

# Davison Van Cleve PC

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October 21, 2020

## *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 ALLIANCE OF WESTERN ENERGY CONSUMERS,  
Petition for Investigation Into Long-Term Direct Access Programs.  
**Docket No. UM 2024**

Dear Filing Center:

Enclosed please find the Request for Partial Payment of Issue Fund Grant and Confidential Exhibit A on behalf of the Alliance of Western Energy Consumers. Pursuant to Section 7.3 of the Intervenor Funding Agreement and Order No. 20-088, encrypted Confidential Exhibit A is being transmitted electronically to the Commission, PGE, and PacifiCorp.

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

Sincerely,

/s/ Jesse O. Gorsuch  
Jesse O. Gorsuch

Enclosures  
cc: Etta Lockey  
Doug Tingey

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

**UM 2024**

In the Matter of	)	
	)	
ALLIANCE OF WESTERN ENERGY	)	REQUEST FOR PARTIAL PAYMENT
CONSUMERS,	)	OF ISSUE FUND GRANT OF THE
	)	ALLIANCE OF WESTERN ENERGY
	)	CONSUMERS
Petition for a General Investigation Into Long-	)	
Term Direct Access Programs.	)	
_____	)	

Pursuant to Section 7.3 of the Fourth Amended and Restated Intervenor Funding Agreement (“IFA”) approved by the Oregon Public Utility Commission (“Commission”) in Order No. 18-017 (January 17, 2018), the Alliance of Western Energy Consumers (“AWEC”) hereby requests partial payment of AWEC’s approved Issue Fund Grant in Docket No. UM 2024 in the amount of \$42,285.85.

On November 15, 2019, AWEC filed a Request for Issue Fund Grant and Proposed Budget in Docket No. UM 2024, showing eligible expenses in the amount of \$25,000 and requesting an Issue Fund Grant in the amount of \$20,000. The Commission issued Order No. 19-414 on November 25, 2019, approving an Issue Fund Grant for AWEC in the amount of \$20,000. On February 19, 2020, AWEC filed an amendment to its Proposed Budget, showing eligible expenses in the amount of \$50,000 and requesting a new Issue Fund Grant in the amount of \$40,000, which the Commission approved by Order No. 20-073. AWEC filed an additional amendment to its Proposed Budget on September 17, 2020, showing eligible expenses of

\$61,125.50 and requesting a new Issue Fund Grant of \$49,700.40. The Commission approved AWEC's second amendment to its Proposed Budget on October 7, 2020, by Order No. 20-337.

At this time, AWEC requests that the Commission authorize partial payment of AWEC's approved Issue Fund Grant in Docket No. UM 2024 in the amount of \$42,285.85. Pursuant to Order Nos. 19-414, 20-073, and 20-337, AWEC's partial Issue Fund Grant should be drawn from the PacifiCorp and PGE Issue Funds as follows: \$3,930.14 in reallocated UM 1968 funds from the 2019 PacifiCorp Issue Fund; \$16,609.86 from the 2020 PacifiCorp Issue Fund; and \$22,285.85 from the 2020 PGE Issue Fund. Following payment of these amounts, the balance of AWEC's approved UM 2024 Issue Fund Grant will be \$7,414.55.<sup>1/</sup> AWEC's expenses are shown in Confidential Exhibit A.

This Request for Payment satisfies the requirements of the IFA as follows:

**Section 7.3(a)** – The itemized expenses, payees, and hourly rates are attached as Confidential Exhibit A.

**Section 7.3(b)** – AWEC has been an active participant in this Docket. AWEC has researched direct access issues, filed two rounds of comments, and participated in Commission workshops. The expenses included in Confidential Exhibit A are reasonable and directly attributable to AWEC's participation in UM 2024.

**Section 7.3(c)** – The Commission approved AWEC's proposed budgets on November 25, 2019, March 11, 2020, and October 7, 2020. In addition, AWEC used its own funds to pay for at least 20% of the Eligible Expenses as required by Section 6.5 of the IFA.

**Section 7.3(d)** - This Request for Payment constitutes a Partial Request for Payment in this Docket.

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<sup>1/</sup> Assuming the Commission grants this Partial Request for Payment, the \$7,414.55 balance in AWEC's approved Issue Fund Grant will consist of AWEC's remaining Issue Fund Grant from the 2020 PGE Issue Fund (\$29,700.40 - \$22,285.85 = \$7,414.55).

**Section 7.4** – All of the expenses included in Exhibit A are Eligible Expenses as defined in Section 7.4 of the IFA because they relate to services provided or expenses incurred by AWEC’s outside legal counsel and expert witnesses. Relevant non-privileged documents substantiating the Eligible Expenses in Confidential Exhibit A are available for Commission audit, if requested, pursuant to Section 7.10 of the IFA.

The IFA provides that the granting of an Issue Fund Grant “shall constitute a binding obligation on the Commission to order reimbursement of Eligible Expenses.” IFA § 6.5. Likewise, the intervenor funding rules adopted by the Commission provide that “[t]he terms of an [intervenor funding] agreement are binding on all organizations seeking a grant under that agreement and will be followed by the Commission in administering the agreement.” OAR § 860-001-0120(2). AWEC has satisfied the terms of the IFA and respectfully requests that the Commission approve partial payment of AWEC’s Issue Fund Grant in the amount of \$42,285.85 from the PGE and PacifiCorp Issue Funds, as described above, within 30 days of receiving this Request for Partial Payment, as provided in Article 7.6 of the IFA.

Checks should be made payable to:

Alliance of Western Energy Consumers

Payment should be sent to:

Alliance of Western Energy Consumers  
c/o Tyler C. Pepple  
Davison Van Cleve, P.C.  
1750 SW Harbor Way, Suite 450  
Portland, OR 97201

Dated this 21st day of October, 2020.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

/s/ Tyler C. Pepple

Tyler C. Pepple

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