

Davison Van Cleve PC

Attorneys at Law

TEL (503) 241-7242 • FAX (503) 241-8160 • jog@dvclaw.com
Suite 400
333 SW Taylor
Portland, OR 97204

February 24, 2017

Via Electronic Filing

Public Utility Commission of Oregon
Attn: Filing Center
201 High St. SE, Suite 100
Salem OR 97301

Re: In the Matter of PACIFICORP, dba PACIFIC POWER
Application for Transportation Electrification Programs
Docket Nos. UM 1810, UM 1812 and UM 1813 (consolidated)

Dear Filing Center:

Enclosed please find the Notice of Intent to Request Issue Fund Grant and the Request for Issue Fund Grant and Proposed Budget of the Industrial Customers of Northwest Utilities in the above-referenced matter.

Thank you for your assistance. If you have any questions, please do not hesitate to call.

Sincerely,

/s/ Jesse O. Gorsuch
Jesse O. Gorsuch

Enclosure

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1810, UM 1812 & UM 1813

In the Matter of)	NOTICE OF INTENT TO REQUEST ISSUE
)	FUND GRANT AND REQUEST FOR
PACIFICORP, dba PACIFIC POWER)	ISSUE FUND GRANT AND PROPOSED
)	BUDGET OF THE INDUSTRIAL
Applications for Transportation)	CUSTOMERS OF NORTHWEST
Electrification Programs.)	UTILITIES
_____)	

The Industrial Customers of Northwest Utilities (“ICNU”) files this Notice of Intent to Request an Issue Fund Grant in consolidated Docket Nos. UM 1810, UM 1812 and UM 1813, pursuant to OAR § 860-001-0120 and the Third Amended and Restated Intervenor Funding Agreement (“IFA”), approved by the Oregon Public Utility Commission (“Commission”) in Order No. 15-335 (October 20, 2015).

1. On December 27, 2016, PacifiCorp (or the “Company”) filed applications for three separate pilot programs regarding transportation electrification within the Company’s Oregon service territory, which the Commission docketed as UM 1810, UM 1812 and UM 1813, respectively. These Dockets were consolidated per the Commission’s Prehearing Conference Memorandum and Ruling issued on February 22, 2017.

2. UM 1810, UM 1812 and UM 1813 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.” IFA, Section 1(c). UM 1810, UM 1812 and UM 1813 will directly affect PacifiCorp, which is a Participating Public Utility under

Section 1(k) of the IFA. Therefore, an Issue Fund Grant may be made for these proceedings under Section 6.1 the IFA.

3. ICNU respectfully requests a waiver of the requirement in Section 6.2 of the IFA that it file this Notice of Intent at the time ICNU petitioned to intervene in Docket Nos. UM 1810, UM 1812 and UM 1813. At the time of ICNU's intervention in these proceedings, on January 9, 2017, these related Dockets were not yet consolidated. Accordingly, the procedural schedule and scope of activities on which ICNU would have based its budget was still unclear.

4. As required by Section 6.2 of the IFA, this Notice of Intent is being served on each affected Participating Public Utility, all precertified organizations, and all parties identified on the service list for UM 1810, UM 1812 and UM 1813.

5. ICNU identifies the PacifiCorp Issue Fund Account as the account from which ICNU intends to request the Issue Fund Grant.

6. ICNU has been precertified under Sections 5.1 and 5.2 of the IFA and OAR § 860-001-0120(3)(b) as eligible to receive an Issue Fund Grant, by Commission Order No. 03-502, which was entered on August 21, 2003.

7. Pursuant to Section 6.3 of the IFA, ICNU files this Proposed Budget in consolidated Docket Nos. UM 1810, UM 1812 and UM 1813 for an Issue Fund Grant in the amount of \$22,960. ICNU respectfully requests that the Commission act on this Proposed Budget within fourteen days of receipt, as provided in Section 6.4 of the IFA. The following information is provided in accordance with Section 6.3 of the IFA:

(1) Statement of the work to be performed by ICNU for which ICNU is seeking the Issue Fund Grant:

ICNU has retained Davison Van Cleve, P.C. to represent ICNU in Docket Nos. UM 1810, UM 1812 and UM 1813. The IFA defines an Eligible Proceeding as “any Commission proceeding that directly affects one or more of the Participating Public Utilities . . .” IFA, Section 1(c). UM 1810, UM 1812 and UM 1813 directly affect PacifiCorp (or, the “Company”), which falls under the definition of “Participating Public Utility” in Section 1(k) of the IFA. Therefore, UM 1810, UM 1812 and UM 1813 are Eligible Proceedings, and an Issue Fund Grant may be made for these proceedings under Section 6.1 of the IFA.

ICNU plans to attend all settlement conferences, workshops, public meetings, oral presentations and hearings in UM 1810, UM 1812 and UM 1813. ICNU plans to conduct and/or review discovery in these proceedings. In addition, ICNU plans to submit expert witness testimony and briefs as called for by the procedural schedule in these Dockets.

(2) Description of the areas to be investigated by ICNU:

ICNU intends to investigate numerous aspects of PacifiCorp’s proposed Transportation Electrification Pilot Programs, especially as the current dockets are a consolidation of three distinct pilot programs originally filed as separate proceedings. For instance, ICNU is encouraged by and intends to explore PacifiCorp’s plan to test the effectiveness of technical assistance outreach for non-residential customers as a component of the Outreach and Education Pilot. Likewise, ICNU plans to actively investigate elements of the Demonstration and Development Pilot, including the Company’s plan to empower non-residential customers to develop relevant projects. All pilot programs will involve novel issues

of net benefits review and cost recovery among classes, issues on which ICNU plans to focus extensively. Also, ICNU contemplates investigating issues raised by Staff and other parties.

(3) Description of the particular customer class or classes that will benefit from the intervenor's participation:

ICNU's participation will directly benefit industrial customers, as well as all other large non-residential customers of PacifiCorp.

(4) Identification of the specific Fund account from which ICNU is seeking the Issue Fund Grant and Available Funds:

ICNU proposes a total budget of \$28,700 and is seeking an Issue Fund Grant in the amount of \$22,960. ICNU will bear the costs of its participation to the extent that its costs exceed the proposed budget. However, in the event that the Commission elects to modify the scope of these proceedings, ICNU reserves the right to file a request to amend its budget.

ICNU estimates that the amount currently available in the PacifiCorp Issue Fund Account for 2017 is \$82,124.03

(5) Budget showing estimated attorney and consultant fees and expert witness fees:

Attached as Exhibit A is ICNU's proposed budget in Docket Nos. UM 1810, UM 1812 and UM 1813.

(6) Matching Funds

As required by Section 6.3(f) of the IFA, ICNU represents that it will use matching fund resources in the form of either in-house resources or outside funding to account for or pay at least 20% of the Eligible Expenses for which ICNU is seeking an Issue Fund Grant. As such, ICNU seeks an Issue Fund Grant for 80% of its proposed budget in these proceedings.

ICNU's proposed budget assumes a fully litigated case. If the case is settled prior to hearing, actual expenses could be lower.

Basis for Request

ICNU respectfully requests that the Commission grant its request for this Issue Fund Grant in the amount of \$22,960, based on the following considerations:

1. In these proceedings, PacifiCorp has proposed multiple pilot programs, the costs of which may have a direct bearing on ICNU member rates, in addition to providing potentially novel opportunities for ICNU members.
2. ICNU represents the interests of industrial customers and has significant experience participating in Commission proceedings involving PacifiCorp. ICNU's participation will benefit all of PacifiCorp's industrial and large non-residential customers.
3. ICNU has been precertified under Sections 5.1 and 5.2 of the IFA and OAR § 860-001-0120(3)(b) as eligible to receive an Issue Fund Grant, by Commission Order No. 03-502, which was entered on August 21, 2003.

Therefore, ICNU respectfully requests that the Commission issue an order granting an Issue Fund Grant in the amount specified above.

Dated this 24th day of February, 2017.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

/s/ Jesse E. Cowell

Jesse E. Cowell

333 S.W. Taylor, Suite 400

Portland, Oregon 97204

(503) 241-7242 (phone)

(503) 241-8160 (facsimile)

jec@dvclaw.com

Of Attorneys for Industrial Customers
of Northwest Utilities

UM 1810, UM 1812 & UM 1813

Exhibit A

ICNU Proposed Budget for Issue Fund Grant

Personnel	Hours	Rate	Cost
<i>Attorney Fees</i>			
Attorney	70	\$265	\$18,550
Paralegal/Law Clerk	25	\$170	\$4,250
<i>Expert Witness Fees</i>			
Expert	35	\$160	\$5,600
Travel			\$200
Printing and Postage			\$100
Subtotal			\$28,700
20% of ICNU Funded Expenditures			\$5,740
Total ICNU PacifiCorp Issue Fund Request			\$22,960