

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

**UE 262**

In the Matter of	)	
	)	
PORTLAND GENERAL ELECTRIC	)	PROPOSED BUDGET FOR
COMPANY	)	ISSUE FUND GRANT OF THE
	)	INDUSTRIAL CUSTOMERS OF
	)	NORTHWEST UTILITIES
Request for a General Rate Revision	)	
	)	

---

Pursuant to Section 6.3 of the Second Amended and Restated Intervenor Funding Agreement (“IFA”) approved by the Oregon Public Utility Commission (Commission) by Order No. 12-452 (November 7, 2012), the Industrial Customers of Northwest Utilities (“ICNU”) files this Proposed Budget in UE 262 (the “Proceeding”) seeking an Issue Fund Grant in the amount of \$70,056. ICNU will bear all its costs in this Proceeding that exceed \$70,056. ICNU proposes that this grant be funded from the Portland General Electric Company (“PGE”) Issue Fund Account. ICNU respectfully requests that the Commission act on this Proposed Budget within fourteen days of receipt, as provided in Section 6.4 of the IFA. The following information is provided in accordance with Section 6.3 of the IFA:

**(1) Statement of the work to be performed by ICNU for which ICNU is seeking the Issue Fund Grant:**

ICNU has retained Davison Van Cleve, P.C. to represent ICNU in UE 262, which is a proceeding to consider PGE’s 2013 General Rate Case (“GRC”). The IFA defines an Eligible Proceeding as “any Commission proceeding that directly affects one or more of the Participating Public Utilities . . . .” IFA, Section 1(c). UE 262 directly affects PGE, which falls under the definition of “Participating Public Utility” in Section 1(k) of the IFA. Therefore, UE

PAGE 1 – PROPOSED BUDGET FOR ISSUE FUND GRANT OF ICNU

262 is an Eligible Proceeding and an Issue Fund Grant may be made for this proceeding under Section 6.1 of the IFA.

ICNU will participate in all aspects of UE 262, including attending all clarifying sessions, workshops, settlement conferences, public meetings, oral presentations, and hearings. ICNU plans to conduct extensive discovery in this proceeding. In addition, ICNU will submit expert witness testimony and briefs, as called for by the procedural schedule in this Docket.

**(2) Description of the areas to be investigated by ICNU:**

ICNU intends to investigate numerous aspects of PGE's 2013 GRC, including PGE's revenue requirement, rate spread/rate design, cost of capital, prudence of capital additions, power costs, appropriate levels of taxes, and other issues raised by PGE's filing or by other parties.

**(3) Description of the particular customer class or classes that will benefit from the intervenor's participation:**

ICNU's participation will directly benefit industrial customers, as well as other large non-residential customers who purchase service from PGE.

**(4) Identification of the specific Fund account from which ICNU is seeking the Issue Fund Grant:**

ICNU is seeking an Issue Fund Grant in the amount of \$70,056. ICNU will bear the cost of its participation to the extent that its costs exceed the amount of the Proposed Budget. ICNU proposes that the grant amount be allocated from the PGE Issue Fund Account established under IFA Section 4.2.3. ICNU estimates that the uncommitted amount available in the 2013 PGE Issue Fund Account is \$220,948.33. ICNU and CUB have coordinated their activities in

UE 262 and UE 266, to maximize the efficient use of the amounts available in the 2013 PGE Issue Fund.

**(5) Budget showing estimated attorney and consultant fees and expert witness fees:**

Attached as Exhibit A is ICNU's Proposed Budget in UE 262. The Proposed Budget details the expected hours and hourly rates of ICNU's attorneys and experts. The Proposed Budget was developed based on the costs ICNU incurred in previous PGE rate cases.

**(6) Matching Funds**

As required by Section 6.3(f) of the IFA, ICNU represents that it will use matching funds in the form of either in-house resources or outside funding to account for or pay at least 20% of the Eligible Expenses for which ICNU is seeking an Issue Fund Grant. ICNU's proposed budget assumes a fully litigated case. If the case is settled prior to hearing, actual expenses could be lower.

**Basis for Request**

ICNU respectfully requests that the Commission grant its request for this Issue Fund Grant in the amount of \$70,056 based on the following considerations:

1. In this proceeding, PGE forecasts a \$104.8 million revenue requirement increase, which PGE states will increase rates by an average of 6.4%. This case is PGE's first general rate case in three years, and it raises important questions of policy and fact.

2. ICNU represents the interests of industrial customers and has significant experience participating in Commission proceedings involving PGE's power costs. ICNU filed power cost testimony in UE 250 and UE 228, PGE's most recent AUT cases, and UE 215, PGE's most recent general rate case. In addition, ICNU has participated in numerous previous rate cases

of PGE. Thus, ICNU possesses significant interest and expertise with respect to the subject matter of this proceeding. ICNU's participation will benefit PGE industrial as well as other PGE customers.

4. ICNU has been precertified under Sections 5.1 and 5.2 of the IFA and OAR § 860-001-0120(3)(b), as eligible to receive an Issue Fund Grant, by Commission Order No. 03-502, which was entered on August 21, 2003.

Therefore, ICNU respectfully requests that the Commission issue an order granting an Issue Fund Grant in the amount specified above.

Dated this 15th day of April, 2013.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

/s/ S. Bradley Van Cleve

S. Bradley Van Cleve

Irion A. Sanger

333 S.W. Taylor, Suite 400

Portland, Oregon 97204

(503) 241-7242 phone

(503) 241-8160 facsimile

mail@dvclaw.com

Of Attorneys for Industrial Customers  
of Northwest Utilities

## **Exhibit A**

### **Proposed Budget of ICNU**

UE 262

Exhibit A

ICNU Proposed Budget for Issue Fund Grant

Personnel	Hours	Rate	Cost
<i>Attorney Fees</i>			
Senior Attorney	125	\$240.00	\$30,000
Associate Attorney	35	\$195.00	\$6,825
Paralegal	25	\$125.00	\$3,125
<i>Expert Witness Fees</i>			
Witness 1 (Discovery, Travel, Testimony, and Hearing)	261	\$150	\$39,150
Witness 2	34	\$205	\$6,970
<i>Other Expenses</i>			
Travel			\$1,000
Copying and Postage			\$500
Subtotal			\$87,570
Less 20% In-House Resources			\$17,514
Amount of Request			\$70,056

# Davison Van Cleve PC

Attorneys at Law

TEL (503) 241-7242 • FAX (503) 241-8160 • mail@dvclaw.com  
Suite 400  
333 SW Taylor  
Portland, OR 97204

April 15, 2013

***Via Electronic and U.S. 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  
2013 Request for a General Rate Revision  
**Docket No. UE 262**

Dear Filing Center:

Enclosed please find the original and one (1) copy of the Proposed Budget for Issue Fund Grant of the Industrial Customers of Northwest Utilities in the above-referenced docket.

Thank you for your attention to this matter.

Sincerely yours,

/s/ Jesse Gorsuch  
Jesse Gorsuch

Enclosures

cc: Service List

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing Proposed Budget on behalf of the Industrial Customers of Northwest Utilities upon the parties, on the service list, by causing the same to be deposited in the U.S. Mail, postage-prepaid, and via electronic mail where paper service has been waived.

Dated at Portland, Oregon, this 15th day of April, 2013

/s/ Jesse Gorsuch  
Jesse Gorsuch

<b>(W) PACIFIC POWER</b> R. BRYCE DALLEY SARAH WALLACE 825 NE MULTNOMAH STE 1800 PORTLAND OR 97232 bryce.dalley@pacificorp.com sarah.wallace@pacificorp.com	<b>(W) PACIFICORP, DBA PACIFIC POWER</b> OREGON DOCKETS 825 NE MULTNOMAH ST, STE 2000 PORTLAND OR 97232 oregondockets@pacificorp.com
<b>(W) PUBLIC UTILITY COMMISSION OF OREGON</b> JUDY JOHNSON (C) PO BOX 2148 SALEM OR 97308-2148 judy.johnson@state.or.us	<b>(W) PUC STAFF--DEPARTMENT OF JUSTICE</b> JOHANNA RIEMENSCHNEIDER STEPHANIE S. ANDRUS 1162 COURT ST NE SALEM OR 97301-4096 johanna.riemenschneider@doj.state.or.us stephanie.andrus@state.or.us
<b>(W) BOEHM KURTZ &amp; LOWRY</b> KURT J BOEHM JODY KYLER 36 E SEVENTH ST - STE 1510 CINCINNATI OH 45202 kboehm@bkllawfirm.com jkyler@bkllawfirm.com	<b>(W) CITIZENS' UTILITY BOARD OF OREGON</b> OPUC DOCKETS ROBERT JENKS G. CATRIONA MCCrackEN 610 SW BROADWAY, STE 400 PORTLAND OR 97205 dockets@oregoncub.org bob@oregoncub.org catriona@oregon.org



<p><b>(W) REGULATORY &amp; COGENERATION SERVICES INC</b>  DONALD W SCHOENBECK  900 WASHINGTON ST STE 780  VANCOUVER WA 98660-3455  dws@r-c-s-inc.com</p>	<p><b>(W) ENERGY STRATEGIES LLC</b>  KEVIN HIGGINS  215 STATE ST - STE 200  SALT LAKE CITY UT 84111-2322  khiggins@energystrat.com</p>
<p><b>(W) BEERY, ELSNER &amp; HAMMOND LLP</b>  NANCY L. WERNER  1750 SW HARBOR WAY, SUITE 380  PORTLAND OR 97201-5016  nancy@gov-law.com</p>	<p><b>(W) BRUBAKER &amp; ASSOCIATES</b>  MICHAEL GORMAN  16690 SWINGLEY RIDGE STE 140  CHESTERFIELD MO 63017  mgorman@consultbai.com</p>
<p><b>(W) CABLE HUSTON BENEDICT</b>  TOMMY A. BROOKS  CHAD M. STOKES  1001 SW FIFTH AVE, STE 2000  PORTLAND OR 97204-1136  tbrooks@cablehuston.com  cstokes@cablehuston.com</p>	<p><b>(W) CITY OF HILLSBORO</b>  ANDREW BARTLETT  150 EAST MAIN ST.  HILLSBORO OR 97123  andrew.bartlett@hillsboro-oregon.gov</p>
<p><b>(W) CITY OF PORTLAND – CITY ATTORNEY’S OFFICE</b>  BENJAMIN WALTERS  1221 SW 4<sup>TH</sup> AVE – RM 430  PORTLAND OR 97204  ben.walters@portlandoregon.gov</p>	<p><b>(W) CITY OF PORTLAND – PLANNING &amp; SUSTAINABILITY</b>  DAVID TOOZE  1900 SW 4<sup>TH</sup> STE 7100  PORTLAND OR 97201  david.tooze@portlandoregon.gov</p>

<p><b>(W) CITY OF PORTLAND – CITY ATTORNEY’S OFFICE</b>  BENJAMIN WALTERS  1221 SW 4<sup>TH</sup> AVE – RM 430  PORTLAND OR 97204  ben.walters@portlandoregon.gov</p>	<p><b>FRED MEYER STORES/KROGER</b>  NONA SOLTERO  3800 SE 22<sup>ND</sup> AVE  PORTLAND OR 97202  nona.soltero@fredmeyer.com</p>
<p><b>(W) LEAGUE OF OREGON CITIES</b>  MAJA HAIUM  TRACY RUTTEN  PO BOX 928  SALEM OR 97308  mhaium@orcities.org  trutten@orcities.org</p>	<p><b>(W) MCDOWELL RACKNER &amp; GIBSON PC</b>  LISA F. RACKNER  419 SW 11<sup>TH</sup> AVE., SUITE 400  PORTLAND OR 97205  dockets@mcd-law.com</p>
<p><b>NOBLE AMERICAS ENERGY SOLUTIONS, LLC</b>  GREG BASS  401 WEST A ST., STE. 500  SAN DIEGO CA 92101  dockets@mcd-law.com</p>	<p><b>NORTHWEST NATURAL E-FILING</b>  <b>MARK R. THOMPSON</b>  220 NW 2<sup>ND</sup> AVE  PORTLAND OR 97209  efiling@nwnatural.com  mark.thompson@nwnatural.com</p>