

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UE 400

In the Matter of

PACIFICORP, dba PACIFIC POWER
2023 Transition Adjustment Mechanism

PETITION TO INTERVENE OF
NEWSUN ENERGY LLC

NewSun Energy, LLC (“NewSun”) respectfully petitions the Oregon Public Utility Commission (“Commission”) to intervene in this proceeding pursuant to OAR 860-001-0300 and ORS 756.525. In support of this Petition, NewSun provides the following:

1. The name and address of Intervenor is:

NewSun Energy LLC
2033 E. Speedway Blvd, Suite 200
Tucson, AZ 85719

2. NewSun will be represented by counsel in this proceeding. The names and addresses of the persons to be included on the official service list in this proceeding are:

Jacob H. Stephens
CEO and Founder
NewSun Energy LLC
2033 E. Speedway Blvd, Suite 200
Tucson, AZ 85719
Telephone: 520-981-7303
Email: jstephens@newsunenergy.net

Max M. Yoklic
In-House Counsel, Permitting & Real Estate
NewSun Energy LLC
550 NW Franklin Ave., Suite 408
Bend, OR 97703
Telephone: 971-978-7501
Email: myoklic@newsunenergy.net

Brittany Andrus
Consultant
c/o NewSun Energy LLC
550 NW Franklin Ave., Suite 408
Bend, OR 97703
Telephone: 503-515-2760
Email: andruspdx@gmail.com

3. NewSun is a Delaware limited liability company that has successfully brought solar projects to commercial operation in Oregon and currently owns solar and storage projects in operation and under development. NewSun is seeking intervention on its own behalf and not as a member of a trade group or other organization.

4. On March 1, 2022 PacifiCorp dba Pacific Power (“PacifiCorp”) filed its 2023 Transmission Adjustment Mechanism (“TAM”). The TAM will update power costs for 2023, set transition credits for Oregon direct access customers, and change power cost modeling and calculation of supply service access charges. The changes proposed by the TAM directly and significantly affect NewSun as a solar generation and storage project developer and will implicate a wide variety of policy interests including renewable energy policy. NewSun’s interest includes protecting policy positions and responding to arguments raised by PacifiCorp and other parties to this docket. In addition, the outcome of this proceeding may affect the rates charged to customers eligible for direct access in Oregon, and to businesses exploring the option of siting new loads in the State of Oregon. Therefore, the proceeding may affect the market for retail electricity services and opportunities currently under exploration by NewSun.

5. NewSun intends to participate as a party in Docket UE 400, including monitoring the proceeding and, if necessary, raising issues appropriate to the proceeding, introducing evidence, filing testimony, calling and examining or cross-examining witnesses, participating in settlement discussions, and being heard in argument.

6. NewSun has special knowledge or expertise that may assist the Commission in resolving the issues in this proceeding. NewSun has experience with renewable and clean energy standards, energy and capacity values, interconnection, transmission, power costs, modeling, and resource planning. NewSun has participated in other regulatory dockets before the Commission

including integrated resource planning, requests for proposals, Public Utility Regulatory Policy Act implementation, avoided costs, interconnection, capacity valuation and resource adequacy. NewSun is still considering the issues in this docket and may address any issue relevant to its interest in renewable energy policy and direct access raised by PacifiCorp or other parties. NewSun anticipates participating to the extent necessary to ensure its interests are protected. NewSun's interests are not adequately represented by any other party, and its participation will assist the Commission in resolving issues.

7. Without the opportunity to intervene, NewSun would not be able to participate in this proceeding, which may have material impacts on its business activities in the State of Oregon.

8. NewSun's participation in this docket will not unreasonably broaden the issues, burden the record, or unreasonably delay this proceeding.

9. Based on the information provided above in compliance with the Commission's rules of procedures, NewSun requests approval to participate in these proceedings as an intervenor.

WHEREFORE, NewSun Energy LLC respectfully requests that the Commission grant this Petition to Intervene.

Dated this 5th day of May, 2022.

Respectfully submitted,

/s/ Max M. Yoklic
Max M. Yoklic
In-House Counsel, Permitting & Real Estate
NewSun Energy LLC
550 NW Franklin Ave., Suite 408
Bend, OR 97703
971-978-7501
myoklic@newsunenergy.net