

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON  
UM 2143**

In the Matter of	)	
	)	
PUBLIC UTILITY COMMISSION OF	)	
OREGON,	)	CUB AND AWEC’S MOTION TO
	)	DESIGNATE AS ELIGIBLE FOR ISSUE
Investigation into Resource Adequacy in the	)	FUNDS
State.	)	
_____	)	

Pursuant to Section 1(c)(v) of the Fourth Amended Intervenor Funding Agreement (“IFA”), approved on January 17, 2018 by the Oregon Public Utility Commission (“Commission”) in Order No. 18-017, and the Chief Administrative Law Judge’s February 12, 2018 Ruling in Docket No. UM 1909, the Oregon Citizens’ Utility Board (“CUB”) and Alliance of Western Energy Consumers (“AWEC”) file this motion to designate the above-referenced docket as eligible for an Issue Fund Grant.

Section 1(c)(v) of the IFA defines “Eligible Proceeding for Issue Funds” as, among others, a proceeding “so designated by the Commission that directly affects one or more of the Participating Utilities and is anticipated to have a substantial impact on utility rates or service, a significant impact on utility customers or the operations of the utility, is likely to result in a significant change in regulatory policy, or raises novel questions of fact or law.” This investigation will examine the regulatory and legal framework regarding the resource adequacy

(RA) of electric utilities regulated by the Commission. Both Portland General Electric (“PGE”) and PacifiCorp are participating in this proceeding and will be impacted by its outcome. Both PGE and PacifiCorp are “Participating Utilities” in the IFA.<sup>1</sup>

This proceeding will, at a minimum, investigate the capacity that Oregon’s electric utilities must carry to meet the peak load of their respective systems. It will address novel questions of policy, such as whether it is in the public interest for Oregon utilities to participate in the Northwest Power Pool’s (NWPP) RA Program and whether participation would result in reliable service for Oregon’s investor-owned electric utility customers. It will also address novel questions of law, as it will address the applicability of RA requirements to other load-serving entities, such as electric service suppliers that serve Oregon’s direct access customers.

This investigation also may alter the format through which these utilities procure and plan for RA. Therefore, it may have a substantial impact on the rates these utilities may charge customers and their respective terms of service. If the Commission finds that PGE and PacifiCorp’s participation in the NWPP RA Program is in the public interest, it will have a significant impact on each utility’s operations, as it will alter the time horizons on which utilities procure capacity and the extent that they are able to utilize the geographic and resource diversity afforded by the NWPP RA Program’s footprint. To the extent that the Commission determines that additional RA requirements that differ from those in the NWPP RA Program are necessary to ensure reliable service in the state, these requirements will also raise novel questions of policy whose outcomes will alter utility operations.

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<sup>1</sup> IFA § 1(n).

Therefore, for the foregoing reasons, CUB and AWEC respectfully move the Commission to designate this proceeding as an “Eligible Proceeding for Issue Funds” under the IFA. CUB believes this proceeding meets the criteria delineated in IFA § 1(c)(v).

Dated this 13<sup>th</sup> day of July, 2021.

Respectfully submitted,

/s/ Michael P. Goetz

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