

August 6, 2013

***VIA ELECTRONIC FILING
AND OVERNIGHT DELIVERY***

Public Utility Commission Oregon
550 Capitol Street NE, Suite 215
Salem, OR 97301-2551

Attn: Filing Center

RE: Docket UE 263—Joint Testimony in Support of the Stipulation

PacifiCorp d/b/a Pacific Power (PacifiCorp or Company) submits for filing the Joint Testimony in Support of the Stipulation by the Stipulating Parties (PacifiCorp d/b/a Pacific Power, Public Utility Commission of Oregon Staff; the Citizens' Utility Board of Oregon; the Industrial Customers of Northwest Utilities; Fred Meyer Stores and Quality Food Centers, divisions of the Kroger Co.; Wal-Mart Stores, Inc.; and Noble Americas Energy Solutions).

Please direct informal correspondence and questions regarding this filing to Bryce Dalley, Director, Regulatory Affairs, at (503) 813-6389.

Sincerely,



William R. Griffith
Vice President, Regulation

Enclosures

cc: UE 263 Service List

CERTIFICATE OF SERVICE

I certify that I served a true and correct copy of the Joint Testimony in Support of the Stipulation on the parties listed below via electronic mail and/or US mail in compliance with OAR 860-001-0180.

UE 263

OPUC Dockets (W)
Citizens' Utility Board of Oregon
610 SW Broadway, Suite 400
Portland, OR 97205
dockets@oregoncub.org

G. Catriona McCracken (W) (C)
Citizens' Utility Board of Oregon
610 SW Broadway, Suite 400
Portland, OR 97205
catriona@oregoncub.org

Melinda J. Davison (W) (C)
Davison Van Cleve PC
333 SW Taylor, Suite 400
Portland, OR 97204
mjd@dvclaw.com

Michael T. Weirich (W) (C)
Department of Justice
Business Activities Section
1162 Court St. NE
Salem, OR 97301-4096
Michael.weirich@state.or.us

Sarah Wallace (W) (C)
Pacific Power
825 NE Multnomah St., Ste. 1800
Portland, OR 97232
Sarah.wallace@pacificorp.com

Donald W Schoenbeck (W) (C)
Regulatory & Cogeneration Services, Inc
900 Washington St, Ste 780
Vancouver, WA 98660-3455
Dws@r-c-s-inc.com

Deborah Garcia (W) (C)
Marianne Gardner (W) (C)
Oregon Public Utility Commission
PO Box 2148
Salem, OR 97308-2148
deborah.garcia@state.or.us
Marianne.gardner@state.or.us

Douglas C. Tingey (W)
Portland General Electric
121 SW Salmon 1WTC13
Portland, OR 97204

Robert Jenks (W) (C)
Citizens' Utility Board of Oregon
610 SW Broadway, Suite 400
Portland, OR 97205
Bob@oregoncub.org

Irion Sanger (W) (C)
Davison Van Cleve PC
333 SW Taylor, Suite 400
Portland, OR 97204
ias@dvclaw.com

Kevin Higgins (W)
Energy Strategies
215 State St., Suite 200
Salt Lake City, UT 84111-2322
Khiggins@energystrat.com

Oregon Dockets (W)
Pacific Power
825 NE Multnomah St., Suite 2000
Portland, OR 97232
oregondockets@pacificorp.com

Katherine A. McDowell (W) (C)
McDowell Rackner & Gibson PC
419 SW 11th Avenue, Suite 400
Portland, OR 97205
Katherine@mcd-law.com

Greg Bass (W)
Noble Americas Energy Solutions, LLC
401 West A Street, Suite 500
San Diego, CA 92101
gbass@noblesolutions.com

Gregory M. Adams (W)
Richardson & O'Leary
PO Box 7218
Boise, ID 83702
greg@richardsonandoleary.com

Jay Tinker (W)
Portland General Electric
121 SW Salmon 1WTC-0702
Portland, OR 97204

Doug.tingey@pgn.com

Kurt J. Boehm (W)
Jody Kyler Cohn (W)
Boehm Kurtz & Lowry
36 E. Seventh Street, Suite 1510
Cincinnati, OH 45202
kboehm@bkllawfirm.com
jkyler@bkllawfirm.com

Samuel L. Roberts (W) (C)
Hutchinson, Cox, Coons, Orr & Sherlock, P.C.
PO Box 10886
Eugene, OR 97440
sroberts@eugenelaw.com

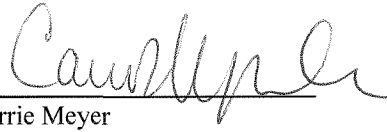
Maja K. Haium
Tracy Rutten
League of Oregon Cities
PO Box 928
Salem, OR 97308
mhaium@orcities.org
trutten@orcities.org

Dated this 6th day of August.

Pge.opuc.filings@pgn.com

Nona Soltero (W)
Fred Meyer Stores/Kroger
3800 SE 22nd Avenue
Portland, OR 97202
Non.soltero@fredmeyer.com

Steve W. Chriss (W) (C)
Wal-Mart Stores, Inc.
200 I SE IO'h Street
Bentonville, AR 72716
stephen.chriss@wal-mart.com


Carrie Meyer
Supervisor, Regulatory Operations

Docket No. UE 263
Exhibit Stipulating Parties/100
Witnesses: Dalley, Gardner, Jenks, Deen, Higgins, Chriss

**BEFORE THE PUBLIC UTILITY COMMISSION
OF THE STATE OF OREGON**

STIPULATING PARTIES: PACIFICORP D/B/A PACIFIC POWER; PUBLIC
UTILITY COMMISSION OF OREGON STAFF; THE CITIZENS' UTILITY BOARD
OF OREGON; THE INDUSTRIAL CUSTOMERS OF NORTHWEST UTILITIES;
FRED MEYER STORES AND QUALITY FOOD CENTERS, DIVISIONS OF THE
KROGER CO.; WAL-MART STORES, INC.; AND
NOBLE AMERICAS ENERGY SOLUTIONS

Joint Testimony of R. Bryce Dalley, Marianne Gardner, Bob Jenks, Michael Deen,
Kevin Higgins, and Steve W. Chriss

August 6, 2013

INTRODUCTION

1

2 **Q. Who is sponsoring this testimony?**

3 A. This testimony is jointly sponsored by PacifiCorp d/b/a Pacific Power (PacifiCorp
4 or Company); Staff of the Public Utility Commission of Oregon (Staff); the
5 Citizens' Utility Board of Oregon (CUB); the Industrial Customers of Northwest
6 Utilities (ICNU); Fred Meyer Stores and Quality Food Centers, divisions of the
7 Kroger Co. (Kroger); Wal-Mart Stores, Inc. (Walmart); and Noble Americas
8 Energy Solutions (Noble) (collectively the Stipulating Parties).

9 **Q. Please provide your names and qualifications.**

10 A. Our names are R. Bryce Dalley, Marianne Gardner, Bob Jenks, Michael Deen,
11 Kevin Higgins, and Steve W. Chriss. Our qualifications are provided in Exhibit
12 101, submitted with this Joint Testimony.

13 **Q. What is the purpose of this Joint Testimony?**

14 A. This Joint Testimony describes and supports the stipulation filed in this
15 proceeding on July 8, 2013 (Stipulation), by PacifiCorp, Staff, CUB, ICNU,
16 Kroger, Walmart, and Noble (collectively the Stipulating Parties).

17 **Q. Have all of the active parties to this docket joined in the Stipulation?**

18 A. Yes. PacifiCorp, Staff, CUB, ICNU, Kroger, Walmart, and Noble have joined in
19 the Stipulation. The League of Oregon Cities does not object to the Stipulation.
20 Portland General Electric Company intervened to monitor this docket, did not
21 participate in settlement discussions, and took no position on the Stipulation.

22 **Q. Has any party objected to the Stipulation?**

23 A. No.

1

BACKGROUND

2 **Q. How did PacifiCorp commence this case?**

3 A. On March 1, 2013, PacifiCorp filed an application for a general rate revision
4 under ORS 757.210 and OAR 860-022-0019.

5 **Q. Please describe the Company's general rate revision application.**

6 A. The Company's general rate revision application sought a base rate increase of
7 approximately \$56.0 million or 4.6 percent. The proposed increase to net rates
8 was \$56.2 million or 4.7 percent as a result of resetting the Rate Mitigation
9 Adjustment to reflect forecast customer loads by rate schedule.

10 **Q. What is the effective date of PacifiCorp's revised tariff sheets?**

11 A. In its initial filing, PacifiCorp filed tariff sheets with an effective date of
12 March 31, 2013. In Order No. 13-076, the Public Utility Commission of Oregon
13 (Commission) suspended the filing for review for a period not to exceed nine
14 months from March 31, 2013. Under this order, the effective date of the revised
15 tariff sheets is January 1, 2014.

16 **Q. What test period did PacifiCorp use in this case?**

17 A. PacifiCorp used an historical base period of the 12 months ended June 2012, with
18 normalizing and pro forma adjustments to calculate a 2014 calendar year future
19 test period.

1 **Q. Did the Company's initial filing include a request for a separate tariff rider**
2 **for rate recovery of the Lake Side 2 natural gas-fired generating plant (Lake**
3 **Side 2)?**

4 A. Yes. Lake Side 2 is projected to be in service in the second quarter of 2014.
5 PacifiCorp filed a proposal for a separate tariff rider in this case to implement the
6 revenue requirement increase related to Lake Side 2 (\$22.7 million on an Oregon-
7 allocated basis, or 1.8 percent) when the plant is placed in service.

8 **Q. Did the Company's initial filing include the revenue requirement increase**
9 **associated with the Mona-to-Oquirrh transmission line?**

10 A. Yes. The Company's original filing included the revenue requirement increase
11 associated with the Mona-to-Oquirrh transmission line. This component of the
12 filing was subject to offset upon approval of a separate tariff rider for the
13 Mona-to-Oquirrh transmission line. On May 23, 2013, the Commission issued
14 Order No. 13-195 in docket UE 246 approving the Mona-to-Oquirrh tariff rider
15 effective June 1, 2013. The Company is now collecting approximately \$10.3
16 million in annual revenues under that tariff rider.

17 **Q. Are there any other filings relevant to docket UE 263?**

18 A. Yes. On January 31, 2013, PacifiCorp filed an application under ORS 757.140(1)
19 to implement revised depreciation rates. The Commission opened docket
20 UM 1647 to review the filing. PacifiCorp's net variable power costs are being
21 separately considered in docket UE 264, and this Stipulation does not address or
22 resolve any of the issues raised by the parties in that proceeding, except as
23 specifically noted in the Stipulation.

1 **Q. When were settlement conferences held in this case?**

2 A. The parties to dockets UE 263 and UM 1647 convened joint settlement
3 conferences on June 12 through June 14, 2013, and also on June 19, 2013. Parties
4 received notice of the settlement conferences in Administrative Law Judge (ALJ)
5 Shani Pines' Prehearing Conference Memorandum in docket UE 263, dated
6 March 27, 2013, and ALJ Patrick Power's Prehearing Conference Memorandum
7 in docket UM 1647, dated February 27, 2013.

8 **Q. What was the result of these settlement conferences?**

9 A. Through the settlement conferences, the Stipulating Parties reached a settlement
10 resolving the issues in this case. The Stipulating Parties also resolved the issues
11 in docket UM 1647.

12 **Q. Did parties in this docket file testimony responding to the Company's filing?**

13 A. No. The Stipulating Parties reached settlement in this case before the parties'
14 response testimony was due.

15 **KEY PROVISIONS OF STIPULATION**

16 **Q. What is the Stipulating Parties' agreement on the Company's proposed**
17 **revenue requirement increase?**

18 A. The Stipulating Parties agree to a revenue requirement increase of \$23.7 million.
19 The agreed-upon calculation of the \$23.7 million increase is presented in
20 Exhibit A to the Stipulation and reflects: (1) an offset for the increase in revenues
21 associated with the approval of the Mona-to-Oquirrh transmission line tariff rider;
22 and (2) resolution of adjustments informally proposed by the parties. Exhibit A to
23 the Stipulation also reflects adjustments to PacifiCorp's proposed depreciation

1 rates addressed in a separate stipulation in docket UM 1647; the adjustment for
2 depreciation rates reduced PacifiCorp's proposed Oregon revenue requirement by
3 approximately \$1.6 million.

4 **Q. What is the scope of the Stipulating Parties' agreement on the Company's**
5 **revenue requirement?**

6 A. The Stipulating Parties agree that the acceptance of adjustments for purposes of
7 settlement does not imply agreement on the merits of the adjustments and is not
8 binding on parties in future proceedings, except as specifically noted in the
9 Stipulation.

10 **Q. Did the Stipulating Parties agree to an effective date of the rates**
11 **implementing the stipulated revenue requirement?**

12 A. Yes. Consistent with Order No. 13-076 suspending PacifiCorp's initial filing, the
13 Stipulating Parties agree that rates implementing the stipulated revenue
14 requirement increase in this case will be effective on January 1, 2014.

15 **Q. What is the Stipulating Parties' agreement regarding the Company's rate of**
16 **return?**

17 A. The Stipulating Parties did not reach agreement on an authorized rate of return
18 nor any of the individual components of an authorized rate of return. The
19 Stipulating Parties, however, agree that, for Oregon regulatory purposes, the
20 Company's overall rate of return (ROR) and notional values of individual cost of
21 capital components used to derive this ROR are reflected in the table below.

Component	Structure	Cost	Weighted Cost
Long-term Debt	47.600%	5.250%	2.499%
Preferred Stock	0.300%	5.427%	0.016%
Common	52.100%	9.800%	5.106%
	100.000%		7.621%

1 **Q. Did PacifiCorp seek to change its cost of capital in its initial filing?**

2 A. No. PacifiCorp's filing used the cost of capital used for regulatory purposes in
3 PacifiCorp's last general rate case filing, docket UE 246. PacifiCorp's basis for
4 using the same cost of capital as that adopted by the Commission in Order No.
5 12-493 is discussed beginning on page three of PacifiCorp's Executive Summary
6 for its filing, dated March 1, 2013.

7 **Q. Does the Stipulation reduce PacifiCorp's approved cost of capital?**

8 A. Yes. The Stipulating Parties agreed to reduce PacifiCorp's notional cost of debt
9 from 5.32 percent to 5.25 percent. This change reduced PacifiCorp's illustrative
10 overall rate of return that will be used for regulatory purposes from 7.65 percent
11 to 7.62 percent.

12 **Q. What is the Stipulating Parties' agreement regarding Lake Side 2?**

13 A. The Stipulating Parties agree that the Company's investment in Lake Side 2 meets
14 the requirements to be included in rate base in this case under the Company's
15 current Commission-approved inter-jurisdictional allocation methodology. The
16 Stipulating Parties agree that they reserve the right to argue that Lake Side 2
17 should not be included in Oregon rates in any other proceeding, including but not
18 limited to the current multi-state process discussions or a formal proceeding to
19 adopt a new inter-jurisdictional allocation methodology.

1 **Q. How will the Company recover the revenue requirement for Lake Side 2?**

2 A. The Stipulating Parties agree that, when the plant goes into service, the Company
3 may recover the revenue requirement of Lake Side 2 through the separate tariff
4 rider filed in this docket, updated for the stipulated ROR and revenue sensitive
5 components identified on page 4 of Exhibit A to the Stipulation. The Stipulating
6 Parties also agree that PacifiCorp's recovery of the revenue requirement of Lake
7 Side 2 through a separate tariff rider is non-precedential and will not be cited as
8 support for future tariff riders. ICNU proposed the provision expressly making
9 the Lake Side 2 agreement non-precedential to ensure that no party uses or cites
10 to the Stipulation to claim or argue that any party has in the past supported or
11 agreed that any assets should be recovered through a separate tariff rider.

12 **Q. What will be included in the tariff rider for Lake Side 2?**

13 A. The Lake Side 2 tariff rider will include both the revenue requirement of the Lake
14 Side 2 generating plant (as shown in PAC/1004) and the revenue requirement of
15 the Lake Side 2 interconnection (described in PAC/500, Vail/7-9).

16 **Q. How will recovery of the revenue requirement of Lake Side 2 be reflected in
17 the design of the Lake Side 2 tariff rider rates?**

18 A. The Stipulating Parties agree that for rate schedules 28/728, 30/730, 47/747, and
19 48/748 (*i.e.*, general service rate schedules with demand meters), the Company
20 will calculate the tariff rider rates to provide for collection of two-thirds of the
21 costs of Lake Side 2 through demand charges and one-third through energy
22 charges. For other rate schedules the collection will be through energy charges.

1 **Q. Will there be an opportunity for a review of the actual costs of Lake Side 2**
2 **after the plant is placed in service?**

3 A. Yes. PacifiCorp will provide copies of any Lake Side 2 filings to the parties in
4 docket UE 263. PacifiCorp agrees that the parties will have the opportunity to
5 review the prudence of the actual costs of Lake Side 2 and will have the
6 opportunity to challenge costs that are not properly assigned to the project, are
7 imprudent, or exceed the amount included in the initial filing in docket UE 263.
8 PacifiCorp agrees to facilitate the Stipulating Parties' audit and review and
9 provide periodic updates on the costs of Lake Side 2 as requested.

10 **Q. Lake Side 2 is expected to be in service in the second quarter of 2014. What**
11 **will occur if the in-service date is delayed beyond second quarter 2014?**

12 A. If Lake Side 2 becomes operational after June 30, 2014, but within 60 days of that
13 date, the Stipulating Parties will have 20 days from the in-service date to establish
14 sufficient cause to warrant the reopening of docket UE 263 to determine whether
15 any cost reductions to PacifiCorp's test year expenses should be used to offset, in
16 part, costs associated with Lake Side 2. If Lake Side 2 becomes operational more
17 than 60 days after June 30, 2014, PacifiCorp must make a new filing with the
18 Commission under ORS 757.210 to add the project to rate base. If the Company
19 makes such a filing, then the parties may propose cost reductions to PacifiCorp's
20 test year expenses that could be used to offset costs associated with Lake Side 2.

1 **Q. Will the Company provide an attestation signed by a Company officer when**
2 **Lake Side 2 goes into service?**

3 A. Yes. PacifiCorp will provide an attestation signed by a Company officer that
4 Lake Side 2 has been placed in service and is operational.

5 **Q. What is the Stipulating Parties' agreement regarding prepaid pension assets?**

6 A. The Stipulating Parties agree that the Company will remove its request for
7 recovery of its prepaid pension asset from the Company's filing in this case,
8 which reduces the revenue requirement by \$5.352 million as shown on page 1 of
9 Exhibit A to the Stipulation. The Company will address this issue in the
10 Commission's generic investigation into the treatment of pension costs in utility
11 rates (docket UM 1633).

12 **Q. What is the Stipulating Parties' agreement regarding the timing of the**
13 **Company's next general rate case filing?**

14 A. The Company agrees to forgo filing a general rate case filing in Oregon in 2014.
15 Following the implementation of rates from this case on January 1, 2014, and the
16 implementation of the Lake Side 2 tariff rider on approximately June 1, 2014, the
17 earliest proposed rate effective date for the Company's next general rate case
18 filing will be January 1, 2016.

19 **Q. May the Stipulating Parties file for deferrals during the general rate case**
20 **stay-out period?**

21 A. Yes. The Stipulating Parties may file for deferrals during the general rate case
22 stay-out period. Any such filings will be subject to the Commission's guidelines
23 for deferrals set forth in docket UM 1147, unless otherwise authorized by the

1 Commission. Any party is free to raise any issue or oppose any such deferral
2 application.

3 **Q. What is the Stipulating Parties' goal during the general rate case stay-out**
4 **period?**

5 A. The Stipulating Parties' goal is to minimize rate changes during this period.

6 **Q. What is the Stipulating Parties' agreement regarding revisions to the**
7 **Transition Adjustment Mechanism (TAM) Guidelines?**

8 A. The Stipulating Parties agree to request that the Commission modify its previous
9 orders on the TAM Guidelines to implement two changes.

10 **Q. What are the proposed changes to the TAM Guidelines?**

11 A. The Stipulating Parties agree to eliminate the first three sentences of Section E of
12 the TAM Guidelines adopted in Order No. 09-274, which require the Company to
13 file general rate cases by March 1 and to process them concurrently with the
14 TAM. The Stipulating Parties agree to replace these sentences with the following
15 language: "Beginning January 1, 2015, if the Company files a general rate case
16 between January 1 and March 31, then the TAM will be filed the later of March 1
17 or the date of the general rate case filing." ICNU's intent in proposing this
18 provision was to allow PacifiCorp to file a general rate case at any time during the
19 calendar year, which would allow PacifiCorp to time general rate case filings with
20 major capital projects. In the event that PacifiCorp, however, files a general rate
21 case during the first three months of the year, then PacifiCorp would file its TAM
22 earlier than March 31. Nothing in this Stipulation prevents PacifiCorp from filing
23 its TAM earlier than March 31 in any year.

1 Additionally, the Stipulating Parties agree to change the procedures for
2 challenging the TAM Final Update by adding the language “make a good faith
3 effort to” in Section 14(b) of the stipulation approved in Order No. 10-363 as
4 follows: “At least 10 business days before the Commission public meeting
5 scheduled immediately prior to the effective date of the compliance filing, a Party
6 will make a good faith effort to provide notice to the Parties of any potential
7 concerns with the Company's Final Updates.” ICNU’s intent is proposing this
8 provision was to reduce disputes regarding whether a party appropriately
9 identified any concerns with the Company’s Final Updates. The Stipulating
10 Parties agreement to revising the procedures for challenging the TAM Final
11 Update does not constitute agreement regarding any other provision of the TAM
12 Guidelines. In addition, the Stipulating Parties agreement to change the
13 procedures shall not be used to argue that any Stipulating Party supports the
14 continuation of the TAM Guidelines or that they are legal, reasonable, fair or
15 otherwise appropriate.

16 **Q. What is the Stipulating Parties’ agreement regarding National Electric**
17 **Safety (NESC) corrections?**

18 A. The Company agrees to continue to work in good faith with Staff and other
19 parties to resolve issues relating to deferred and future NESC corrections.

20 **Q. What is the Stipulating Parties’ agreement regarding rate spread?**

21 A. The Stipulating Parties agree to the compromise allocation of base and net
22 revenues by rate schedule presented on page one of Exhibit B to the Stipulation.
23 Under the stipulated rate spread, the commercial and industrial class will receive

1 an equal net percentage increase. The Stipulating Parties also agree to use the
2 base rate revenues or applicable functionalized revenue requirement allocation
3 factors presented on page 4 of Exhibit B to the Stipulation as the rate spread
4 allocation factors for future rate changes until the Commission approves new
5 functionalized revenue requirement allocation factors in a subsequent general rate
6 case filing.¹

7 **Q. Did the Stipulating Parties develop an illustrative exhibit for the rate spread**
8 **for the Lake Side 2 tariff rider?**

9 A. Yes. Exhibit C to the Stipulation illustrates the application of the stipulated rate
10 spread to the Lake Side 2 tariff rider.

11 **Q. What is the Stipulating Parties' agreement regarding rate design?**

12 A. The Stipulating Parties agree to the compromise rate design for each rate schedule
13 shown in Exhibit D to the Stipulation. The rate changes shown in Exhibit D are
14 designed to collect the total revenue requirement change agreed to by the
15 Stipulating Parties.

16 **Q. Did the Stipulating Parties agree to an increase to the Schedule 4 residential**
17 **monthly Basic Charge?**

18 A. Yes. The Stipulating Parties agreed to increase this charge by \$0.50.

¹ At a minimum, the applicable functionalized revenue requirement allocation factors on page 4 of Exhibit B to the Stipulation will apply to the Lake Side 2 tariff rider, the pending 2014 TAM (docket UE 264), and the Company's 2015 TAM filing.

1 **Q. Did the Stipulating Parties agree to a rate design that reflects certain changes**
2 **to transmission and ancillary services charges with offsetting changes to**
3 **distribution and system usage charges?**

4 A. Yes. These changes were designed to better reflect the Oregon jurisdictional
5 share of the Company's Federal Energy Regulatory Commission (FERC)
6 transmission and ancillary services revenue requirement and are revenue neutral
7 for each rate schedule.

8 **Q. Does the stipulated rate design revise the Schedule 200 demand charges and**
9 **the calculation of franchise fees related to Schedule 200?**

10 A. Yes. The Stipulating Parties' agreement revises the Schedule 200 demand
11 charges as shown in Exhibit D to the Stipulation. The Stipulating Parties also
12 agree to collect franchise fees related to Schedule 200 through an energy-based
13 System Usage Charge. For the Direct Access Delivery Service schedules, System
14 Usage Charges will be based upon franchise fees related to Schedule 200
15 revenues. For non-direct access Delivery Service schedules, the System Usage
16 Charges will be based upon franchise fees related to Schedule 200, Schedule 201,
17 and Transmission and Ancillary Services revenues. The respective tariffs will
18 contain language explaining where franchise fees are included in rates. The
19 Stipulating Parties also agree that the franchise fee rate approved in the
20 Company's most recent general rate case will be applied to the transition
21 adjustments for Schedules 294 and 295.

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OTHER TERMS OF THE STIPULATION

Q. If the Commission rejects any part of the Stipulation, are the Stipulating Parties entitled to reconsider their participation in the Stipulation?

A. Yes. The Stipulating Parties have negotiated the Stipulation as an integrated document, and if the Commission rejects all or any material portion of the Stipulation or imposes additional material conditions on the Stipulation, any of the Stipulating Parties are entitled to withdraw from the Stipulation.

REASONABLENESS OF THE STIPULATION

Q. What is the basis for the Stipulation?

A. The Stipulation is based on the Stipulating Parties’ considered review of the issues presented in this case. Since the time of the Company’s initial filing, which included responses to the Commission’s 127 Standard Data Requests for Energy Rate Cases, Staff, CUB, ICNU, Kroger, Walmart, and Noble have submitted an additional 459 data requests (677 including subparts) regarding the filing. Overall, the Stipulating Parties have had the opportunity to review the Company’s responses to 686 data requests (804 including subparts). On May 30, Staff provided a comprehensive settlement proposal with its initial analysis of the issues in the case that included recommendations related to test year revenues, operations, maintenance, and administrative expense including taxes, revenue sensitive factors, cost of capital and rate base. During the settlement conferences held on June 12 through June 14, 2013, and also on June 19, 2013, the Stipulating Parties discussed and evaluated this proposal and others offered by the parties. PacifiCorp accepted several of these proposals and modified or rejected others.

1 After the back and forth that is typical in settlement negotiations, the Stipulating
2 Parties reached a compromise position that the Stipulating Parties agree is fair for
3 purposes of the settlement.

4 **Q. Does this Stipulation indicate that the Stipulating Parties agree on the**
5 **calculations or bases employed by other parties to determine each**
6 **adjustment?**

7 A. No. Although the Stipulating Parties may not necessarily agree on the
8 calculations or bases used to determine each adjustment, the Stipulating Parties
9 believe the amounts represent a reasonable financial settlement of the respective
10 issues in this case.

11 **Q. Have the Stipulating Parties evaluated the overall fairness of the Stipulation?**

12 A. Yes. Each Stipulating Party has reviewed the Company's application in this case
13 and has reviewed the Stipulation and the adjustments set forth in Exhibit A to the
14 Stipulation. The Stipulating Parties agree that the rates resulting from the
15 Stipulation meet the standard set forth in ORS 756.040 and represent a reasonable
16 compromise of the issues presented in this case. The Stipulating Parties also
17 agree that the resolution of this case proposed in the Stipulation is fair and
18 reasonable.

19 **Q. Do the Stipulating Parties request an order from the Commission approving**
20 **the Stipulation?**

21 A. Yes. The Stipulating Parties recommend that the Commission adopt the
22 Stipulation as the basis for resolving the issues in this proceeding and include the
23 terms and conditions of the Stipulation in its final order in this case. Based on

1 careful and thorough review and analysis of PacifiCorp's filing, consideration of
2 PacifiCorp's responses to the Commission's 127 Standard Data Requests for
3 Energy Rate Cases and the additional 459 data requests (677 including subparts),
4 and analysis of the issues during four days of settlement conferences, the
5 Stipulating Parties believe the adjustments proposed in the Stipulation represent
6 appropriate and reasonable resolution of the issues in this case. Rates reflecting
7 these adjustments will be fair, just, and reasonable.

8 **Q. Please explain why the Stipulating Parties believe that the Commission**
9 **should adopt the Stipulation.**

10 A. The Stipulating Parties believe that the resolution of this case proposed in the
11 Stipulation fairly balances the interests of the Stipulating Parties and avoids the
12 significant investment of resources that would be required to fully litigate this
13 case. In addition, the Stipulation's rate case stay-out period reduces future rate
14 case litigation and contributes to rate stability.

15 **Q. Does this conclude your Joint Testimony?**

16 A. Yes.

Docket No. UE 263
Exhibit Stipulating Parties/101
Witnesses: Dalley, Gardner, Jenks, Deen, Higgins, Chriss

**BEFORE THE PUBLIC UTILITY COMMISSION
OF THE STATE OF OREGON**

STIPULATING PARTIES: PACIFICORP D/B/A PACIFIC POWER; PUBLIC
UTILITY COMMISSION OF OREGON STAFF; THE CITIZENS' UTILITY BOARD
OF OREGON; THE INDUSTRIAL CUSTOMERS OF NORTHWEST UTILITIES;
FRED MEYER STORES AND QUALITY FOOD CENTERS, DIVISIONS OF THE
KROGER CO.; WAL-MART STORES, INC.; AND
NOBLE AMERICAS ENERGY SOLUTIONS

Exhibit Accompanying the Joint Testimony of R. Bryce Dalley, Marianne Gardner,
Bob Jenks, Michael Deen, Kevin Higgins, and Steve W. Chriss

Witness Qualifications

August 6, 2013

1 **R. Bryce Dalley**

2 **Q. Please state your name, business address, and present position with**
3 **PacifiCorp d/b/a Pacific Power (PacifiCorp or Company).**

4 A. My name is R. Bryce Dalley and my business address is 825 NE Multnomah
5 Street, Suite 2000, Portland, Oregon, 97232. I am currently employed as
6 Director, Regulatory Affairs and Revenue Requirement.

7 **Q. Briefly describe your education and professional experience.**

8 A. I received a Bachelor of Science degree in Business Management with an
9 emphasis in finance from Brigham Young University in 2003. I completed the
10 Utility Management Certificate Program at Willamette University in 2009, and I
11 have also attended various educational, professional, and electric-industry-related
12 seminars. I have been employed by PacifiCorp since 2002 in various positions
13 within the regulation and finance organizations. I was appointed Manager of
14 Revenue Requirement in 2008 and assumed my current position in February
15 2012. My primary responsibilities include oversight of regulatory proceedings
16 and filings in Oregon, Washington, and California.

17 **Marianne Gardner**

18 **Q. Please state your name, position, and general qualifications.**

19 A. My name is Marianne Gardner. I am a Senior Revenue Requirement Analyst in
20 the Energy—Rates, Finance and Audit Division of the Utility Program of the
21 Public Utility Commission of Oregon. My business address is 550 Capitol Street
22 NE Suite 215, Salem, Oregon 97301-2551. I have been employed by the Public
23 Utility Commission of Oregon since March 2013. I have a Master in Business

1 Administration from Oregon State University and a Bachelor of Science in
2 Accounting from Montana State University. I have approximately 20 years of
3 professional accounting experience, including cost accounting, public accounting,
4 and non-profit accounting.

5 **Q. Please further describe your qualifications.**

6 A. An additional description of my qualifications is included on page 1 of
7 Attachment A to this Exhibit.

8 **Bob Jenks**

9 **Q. Please state your name and position.**

10 A. My name is Bob Jenks. I currently serve as the Executive Director of the
11 Citizens' Utility Board of Oregon.

12 **Q. Please describe your qualifications.**

13 A. My qualifications are included on page 2 of Attachment A to this Exhibit.

14 **Michael Deen**

15 **Q. Please state your name, employer, and business address.**

16 A. My name is Michael C. Deen, and my business address is 900 Washington Street,
17 Suite 780, Vancouver, Washington 98660. I am employed by Regulatory and
18 Cogeneration Services, Inc. (RCS), a utility rate and consulting firm.

19 **Q. In what capacity are you employed?**

20 A. I am a consultant for the Industrial Customers of Northwest Utilities (ICNU) and
21 other consumers. ICNU is a non-profit trade association whose members are
22 large industrial customers served by electric utilities throughout the Pacific
23 Northwest, including PacifiCorp.

1 **Q. Please state your educational background.**

2 A. I received a B.A. in Psychology from Reed College in May 2006. I have
3 completed coursework in statistics, data analysis, research design, and economics.

4 **Q. Please summarize your professional experience.**

5 A. After graduating from Reed, I was employed as a Research Analyst at
6 McCullough Research, a consulting firm in Portland, Oregon, specializing in
7 energy policy and litigation support. While at McCullough Research, my duties
8 included the modeling and analysis of both Western and national energy markets.
9 I also provided analysis for use in several proceedings surrounding Enron's role in
10 the Western Energy Crisis of 2000-2001.

11 From November 2007 through July 2011, I was employed as a policy
12 analyst at the Public Power Council (PPC). PPC is a non-profit trade association
13 representing the interests of consumer-owned utilities buying wholesale power
14 and transmission services from the Bonneville Power Administration (BPA). At
15 PPC, I worked extensively on computer modeling relating to the Residential
16 Exchange Program and other BPA rate issues. I also provided analysis and
17 commentary for PPC in a variety of BPA processes. I also was involved in
18 modeling efforts surrounding the potential economic impacts of various
19 greenhouse gas mitigation proposals on Western electricity markets.

20 Since joining RCS in July 2011 I have served as an analyst and expert
21 witness on a variety of power supply, cost, ratemaking, and policy topics
22 primarily regarding the BPA and Pacific Northwest utilities.

1 **Q. Please state your experience as a witness in previous proceedings.**

2 A. I have previously testified in the BPA WP-07 Supplemental, WP-10, TR-10,
3 BP-12 and REP-12 rate proceedings. I have also testified on behalf of ICNU
4 before the Washington Utilities and Transportation Commission in proceedings
5 regarding Puget Sound Energy, PacifiCorp, and Avista as well as before the
6 Public Utility Commission of Oregon in proceedings regarding Portland General
7 Electric Company and PacifiCorp. Lastly, I have also testified as an expert on
8 behalf of the Northwest Industrial Gas Users (NWIGU) in proceedings related to
9 Avista regarding natural gas issues.

10 **Kevin Higgins**

11 **Q. Please state your name and position.**

12 A. My name is Kevin Higgins. I am a Principal in the firm of Energy Strategies,
13 LLC, located at 215 South State Street, Suite 200, Salt Lake City, Utah, 84111.

14 **Q. In what capacity are you employed?**

15 A. I am a consultant for The Kroger Co. and Noble Americas Energy Solutions.

16 **Q. Please describe your qualifications.**

17 A. My qualifications are included on page 3 of Attachment A to this Exhibit.

18 **Steve W. Chriss**

19 **Q. Please state your name and position.**

20 A. My name is Steve W. Chriss. I am a Senior Manager, Energy Regulatory
21 Analysis, for Wal-Mart Stores, Inc.

22 **Q. Please describe your qualifications.**

23 A. My qualifications are included on pages 4-14 of Attachment A to this Exhibit.

Docket No. UE 263
Exhibit Stipulating Parties/101
Attachment A
Witnesses: Dalley, Gardner, Jenks, Deen, Higgins, Chriss

**BEFORE THE PUBLIC UTILITY COMMISSION
OF THE STATE OF OREGON**

STIPULATING PARTIES: PACIFICORP D/B/A PACIFIC POWER; PUBLIC
UTILITY COMMISSION OF OREGON STAFF; THE CITIZENS' UTILITY BOARD
OF OREGON; THE INDUSTRIAL CUSTOMERS OF NORTHWEST UTILITIES;
FRED MEYER STORES AND QUALITY FOOD CENTERS, DIVISIONS OF THE
KROGER CO.; WAL-MART STORES, INC.; AND
NOBLE AMERICAS ENERGY SOLUTIONS

Exhibit Accompanying the Joint Testimony of R. Bryce Dalley, Marianne Gardner,
Bob Jenks, Michael Deen, Kevin Higgins, and Steve W. Chriss

Attachment A - Witness Qualifications

August 6, 2013

WITNESS QUALIFICATION STATEMENT

NAME: Marianne Gardner

EMPLOYER: Public Utility Commission of Oregon

TITLE: Senior Revenue Requirement Analyst

ADDRESS: 550 Capitol Street NE Suite 215, Salem, Oregon 97301-2115.

EDUCATION: Master of Business Administration
Oregon State University, Corvallis, Oregon

Bachelor of Science in Accounting
Montana State University, Bozeman, Montana

CPA, Oregon

EXPERIENCE: I have been employed by the Public Utility Commission of Oregon since March 2013 in the Energy - Rates, Finance and Audit Division of the Utility Program.

I have approximately 20 years of professional accounting experience, including:

- Thirteen years as a cost accountant with responsibilities including cost accounting, budgeting, product costing and the preparation of management reports.
- Four years experience in public accounting working in the areas of audit, tax and financial accounting for individual and small business clientele.
- Three years experience in non-profit accounting for an agency administrating funds under the Federal Job Training Partnership Act.

WITNESS QUALIFICATION STATEMENT

NAME: Bob Jenks

EMPLOYER: Citizens' Utility Board of Oregon

TITLE: Executive Director

ADDRESS: 610 SW Broadway, Suite 400
Portland, OR 97205

EDUCATION: Bachelor of Science, Economics
Willamette University, Salem, OR

EXPERIENCE: Provided testimony or comments in a variety of OPUC dockets, including UE 88, UE 92, UM 903, UM 918, UE 102, UP 168, UT 125, UT 141, UE 115, UE 116, UE 137, UE 139, UE 161, UE 165, UE 167, UE 170, UE 172, UE 173, UE 207, UE 208, UE 210, UG 152, UM 995, UM 1050, UM 1071, UM 1147, UM 1121, UM 1206, UM 1209, UM 1355, UM 1635, UE 233, UE 246 and UE 262. Participated in the development of a variety of Least Cost Plans and PUC Settlement Conferences. Provided testimony to Oregon Legislative Committees on consumer issues relating to energy and telecommunications. Lobbied the Oregon Congressional delegation on behalf of CUB and the National Association of State Utility Consumer Advocates.

Between 1982 and 1991, worked for the Oregon State Public Interest Research Group, the Massachusetts Public Interest Research Group, and the Fund for Public Interest Research on a variety of public policy issues.

MEMBERSHIP: National Association of State Utility Consumer Advocates
Board of Directors, Environment Oregon Research & Policy Center

KEVIN C. HIGGINS
STATEMENT OF QUALIFICATIONS

My name is Kevin C. Higgins. I am a Principal in the firm of Energy Strategies, LLC, located at 215 South State Street, Suite 200, Salt Lake City, Utah, 84111.

My academic background is in economics, and I have completed all coursework and field examinations toward a Ph.D. in Economics at the University of Utah. In addition, I have served on the adjunct faculties of both the University of Utah and Westminster College, where I taught undergraduate and graduate courses in economics. I joined Energy Strategies in 1995, where I assist private and public sector clients in the areas of energy-related economic and policy analysis, including evaluation of electric and gas utility rate matters.

Prior to joining Energy Strategies, I held policy positions in state and local government. From 1983 to 1990, I was economist, then assistant director, for the Utah Energy Office, where I helped develop and implement state energy policy. From 1991 to 1994, I was chief of staff to the chairman of the Salt Lake County Commission, where I was responsible for development and implementation of a broad spectrum of public policy at the local government level.

I have testified (or filed testimony) in more than a dozen prior proceedings in Oregon, including the six most recent PacifiCorp Transition Adjustment Mechanism (“TAM”) cases, UE-264 (2014 TAM), UE-245 (2013 TAM), UE-227 (2012 TAM), UE-216 (2011 TAM), UE-207 (2010 TAM), and UE-199 (2009 TAM). I have also testified in four PacifiCorp general rate cases, UE-210 (2009), UE-179 (2006), UE-170 (2005), and UE-147 (2003). In addition, I have testified in four Portland General Electric (“PGE”) general rate cases, UE-262 (2013), UE-215 (2010), UE-197 (2008) and UE-180 (2006), as well as in the PGE restructuring proceeding, UE-115 (2001).

I have also testified in approximately 165 proceedings on the subjects of utility rates and regulatory policy before state utility regulators in Alaska, Arizona, Arkansas, Georgia, Idaho, Illinois, Indiana, Kansas, Kentucky, Michigan, Minnesota, Missouri, Montana, Nevada, New Mexico, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, South Carolina, Texas, Utah, Virginia, Washington, West Virginia, and Wyoming. I have also prepared affidavits that have been filed with the Federal Energy Regulatory Commission.

Steve W. Chriss
Senior Manager, Energy Regulatory Analysis
Wal-Mart Stores, Inc.
Business Address: 2001 SE 10th Street, Bentonville, AR, 72716-0550
Business Phone: (479) 204-1594

EXPERIENCE

July 2007 – Present

Wal-Mart Stores, Inc., Bentonville, AR

Senior Manager, Energy Regulatory Analysis (June 2011 – Present)

Manager, State Rate Proceedings (July 2007 – June 2011)

June 2003 – July 2007

Public Utility Commission of Oregon, Salem, OR

Senior Utility Analyst (February 2006 – July 2007)

Economist (June 2003 – February 2006)

January 2003 - May 2003

North Harris College, Houston, TX

Adjunct Instructor, Microeconomics

June 2001 - March 2003

Econ One Research, Inc., Houston, TX

Senior Analyst (October 2002 – March 2003)

Analyst (June 2001 – October 2002)

EDUCATION

2001 **Louisiana State University** M.S., Agricultural Economics

1997-1998 **University of Florida** Graduate Coursework, Agricultural
Education

and Communication

1997 **Texas A&M University** B.S., Agricultural Development

B.S., Horticulture

TESTIMONY BEFORE REGULATORY COMMISSIONS

2013

North Carolina Utilities Commission Docket No. E-7, Sub 1026: In the Matter of the Application of Duke Energy Carolinas, LLC for Adjustment of Rates and Charges Applicable to Electric Service in North Carolina.

Public Utility Commission of Oregon Docket No. UE 264: PACIFICORP, dba PACIFIC POWER, 2014 Transition Adjustment Mechanism.

Public Utilities Commission of California Docket No. 12-12-002: Application of Pacific Gas and Electric Company for 2013 Rate Design Window Proceeding.

Public Utilities Commission of Ohio Docket Nos. 12-426-EL-SSO, 12-427-EL-ATA, 12-428-EL-AAM, 12-429-EL-WVR, and 12-672-EL-RDR: In the Matter of the Application of the Dayton Power and Light Company Approval of its Market Offer.

Minnesota Public Utilities Commission Docket No. E-002/GR-12-961: In the Matter of the Application of Northern States Power Company for Authority to Increase Rates for Electric Service in Minnesota.

North Carolina Utilities Commission Docket E-2, Sub 1023: In the Matter of Application of Progress Energy Carolinas, Inc. For Adjustment of Rates and Charges Applicable to Electric Service in North Carolina.

2012

Public Utility Commission of Texas Docket No. 40443: Application of Southwestern Electric Power Company for Authority to Change Rates and Reconcile Fuel Costs.

South Carolina Public Service Commission Docket No. 2012-218-E: Application of South Carolina Electric & Gas Company for Increases and Adjustments in Electric Rate Schedules and Tariffs and Request for Mid-Period Reduction in Base Rates for Fuel.

Kansas Corporation Commission Docket No. 12-KCPE-764-RTS: In the Matter of the Application of Kansas City Power & Light Company to Make Certain Changes in its Charges for Electric Service.

Kansas Corporation Commission Docket No. 12-GIMX-337-GIV: In the Matter of a General Investigation of Energy-Efficiency Policies for Utility Sponsored Energy Efficiency Programs.

Florida Public Service Commission Docket No. 120015-EI: In Re: Petition for Rate Increase by Florida Power & Light Company.

California Public Utilities Commission Docket No. A.11-10-002: Application of San Diego Gas & Electric Company (U 902 E) for Authority to Update Marginal Costs, Cost Allocation, and Electric Rate Design.

Utah Public Service Commission Docket No. 11-035-200: In the Matter of the Application of Rocky Mountain Power for Authority to Increase its Retail Electric Utility Service Rates in Utah and for Approval of its Proposed Electric Service Schedules and Electric Service Regulations.

Virginia State Corporation Commission Case No. PUE-2012-00051: Application of Appalachian Power Company to Revise its Fuel Factor Pursuant to § 56-249.6 of the Code of Virginia.

Public Utilities Commission of Ohio Case Nos. 11-346-EL-SSO, 11-348-EL-SSO, 11-349-EL-AAM, and 11-350-EL-AAM: In the Matter of the Application of Columbus Southern Power Company and Ohio Power Company for Authority to Establish a Standard Service Offer Pursuant to Section 4928.143, Revised Code, in the Form on an Electric Security Plan and In the Matter of the Application of Columbus Southern Power Company and Ohio Power Company for Approval of Certain Accounting Authority.

New Jersey Board of Public Utilities Docket No. ER11080469: In the Matter of the Petition of Atlantic City Electric for Approval of Amendments to Its Tariff to Provide for an Increase in Rates and Charges for Electric Service Pursuant to N.J.S.A. 48:2-21 and N.J.S.A. 48:2-21.1 and For Other Appropriate Relief.

Public Utility Commission of Texas Docket No. 39896: Application of Entergy Texas, Inc. for Authority to Change Rates and Reconcile Fuel Costs.

Missouri Public Service Commission Case No. EO-2012-0009: In the Matter of KCP&L Greater Missouri Operations Notice of Intent to File an Application for Authority to Establish a Demand-Side Programs Investment Mechanism.

Colorado Public Utilities Commission Docket No. 11AL-947E: In the Matter of Advice Letter No. 1597-Electric Filed by Public Service Company of Colorado to Revise its Colorado PUC No. 7-Electric Tariff to Implement a General Rate Schedule Adjustment and Other Changes Effective December 23, 2011.

Illinois Commerce Commission Docket No. 11-0721: Commonwealth Edison Company Tariffs and Charges Submitted Pursuant to Section 16-108.5 of the Public Utilities Act.

Public Utility Commission of Texas Docket No. 38951: Application of Entergy Texas, Inc. for Approval of Competitive Generation Service tariff (Issues Severed from Docket No. 37744).

California Public Utilities Commission Docket No. A.11-06-007: Southern California Edison's General Rate Case, Phase 2.

2011

Arizona Corporation Commission Docket No. E-01345A-11-0224: In the Matter of Arizona Public Service Company for a Hearing to Determine the Fair Value of Utility Property of the Company for Ratemaking Purposes, to Fix and Just and Reasonable Rate of Return Thereon, to Approve Rate Schedules Designed to Develop Such Return.

Oklahoma Corporation Commission Cause No. PUD 201100087: In the Matter of the Application of Oklahoma Gas and Electric Company for an Order of the Commission Authorizing Applicant to Modify its Rates, Charges, and Tariffs for Retail Electric Service in Oklahoma.

South Carolina Public Service Commission Docket No. 2011-271-E: Application of Duke Energy Carolinas, LLC for Authority to Adjust and Increase its Electric Rates and Charges.

Pennsylvania Public Utility Commission Docket No. P-2011-2256365: Petition of PPL Electric Utilities Corporation for Approval to Implement Reconciliation Rider for Default Supply Service.

North Carolina Utilities Commission Docket No. E-7, Sub 989: In the Matter of Application of Duke Energy Carolinas, LLC for Adjustment of Rates and Charges Applicable to Electric Service in North Carolina.

Florida Public Service Commission Docket No. 110138: In Re: Petition for Increase in Rates by Gulf Power Company.

Public Utilities Commission of Nevada Docket No. 11-06006: In the Matter of the Application of Nevada Power Company, filed pursuant to NRS 704.110(3) for authority to increase its annual revenue requirement for general rates charged to all classes of customers to recover the costs of constructing the Harry Allen Combined Cycle plant and other generating, transmission, and distribution plant additions, to reflect changes in the cost of capital, depreciation rates and cost of service, and for relief properly related thereto.

North Carolina Utilities Commission Docket Nos. E-2, Sub 998 and E-7, Sub 986: In the Matter of the Application of Duke Energy Corporation and Progress Energy, Inc., to Engage in a Business Combination Transaction and to Address Regulatory Conditions and Codes of Conduct.

Public Utilities Commission of Ohio Case Nos. 11-346-EL-SSO, 11-348-EL-SSO, 11-349-EL-AAM, and 11-350-EL-AAM: In the Matter of the Application of Columbus Southern Power Company and Ohio Power Company for Authority to Establish a Standard Service Offer Pursuant to Section 4928.143, Revised Code, in the Form on an Electric Security Plan and In the Matter of the Application of Columbus Southern Power Company and Ohio Power Company for Approval of Certain Accounting Authority.

Virginia State Corporation Commission Case No. PUE-2011-00037: In the Matter of Appalachian Power Company for a 2011 Biennial Review of the Rates, Terms, and Conditions for the Provision of Generation, Distribution, and Transmission Services Pursuant to § 56-585.1 A of the Code of Virginia.

Illinois Commerce Commission Docket No. 11-0279 and 11-0282 (cons.): Ameren Illinois Company Proposed General Increase in Electric Delivery Service and Ameren Illinois Company Proposed General Increase in Gas Delivery Service.

Virginia State Corporation Commission Case No. PUE-2011-00045: Application of Virginia Electric and Power Company to Revise its Fuel Factor Pursuant to § 56-249.6 of the Code of Virginia.

Utah Public Service Commission Docket No. 10-035-124: In the Matter of the Application of Rocky Mountain Power for Authority to Increase its Retail Electric Utility Service Rates in Utah and for Approval of its Proposed Electric Service Schedules and Electric Service Regulations.

Maryland Public Utilities Commission Case No. 9249: In the Matter of the Application of Delmarva Power & Light for an Increase in its Retail Rates for the Distribution of Electric Energy.

Minnesota Public Utilities Commission Docket No. E002/GR-10-971: In the Matter of the Application of Northern States Power Company d/b/a Xcel Energy for Authority to Increase Rates for Electric Service in Minnesota.

Michigan Public Service Commission Case No. U-16472: In the Matter of the Detroit Edison Company for Authority to Increase its Rates, Amend its Rate Schedules and Rules Governing the Distribution and Supply of Electric Energy, and for Miscellaneous Accounting Authority.

2010

Public Utilities Commission of Ohio Docket No. 10-2586-EL-SSO: In the Matter of the Application of Duke Energy Ohio for Approval of a Market Rate Offer to Conduct a Competitive Bidding Process for Standard Service Offer Electric Generation Supply, Accounting Modifications, and Tariffs for Generation Service.

Colorado Public Utilities Commission Docket No. 10A-554EG: In the Matter of the Application of Public Service Company of Colorado for Approval of a Number of Strategic Issues Relating to its DSM Plan, Including Long-Term Electric Energy Savings Goals, and Incentives.

Public Service Commission of West Virginia Case No. 10-0699-E-42T: Appalachian Power Company and Wheeling Power Company Rule 42T Application to Increase Electric Rates.

Oklahoma Corporation Commission Cause No. PUD 201000050: Application of Public Service Company of Oklahoma, an Oklahoma Corporation, for an Adjustment in its Rates and Charges and Terms and Conditions of Service for Electric Service in the State of Oklahoma.

Georgia Public Service Commission Docket No. 31958-U: In Re: Georgia Power Company's 2010 Rate Case.

Washington Utilities and Transportation Commission Docket No. 100749: 2010 Pacific Power & Light Company General Rate Case.

Colorado Public Utilities Commission Docket No. 10M-254E: In the Matter of Commission Consideration of Black Hills Energy's Plan in Compliance with House Bill 10-1365, "Clean Air-Clean Jobs Act."

Colorado Public Utilities Commission Docket No. 10M-245E: In the Matter of Commission Consideration of Public Service Company of Colorado Plan in Compliance with House Bill 10-1365, "Clean Air-Clean Jobs Act."

Public Service Commission of Utah Docket No. 09-035-15 *Phase II*: In the Matter of the Application of Rocky Mountain Power for Approval of its Proposed Energy Cost Adjustment Mechanism.

Public Utility Commission of Oregon Docket No. UE 217: In the Matter of PACIFICORP, dba PACIFIC POWER Request for a General Rate Revision.

Mississippi Public Service Commission Docket No. 2010-AD-57: In Re: Proposal of the Mississippi Public Service Commission to Possibly Amend Certain Rules of Practice and Procedure.

Indiana Utility Regulatory Commission Cause No. 43374: Verified Petition of Duke Energy Indiana, Inc. Requesting the Indiana Utility Regulatory Commission to Approve an Alternative Regulatory Plan Pursuant to Ind. Code § 8-1-2.5-1, *ET SEQ.*, for the Offering of Energy Efficiency Conservation, Demand Response, and Demand-Side Management Programs and Associated Rate Treatment Including Incentives Pursuant to a Revised Standard Contract Rider No. 66 in Accordance with Ind. Code §§ 8-1-2.5-1 *ET SEQ.* and 8-1-2-42 (a); Authority to Defer Program Costs Associated with its Energy Efficiency Portfolio of Programs; Authority to Implement New and Enhanced Energy Efficiency Programs, Including the Powershare® Program in its Energy Efficiency Portfolio of Programs; and Approval of a Modification of the Fuel Adjustment Clause Earnings and Expense Tests.

Public Utility Commission of Texas Docket No. 37744: Application of Entergy Texas, Inc. for Authority to Change Rates and to Reconcile Fuel Costs.

South Carolina Public Service Commission Docket No. 2009-489-E: Application of South Carolina Electric & Gas Company for Adjustments and Increases in Electric Rate Schedules and Tariffs.

Kentucky Public Service Commission Case No. 2009-00459: In the Matter of General Adjustments in Electric Rates of Kentucky Power Company.

Virginia State Corporation Commission Case No. PUE-2009-00125: For acquisition of natural gas facilities Pursuant to § 56-265.4:5 B of the Virginia Code.

Arkansas Public Service Commission Docket No. 10-010-U: In the Matter of a Notice of Inquiry Into Energy Efficiency.

Connecticut Department of Public Utility Control Docket No. 09-12-05: Application of the Connecticut Light and Power Company to Amend its Rate Schedules.

Arkansas Public Service Commission Docket No. 09-084-U: In the Matter of the Application of Entergy Arkansas, Inc. For Approval of Changes in Rates for Retail Electric Service.

Missouri Public Service Commission Docket No. ER-2010-0036: In the Matter of Union Electric Company d/b/a AmerenUE for Authority to File Tariffs Increasing Rates for Electric Service Provided to Customers in the Company's Missouri Service Area.

Public Service Commission of Delaware Docket No. 09-414: In the Matter of the Application of Delmarva Power & Light Company for an Increase in Electric Base Rates and Miscellaneous Tariff Charges.

2009

Virginia State Corporation Commission Case No. PUE-2009-00030: In the Matter of Appalachian Power Company for a Statutory Review of the Rates, Terms, and Conditions for the Provision of Generation, Distribution, and Transmission Services Pursuant to § 56-585.1 A of the Code of Virginia.

Public Service Commission of Utah Docket No. 09-035-15 *Phase I*: In the Matter of the Application of Rocky Mountain Power for Approval of its Proposed Energy Cost Adjustment Mechanism.

Public Service Commission of Utah Docket No. 09-035-23: In the Matter of the Application of Rocky Mountain Power for Authority To Increase its Retail Electric Utility Service Rates in Utah and for Approval of Its Proposed Electric Service Schedules and Electric Service Regulations.

Colorado Public Utilities Commission Docket No. 09AL-299E: Re: The Tariff Sheets Filed by Public Service Company of Colorado with Advice Letter No. 1535 – Electric.

Arkansas Public Service Commission Docket No. 09-008-U: In the Matter of the Application of Southwestern Electric Power Company for Approval of a General Change in Rates and Tariffs.

Oklahoma Corporation Commission Docket No. PUD 200800398: In the Matter of the Application of Oklahoma Gas and Electric Company for an Order of the Commission Authorizing Applicant to Modify its Rates, Charges, and Tariffs for Retail Electric Service in Oklahoma.

Public Utilities Commission of Nevada Docket No. 08-12002: In the Matter of the Application by Nevada Power Company d/b/a NV Energy, filed pursuant to NRS §704.110(3) and NRS §704.110(4) for authority to increase its annual revenue requirement for general rates charged to all classes of customers, begin to recover the costs of acquiring the Bighorn Power Plant, constructing the Clark Peakers, Environmental Retrofits and other generating, transmission and distribution plant additions, to reflect changes in cost of service and for relief properly related thereto.

New Mexico Public Regulation Commission Case No. 08-00024-UT: In the Matter of a Rulemaking to Revise NMPRC Rule 17.7.2 NMAC to Implement the Efficient Use of Energy Act.

Indiana Utility Regulatory Commission Cause No. 43580: Investigation by the Indiana Utility Regulatory Commission, of Smart Grid Investments and Smart Grid Information Issues Contained in 111(d) of the Public Utility Regulatory Policies Act of 1978 (16 U.S.C. § 2621(d)), as Amended by the Energy Independence and Security Act of 2007.

Louisiana Public Service Commission Docket No. U-30192 *Phase II (February 2009)*: Ex Parte, Application of Entergy Louisiana, LLC for Approval to Repower Little Gypsy Unit 3 Electric Generating Facility and for Authority to Commence Construction and for Certain Cost Protection and Cost Recovery.

South Carolina Public Service Commission Docket No. 2008-251-E: In the Matter of Progress Energy Carolinas, Inc.'s Application For the Establishment of Procedures to Encourage Investment in Energy Efficient Technologies; Energy Conservation Programs; And Incentives and Cost Recovery for Such Programs.

2008

Colorado Public Utilities Commission Docket No. 08A-366EG: In the Matter of the Application of Public Service Company of Colorado for approval of its electric and natural gas demand-side management (DSM) plan for calendar years 2009 and 2010 and to change its electric and gas DSM cost adjustment rates effective January 1, 2009, and for related waivers and authorizations.

Public Service Commission of Utah Docket No. 07-035-93: In the Matter of the Application of Rocky Mountain Power for Authority to Increase its Retail Electric Utility Service Rates in Utah and for Approval of its Proposed Electric Service Schedules and Electric Service Regulations, Consisting of a General Rate Increase of Approximately \$161.2 Million Per Year, and for Approval of a New Large Load Surcharge.

Indiana Utility Regulatory Commission Cause No. 43374: Petition of Duke Energy Indiana, Inc. Requesting the Indiana Utility Regulatory Commission Approve an Alternative Regulatory Plan for the Offering of Energy Efficiency, Conservation, Demand Response, and Demand-Side Management.

Public Utilities Commission of Nevada Docket No. 07-12001: In the Matter of the Application of Sierra Pacific Power Company for authority to increase its general rates charged to all classes of electric customers to reflect an increase in annual revenue requirement and for relief properly related thereto.

Louisiana Public Service Commission Docket No. U-30192 *Phase II*: Ex Parte, Application of Entergy Louisiana, LLC for Approval to Repower Little Gypsy Unit 3 Electric Generating Facility and for Authority to Commence Construction and for Certain Cost Protection and Cost Recovery.

Colorado Public Utilities Commission Docket No. 07A-420E: In the Matter of the Application of Public Service Company of Colorado For Authority to Implement and Enhanced Demand Side Management Cost Adjustment Mechanism to Include Current Cost Recovery and Incentives.

2007

Louisiana Public Service Commission Docket No. U-30192: Ex Parte, Application of Entergy Louisiana, LLC for Approval to Repower Little Gypsy Unit 3 Electric Generating Facility and for Authority to Commence Construction and for Certain Cost Protection and Cost Recovery.

Public Utility Commission of Oregon Docket No. UG 173: In the Matter of PUBLIC UTILITY COMMISSION OF OREGON Staff Request to Open an Investigation into the Earnings of Cascade Natural Gas.

2006

Public Utility Commission of Oregon Docket No. UE 180/UE 181/UE 184: In the Matter of PORTLAND GENERAL ELECTRIC COMPANY Request for a General Rate Revision.

Public Utility Commission of Oregon Docket No. UE 179: In the Matter of PACIFICORP, dba PACIFIC POWER AND LIGHT COMPANY Request for a general rate increase in the company's Oregon annual revenues.

Public Utility Commission of Oregon Docket No. UM 1129 *Phase II*: Investigation Related to Electric Utility Purchases From Qualifying Facilities.

2005

Public Utility Commission of Oregon Docket No. UM 1129 *Phase I Compliance*: Investigation Related to Electric Utility Purchases From Qualifying Facilities.

Public Utility Commission of Oregon Docket No. UX 29: In the Matter of QWEST CORPORATION Petition to Exempt from Regulation Qwest's Switched Business Services.

2004

Public Utility Commission of Oregon Docket No. UM 1129 *Phase I*: Investigation Related to Electric Utility Purchases From Qualifying Facilities.

TESTIMONY BEFORE LEGISLATIVE BODIES

2012

Regarding Missouri House Bill 1488: Testimony Before the Missouri House Committee on Utilities, February 7, 2012.

2011

Regarding Missouri Senate Bills 50, 321, 359, and 406: Testimony Before the Missouri Senate Veterans' Affairs, Emerging Issues, Pensions, and Urban Affairs Committee, March 9, 2011.

AFFADAVITS

2011

Colorado Public Utilities Commission Docket No. 11M-951E: In the Matter of the Petition of Public Service Company of Colorado Pursuant to C.R.S. § 40-6-111(1)(d) for Interim Rate Relief Effective on or before January 21, 2012.

ENERGY INDUSTRY PUBLICATIONS AND PRESENTATIONS

Panelist, Customer Panel, Virginia State Bar 29th National Regulatory Conference, Williamsburg, Virginia, May 19, 2011.

Chriss, S. (2006). "Regulatory Incentives and Natural Gas Purchasing – Lessons from the Oregon Natural Gas Procurement Study." Presented at the 19th Annual Western Conference, Center for Research in Regulated Industries Advanced Workshop in Regulation and Competition, Monterey, California, June 29, 2006.

Chriss, S. (2005). "Public Utility Commission of Oregon Natural Gas Procurement Study." Public Utility Commission of Oregon, Salem, OR. Report published in June, 2005. Presented to the Public Utility Commission of Oregon at a special public meeting on August 1, 2005.

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