

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

**UE 228**

In the Matter of	)	
	)	
PORTLAND GENERAL ELECTRIC	)	REQUEST FOR FINAL PAYMENT OF
COMPANY	)	ISSUE FUND GRANT OF THE
	)	INDUSTRIAL CUSTOMERS OF
	)	NORTHWEST UTILITIES
2012 Annual Power Cost Update Tariff	)	
(Schedule 125)	)	

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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 228 in the amount of \$35,000.

On May 3, 2011, ICNU filed a Proposed Budget for Issue Fund Grant in Docket No. UE 228 in the amount of \$35,000. On May 13, 2011, the Commission approved an Issue Fund Grant for ICNU in the amount of \$35,000. At this time, ICNU requests the final payment of the approved Issue Fund Grant in Docket No. UE 228.

ICNU hereby requests that the Commission authorize final payment of the Issue Fund Grant in the amount of \$35,000. 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 has been an active participant in this Docket. ICNU has conducted discovery, filed response testimony from an expert witness and

participated in settlement discussions. The expenses included in Confidential Exhibit A are reasonable and directly attributable to ICNU's participation in UE 228.

**Section 7.3(c)** – The Commission approved ICNU's proposed budget on May 13, 2011. In addition, 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 7.3(d)** - This Request for Payment constitutes a Final Request for Payment in this docket.

**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 § 860-001-0120(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 \$35,000, within 30 days of receiving this Request for Final Payment as provided in Section 7.6 of the IFA.

Payment should be sent to:

Alan Meyer  
Industrial Customers of Northwest Utilities  
818 SW 3<sup>rd</sup> Ave, Suite 266  
Portland, Oregon 97204

Dated this 10th day of August, 2011.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

/s/ S. Bradley Van Cleve

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Of Attorneys for Industrial Customers  
of Northwest Utilities

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	)	NORTHWEST UTILITIES
2012 Annual Power Cost Update Tariff	)	
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Portland, Oregon 97204

Dated this 10th day of August, 2011.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

/s/ S. Bradley Van Cleve

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August 10, 2011

*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 PORTLAND GENERAL ELECTRIC COMPANY 2012 Annual  
Power Cost Update Tariff (Schedule 125)  
**Docket No. UE228**

Dear Filing Center:

Enclosed please find the original and one copy of the Request for Final Payment of Issue Fund Grant and Confidential Exhibit A on behalf of the Industrial Customers of Northwest Utilities ("ICNU"). Pursuant to Section 7.3 of the Intervenor Funding Agreement, Confidential Exhibit A is being submitted in a separate sealed envelope to the Commission and PGE.

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

Sincerely yours,

/s/ Sarah A. Kohler  
Sarah A. Kohler

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 10th day of August, 2011.

/s/ Sarah A. Kohler

Sarah A. Kohler

**(W) CITIZENS' UTILITY BOARD OF OREGON**

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