

April 11, 2024

***VIA ELECTRONIC FILING***

Public Utility Commission of Oregon  
Attn: Filing Center  
201 High Street SE, Suite 100  
Salem, Oregon 97301-3398

**Re: UI \_\_\_\_\_—PacifiCorp Application Requesting Approval for an Affiliate Interest Transaction with Nevada Power Company**

PacifiCorp d/b/a Pacific Power (PacifiCorp) encloses for filing its Application Requesting Approval of an Affiliate Interest Transaction with Nevada Power Company d/b/a NV Energy.

PacifiCorp respectfully requests that all data requests regarding this matter be addressed to:

By email (preferred): [datarequest@pacificorp.com](mailto:datarequest@pacificorp.com)

By regular mail: Data Request Response Center  
PacifiCorp  
825 N.E. Multnomah Street., Suite 2000  
Portland, Oregon 97232-2152

Please direct any informal questions concerning this filing to Jennifer Angell, Regulatory Project Manager at (503) 331-4414.

Sincerely,



Matthew McVee  
Vice President, Regulatory Policy and Operations

Enclosures

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

UI \_\_\_\_\_

In the Matter of

PACIFICORP d/b/a PACIFIC POWER,

Application for Approval of an Affiliated  
Transaction with Nevada Power Company

**APPLICATION OF PACIFICORP**

Under ORS 757.495 and in accordance with OAR 860-027-0040, PacifiCorp d/b/a Pacific Power (PacifiCorp or Company) requests approval from the Public Utility Commission of Oregon (Commission) of a transaction (the Agreement) through which PacifiCorp will supply Nevada Power Company, d/b/a NV Energy, (NV Energy) with pole transformer equipment. The pole transformers are needed by NV Energy for a critical infrastructure project. The Agreement will be executed through a bill of sale. Consistent with OAR 860-001-0070, copy of the bill of sale is included with this notice as Attachment A.

**I. BACKGROUND**

PacifiCorp is a wholly owned indirect subsidiary of Berkshire Hathaway Energy, (BHE). NV Energy is also a wholly owned, indirect subsidiary of BHE. “Affiliated interest,” as defined in ORS 757.015(3), includes every corporation five percent or more of whose voting securities are owned by any corporation or person owning five percent of the voting securities of a public utility or in any successive chain of ownership of a public utility. Therefore, BHE’s ownership interest in both companies creates an affiliated interest between PacifiCorp and NV Energy.

With this Application, the Company requests Commission authorization to engage in business transactions with NV Energy as described herein.

## II. COMPLIANCE WITH OAR 860-027-0040 FILING REQUIREMENTS

### A. Name and Address

PacifiCorp's exact name and address of its principal business office are:

PacifiCorp  
825 NE Multnomah Street  
Portland, OR 97232-2152

### B. Communications and Notices

All notices and communications concerning this Application should be addressed to:

Ajay Kumar  
Assistant General Counsel  
825 NE Multnomah Street, Suite 2000  
Portland, Oregon 97232-2152  
Telephone: (503) 813-5161  
Email: [ajay.kumar@pacificorp.com](mailto:ajay.kumar@pacificorp.com)

PacifiCorp Oregon Dockets  
825 NE Multnomah Street, Suite 2000  
Portland, Oregon 97232-2152  
Email: [OregonDockets@pacificorp.com](mailto:OregonDockets@pacificorp.com)

Additionally, PacifiCorp respectfully requests that all information requests regarding this matter be addressed to:

By email (**preferred**): [datarequest@pacificorp.com](mailto:datarequest@pacificorp.com)

By regular mail: Data Request Response Center  
PacifiCorp  
825 NE Multnomah Street, Suite 2000  
Portland, Oregon 97232-2152

Informal inquires may also be directed to Jennifer Angell, Regulatory Project Manager, at (503) 331-4414.

### C. Relationship Between PacifiCorp and Affiliated Interest

Berkshire Hathaway Energy Company's ownership interest in PacifiCorp and NV Energy creates an affiliated interest relationship. Therefore, NV Energy is an affiliated interest of PacifiCorp as set forth in ORS 757.015(3).

**D. Voting Securities**

PacifiCorp and NV Energy do not own voting securities in each other.

**E. Common Officers and Directors**

Jeffery B. Erb serves as corporate secretary for PacifiCorp and as assistant corporate secretary for NV Energy.

**F. Pecuniary Interest**

No officer or director of PacifiCorp or NV Energy is a party to or has a pecuniary interest in the contemplated business transaction between the companies.

**G. Description of Goods and Services Provided, Cost(s) Incurred; Market Value; Pricing Methods**

The value of the four units of pole transformer equipment to be purchased by NV Energy under the Agreement is approximately \$44,991.30. NV Energy will pay PacifiCorp the cost of the parts, including administrative expenses, which is higher than the market price.

**H. Estimate of Amount PacifiCorp will Pay or Collect Annually**

See Section II G above.

**I. Reasons Relied Upon for Providing the Proposed Services, and Benefits to the Public**

NV Energy is a public utility which generates, transmits, and distributes electric service in northern and southern Nevada. The utility serves approximately 1.4 million customers throughout its 44,000-square-mile territory. NV Energy was informed of a delay in the delivery of previously ordered pole transformers by the supplier making NV Energy's expected receipt of the equipment too late to put into service to meet its customer agricultural critical needs this spring. Thus, PacifiCorp's sale of this crucial stopgap equipment to NV

Energy under the Agreement will avoid impairment to customer electrical service and is in the public interest.

**J. Description of the Procurement Process**

See Section II G above.

**K. Relationship of Cost of Provision of Services and Market Value**

See Section II G above.

**L. Contract Between Affiliated Interests and PacifiCorp**

A true copy of the bill of sale is included with this notice as Attachment A.

**M. Copy of Board Resolutions**

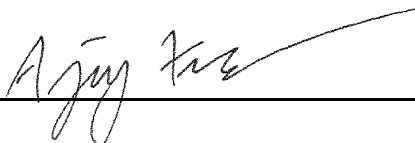
Execution of this transaction does not require approval from PacifiCorp's Board of Directors.

**III. PRAYER FOR RELIEF**

For the reasons set forth above, PacifiCorp respectfully requests that the Commission issue an order (1) finding that the sale of the pole transformers is consistent with the public interest; and (2) approving the Agreement as an affiliated interest transaction.

Respectfully submitted this 11<sup>th</sup> day of April 2024.

By:



Ajay Kumar, OSB No. 183903  
Assistant General Counsel

**ATTACHMENT A**

Bill of Sale and Disclaimer

(Control No: BS24-0003)

x Outside Sale

**BILL OF SALE AND DISCLAIMER**

In consideration of removal from property Rocky Mountain Power/Pacific Power, the undersigned, herein referred to as Seller/Donor, hereby sells/donates To NV ENERGY, INC the following material:

Description of Material Sold	Stock or Serial No.	Qty	Unit Price	Total Amount
XFMR,POLE,100,7.2,277,NT,ARR	0004500153	3 ea	\$ 12,033.87	\$ 36,071.60
XFMR,POLE,167,7.2,277,NT,ARR	0004500154	1 ea	\$ 6,373.03	\$ 6,373.03

**DISCLAIMER OF WARRANTIES:** Buyer acknowledges that it is buying/accepting the material "AS IS", AND WITH ALL FAULTS. SELLER MAKES NO EXPRESS OR IMPLIED WARRANTIES, INCLUDING ANY WARRANTIES OF MERCHANTABILITY OR FITNESS, EXCEPT THAT SELLER WARRANTIES THAT IT HAS TITLE TO THE MATERIAL AND/OR HAS THE RIGHT TO SELL/DONATE IT AND THAT IT IS FREE FROM ALL LIENS OR ENCUMBRANCES.

**INSPECTION/REPRESENTATIONS:** Buyer/Donor acknowledges that it has thoroughly inspected the material and that it is buying/accepting the material solely in reliance upon such inspection, and not in reliance upon any express, implied, or prospective warranties or representations by Seller/Donor. Seller/Donor makes no representation that any lift equipment, either as an assembled package in any form or as individual pieces, is appropriate for use of integration with any particular vehicle chassis or equipment.

**IDEMNITY:** Buyer agrees to defend, protect, indemnify, and hold harmless Seller, its directors, officers, employees, agents, and their representatives against and from any and all loss, claims, actions, or suits, including cost and attorney's fees, both at trial and on appeal, for or on account of any economic or personal injury or death to any persons, or any damage to or destruction of any property belonging to Seller or others, resulting from arising out of, or in any way connected with the design, manufacture, condition, maintenance, use, or operation of the materials sold/donated hereunder, excepting only such injury or harm as may be caused solely by the gross negligence of Seller, its directors, officers, employees, or agents.

**LIMITATION OF LIABILITY:** SELLER SHALL NOT BE LIABLE FOR ANY CONSEQUENTIAL DAMAGES WHATEVER, INCLUDING WITHOUT LIMITATION, LOSS OF USE, LOST PROFITS, OR LIABILITY TO THIRD PARTIES, AND WHETHER SUCH LIABILITY ARISES OUT OF TORT (INCLUDING NEGLIGENCE), WARRANTY, CONTRACT, OR STRICT LIABILITY. NV ENERGY, INC. DOES HEREBY UNDERSTAND AND AGREE TO THE ABOVE DISCLAIMERS, LIMITATIONS, AND INDEMNITY PROVISIONS.

NV ENERGY, INC.

Agreed and Noted by Buyer

By: *Jeffery T. Englehart*

Date 2/26/24

PACIFICORP

(Seller)

By *J. Yarnall*

Employee Name *Noah Yarnall*

Dated 2-26-24

Employee No. 42581

SAP ACCOUNT DISTRIBUTION		
X	Sale of New Material from Inventory	g/1 508200 Order
		Sub Total \$ 42,444.63
		ID Sales Tax 6% \$ 2,546.68
	<b>ORDER # 539447</b>	<b>TOTAL \$ 44,991.30</b>

Send signed Bill of Sale & check to:

Internal Mail: CCO, ATTN: SAP, 1033 Bldg.

External Mail: PacifiCorp, Attn: Central Cashiers/SAP  
 P.O. Box 5504, Portland OR 97228-5504