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August 12, 2016

VIA ELECTRONIC FILING

Filing Center
Oregon Public Utility Commission
PO Box 1088
Salem, OR 97308-1088

RE: Docket No. UE 307: Noble Americas Energy Solutions LLC's Designation of Qualified Consultant Under Modified Protective Order No. 16-231

Dear Filing Center:

Noble Americas Energy Solutions LLC ("Noble Solutions") hereby requests to designate Kevin C. Higgins as a qualified consultant to access and use certain information currently subject to protection under Modified Protective Order No. 16-231 ("Modified Protective Order"), as allowed by paragraph 14 of the Modified Protective Order. Mr. Higgins' signature page to Exhibit C of the Modified Protective Order is attached to this letter.

This request is limited to access to the information related to PacifiCorp's acquisition of renewable energy certificates ("REC") through a request for proposals ("RFP") in its efforts to comply with Oregon Senate Bill 1547. This information pertains to Mr. Higgins' recommendation that PacifiCorp include a REC credit in the transition adjustment calculation, particularly in light of the impact of SB 1547, and the responsive testimony of PacifiCorp's witness, Brian Dickman, on this same topic. *See* Noble Solutions/100, Higgins/16-22; Noble Solutions/200, Higgins/3-11; PAC/400, Dickman/89-92. PacifiCorp has already designated certain information on this topic as subject to the Modified Protective Order in response to Noble Solutions' data request numbers 5.2 and 5.3, which are attached to this letter, and PacifiCorp may designate additional discovery or evidence on this topic as subject to the Modified Protective Order.

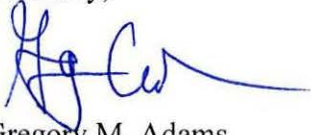
Without the access to the information related to PacifiCorp's plans to acquire RECs as requested in the attached data requests and as may be produced or submitted later in these proceedings, Mr. Higgins will be unable to adequately prepare for the hearing and unable to

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adequately assist counsel in preparation for the hearing, briefing and remainder of these proceedings.

Please contact me with any questions about this filing.

Sincerely,



Gregory M. Adams

Cc: UE 307 Service List (via e-filing system)

Enclosures: Data Responses to Requests 5.2 and 5.3
Kevin C. Higgins' Signature Page to Modified Protective Order

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Noble Solutions Data Request 5.2

Noble Solutions Data Request 5.2

Refer to PAC/400, Dickman/90:13-14: stating “The Company’s increased RPS compliance obligation resulting from SB 1547 does not justify Noble Solutions’ proposal”.

Please provide the Company’s recent presentation to the Oregon Public Utility Commission regarding its 2016 REC RFP and 2016 Renewable RFP, held on July 26, 2016, and any related documents regarding the Company’s plans to meet the requirements of SB 1547 during the 10 years included in the calculation of Schedule 296 charges applicable to direct access customers opting out in this year’s election window (compliance years 2017 through 2026).

Response to Noble Solutions Data Request 5.2

Please utilize the website link provided below to access the publicly available notice and agenda for the July 26, 2016 public meeting held at the Public Utility Commission of Oregon (Commission). PacifiCorp’s publicly available presentation can be accessed by utilizing the link embedded in the notice and agenda document:

http://oregonpuc.granicus.com/GeneratedAgendaViewer.php?view_id=1&clip_id=110

Due to the ongoing nature of the 2016 Renewable Energy Credit (REC) request for proposals (RFP), bid / evaluation / analysis documentation and presentations associated with the REC RFP are considered commercially sensitive and highly confidential and subject to the modified protective order issued by the Commission June 30, 2016 (Order No. 16-231).

The Company’s calculation of Schedule 296 charges does not include anticipated resource additions for purposes of compliance with Senate Bill (SB) 1547.

Noble Solutions Data Request 5.3

Refer to PAC/400, Dickman/91: 11-13, stating: “There is no reliable way to determine the monetary value of freed-up RECs. Noble Solutions recommends using the average price of unstructured REC sales for 2015 to set the value of freed-up RECs for 2017”.

Please provide the final purchase prices for RECs paid by PacifiCorp under the terms of the 2016 REC RFP, including for each transaction:

- (i) number of RECs;
- (ii) bundled / unbundled;
- (iii) vintage; and
- (iv) price paid for RECs.

This is an ongoing request that remains in effect if the Company enters into a final contract to purchase RECs after the date of this request.

Response to Noble Solutions Data Request 5.3


The Company objects to this request as overly broad, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence. Without waiving these objections, the Company responds as follows:

The 2016 Renewable Energy Credit (REC) request for proposals (RFP) is an active RFP in the process of evaluation and negotiation, and final purchase prices are not available.

The Company considers the information and documentation requested commercially sensitive and highly confidential. The Company will supplement this data request response with the requested information after any 2016 REC RFP purchase agreements have been fully executed.

III. Persons Seeking Qualification under Paragraph 14:

I have read the modified protective order, agree to be bound by the terms of the order, and provide the following information to seek access to certain specific information designated as Highly Confidential Information.

Signature:		Date:	8-12-16
Printed Name:	KEVIN C. HIGGINS		
Physical Address:	215 S. STATE ST., SUITE 200 SALT LAKE CITY, UT 84111		
Email Address:	khiggins@energystreat.com		
Employer:	ENERGY STRATEGIES		
Associated Party:	NOBLE SOLUTIONS		
Job Title:	PRINCIPAL		
If not employee of party, description of practice and clients:	REGULATORY CONSULTING PRACTICE. CLIENTS ARE CHIEFLY COMMERCIAL & INDUSTRIAL CUSTOMERS, BUT ALSO INCLUDES EESS and INDEPENDENT POWER PRODUCERS. I AM NOT PROVIDING ANY CONSULTING SUPPORT TO ANY PARTY REGARDING THE PACIFICORP REC RFP.		

<p>I seek access to the following specific information designated as Highly Protected Information for the following reasons:</p>	<p>INFORMATION RELATED TO PACIFICORP'S REC RFP. PLEASE SEE ATTACHED LETTER IN SUPPORT.</p>
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