

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UE 178(3)

In the Matter of)	
)	
OREGON PUBLIC UTILITY STAFF)	REQUEST FOR FINAL PAYMENT OF
)	ISSUE FUND GRANT
Requesting the Commission Direct)	OF THE INDUSTRIAL CUSTOMERS
)	OF NORTHWEST UTILITIES
PORTLAND GENERAL ELECTRIC)	
COMPANY)	
)	
to File Tariffs Establishing Automatic)	
Adjustment Clauses Under the Terms of)	
SB 408.)	

Pursuant to Section 7.3 of the First Amended and Restated Intervenor Funding Agreement (“IFA”) approved by the Oregon Public Utility Commission (“Commission”) by Order No. 07-564 (December 19, 2007), the Industrial Customers of Northwest Utilities (“ICNU”) hereby requests final payment of ICNU’s Issue Fund Grant in Docket No. UE 178(3) in the amount of \$12,078.60.

On November 16, 2009, ICNU filed a Notice of Intent to Request an Issue Fund Grant in Docket No. UE 178(3). On December 2, 2009, ICNU filed a proposed budget in the amount of \$31,000 in Docket No. UE 178(3). The Commission approved an Issue Fund Grant for ICNU in the amount of \$31,000 on December 15, 2009. Re PGE, OPUC Docket No. UE 178(3), Order No. 09-495 (December 15, 2009). At this time, ICNU requests a final payment of the approved Issue Fund Grant in Docket No. UE 178(3). ICNU’s expenses are shown in Confidential Attachment 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) – ICNU was a full and active participant in this Docket. ICNU conducted discovery, participated in settlement workshops and discussions, negotiated a settlement stipulation, and filed supporting testimony. The expenses included in Confidential Exhibit A are reasonable and directly attributable to ICNU’s participation in UE 178(3).

Section 7.3(c) – ICNU used its own funds to pay for at least 20% of the Eligible Expenses as required by Section 6.5 of the IFA.

Section 7.4 – 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 ICNU’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 “the terms of an [intervenor funding] agreement will be binding on all organizations seeking a grant under that agreement and will be followed by the Commission in administering the agreement.” OAR § 860-012-0100(2). ICNU has satisfied the terms of the IFA and respectfully requests that the Commission approve final payment of ICNU’s Issue Fund Grant in the amount of \$12,078.60 within 30 days of receiving this Request for final payment as provided in Section 7.6 of the IFA. This Request for Payment constitutes a Final Request for Payment in this docket. The remaining amount of the Issue Fund Grant of \$18,921.40 should be released for return to the PGE Issue Fund.

Payment should be sent to:

Michael Early
Industrial Customers of Northwest Utilities
1300 SW Fifth Ave., Suite 1750
Portland, Oregon 97201

Dated this 9th day of August, 2010.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

/s/ S. Bradley Van Cleve

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August 9, 2010

Via Electronic and US Mail

Public Utility Commission
Attn: Filing Center
550 Capitol St. NE #215
P.O. Box 2148
Salem OR 97308-2148

Re: In the Matter of OREGON PUBLIC UTILITY STAFF Requesting the
Commission direct PORTLAND GENERAL ELECTRIC COMPANY to file
tariffs establishing automatic adjustment clauses under the terms of SB 408.
Docket No. UE 178(3)

Dear Filing Center:

Enclosed please find the original Request for Final Payment of Issue Fund Grant
on behalf of the Industrial Customers of Northwest Utilities in the above-referenced matter.

Thank you for your assistance, and please do not hesitate to contact our office if
you have any additional questions.

Sincerely yours,

/s/ Martin H. Patail
Martin H. Patail

Enclosures
cc: Service List

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing Request for Final Payment of Issue Fund Grant on behalf of the Industrial Customers of Northwest Utilities upon the parties on the service list by causing the foregoing document to be deposited, postage-prepaid, in the U.S. Mail, or by service via electronic mail to those parties who waived paper service.

Dated at Portland, Oregon, this 9th day of August, 2010.

/s/ Martin H. Patail
Martin H. Patail

CITIZENS' UTILITY BOARD OF OREGON (W)

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DEPARTMENT OF JUSTICE

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