildlife that depend on healthy rivers. California Trout has 7,500 members throughout California and Oregon. The mission of California Trout is to protect and restore wild trout and steelhead waters throughout California.

3. Conservation Groups are Parties to the Klamath Basin Restoration Agreement and Klamath Hydropower Settlement Agreement. Conservation Groups are committed to actively participating the successful execution of those agreements and the restoration of the Klamath River Basin that these agreements will facilitate. Successful implementation of

Senate Bill 76 is required for achieving restoration of the Klamath River Basin and avoiding undue costs to Oregon customers of PacifiCorp/Pacific Power.

4. In this proceeding, Conservation Groups intend to support the surcharge created by SB 76 as fair, reasonable and necessary for the successful implementation of the Klamath Basin Restoration Agreement and Klamath Hydropower Settlement Agreement.

5. American Rivers and California Trout have been active participants in the development and execution of the Klamath Basin Restoration Agreement and Klamath Hydropower Settlement Agreement. As such, we have special knowledge of the benefits of the agreements and SB 76 to Oregon customers of Pacific Power. In addition, American Rivers has been an active intervenor in proceedings before the California Public Utilities Commission, including those related to Mid-American Energy Holding Company's acquisition of PacifiCorp in 2006 and other ratesetting.

7. Conservation Groups' participation in this proceeding will assist the Commission in resolving the issues, and will not unreasonably broaden the issues, unduly burden the record, or delay the proceeding. It is in the public interest to allow Conservation Groups to intervene in this proceeding.

8. Conservation Groups originally filed this request on or about April 1, 2010. OPUC rejected the filing because the complete service list was not attached. Conservation Groups regret that error and file this amended pleading.

WHEREFORE, Conservation Groups respectfully request leave to intervene and requests all the rights of a party in this proceeding.

DATED this 1st day of April, 2010.

Respectfully submitted,

Steve Rothert  
Brett Swift  
AMERICAN RIVERS

Curtis Knight  
CALIFORNIA TROUT

Richard Roos-Collins  
NATURAL HERITAGE INSTITUTE  
Counsel for AMERICAN RIVERS and  
CALIFORNIA TROUT

## CERTIFICATE OF SERVICE

I hereby certify that I have on this day served the foregoing Petition to Intervene of American Rivers and California Trout upon all parties of record listed on the Service list below, via electronic mail and/or via mailing a copy properly addressed with first class postage prepaid.

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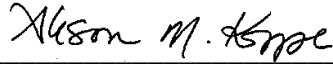
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Dated: April 22, 2010

By:   
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