

## MENZA Candice

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**From:** MENZA Candice  
**Sent:** Wednesday, December 13, 2017 10:58 AM  
**To:** MENZA Candice  
**Subject:** FW: Request for mediation in OPUC docket No. LC 68  
**Attachments:** Stop B2H Coalition challenge of protected status letter 11-29-17.docx

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**From:** Charlie Gillis [<mailto:charlie@gillis-law.com>]  
**Sent:** Tuesday, December 12, 2017 4:03 PM  
**To:** ROWE Sarah <[SSROWE@puc.state.or.us](mailto:SSROWE@puc.state.or.us)>  
**Cc:** Lisa Rackner <[lisa@mrg-law.com](mailto:lisa@mrg-law.com)>; Steve Knudsen <[sknudsen@threeboys.com](mailto:sknudsen@threeboys.com)>; Jim Kreider <[jkreider@campblackdog.org](mailto:jkreider@campblackdog.org)>; Fuji Kreider <[fkreider@campblackdog.org](mailto:fkreider@campblackdog.org)>  
**Subject:** Request for mediation in OPUC docket No. LC 68

Dear Judge Rowe:

As the counsel for the Stop B2H Coalition [Stop B2H], an intervening party in LC 68, I would like to request your assistance as a mediator because Stop B2H respectfully challenges the Protected Information status of Idaho Power Company's [IPC] Attachment 19 which was included in IPC's response to OPUC's staff's data request No. 89.

For your convenience I've attached my initial letter to Idaho Power regarding this matter. Since then I've had a pleasant conversation with their counsel, Ms. Lisa Rackner. Her position as I understood it was as follows: IPC will make the contents of Tab 1 available to the public. Tab 2 must remain confidential because it contains information which, if released, would compromise IPC's position in future bidding related to B2H.

I have consulted with my clients and they wish your assistance as mediator because Stop B2H believes there is no justification for the use of Protected Information status for the entirety of Attachment 19. Please let me know if any other formalities on our part are required to initiate mediation. If there are none, a mediation by phone would be fine for us. If a more formal setting is required I believe we can arrange a trip to Salem.

Thank you very much for your assistance in this matter.

Sincerely

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Charles H. Gillis  
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November 29, 2017

Mr. Phil Devol  
Idaho Power Company  
1221 W Idaho St,  
Boise, ID 83702

Re: Informal challenge to Protected Information status in Oregon Public Utilities  
Commission Docket No. LC 68

Dear Mr. Devol:

I am writing in my capacity as counsel for the Stop B2H Coalition, an intervening party in Oregon Public Utilities Commission Docket No. LC 68. Stop B2H Coalition respectfully challenges the Protected Information status of Attachment 19 which was included in Idaho Power Company's response to OPUC's staff's data request No. 89.

OPUC's request No. 89 asked for "workpapers, in electronic Excel format with formulae intact, showing the calculation of the Levelized Cost of Energy (LCOE) for resources shown in Figure 7.6 on Page 89" of the 2017 Integrated Resource Plan. Idaho Power Company responded stating in relevant part, "The requested data is included as Attachments 1-22 to this Request. *Please note that Attachment 19 contains protected information.*" [Emphasis added]. It is the above referenced Attachment 19's protected status which the Stop B2H Coalition challenges.

Sincerely,

Charles H. Gillis  
Attorney at Law

Cc: Mr. Steve Knudsen  
Ms. Lisa Rackner, Attorney at Law  
Jim Kreider  
Fuji Kreider