

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UE 264

In the Matter of)	
)	
PACIFICORP)	REQUEST FOR FINAL PAYMENT OF
)	ISSUE FUND GRANT OF THE
2014 Transmission Adjustment Mechanism)	INDUSTRIAL CUSTOMERS OF
_____)	NORTHWEST UTILITIES

Pursuant to Section 7.3 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”) hereby requests final payment of ICNU’s Issue Fund Grant in Docket No. UE 264 in the amount of \$30,248.81. Since ICNU’s expenditures in this Docket exceed the amount of its Issue Fund Grant, ICNU requests that \$1,647.81 be reallocated from Docket No. UE 263 to this Docket.

On May 15, 2013, ICNU filed a Proposed Budget for an Issue Fund Grant in Docket No. UE 264 in the amount of \$28,601. On May 23, 2013, the Commission approved an Issue Fund Grant for ICNU in the amount of \$28,601. If the Commission grants ICNU’s request to reallocate funds from UE 263 to UE 264, the total amount available in this Docket will be \$30,248.81. At this time, ICNU requests the final payment of the approved Issue Fund Grant in Docket No. UE 264.

ICNU hereby requests that the Commission authorize final payment of the Issue Fund Grant in the amount of \$30,248.81. 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, attended workshops, participated in settlement discussions, filed testimony and filed briefs. The expenses included in Confidential Exhibit A are reasonable and directly attributable to ICNU's participation in UE 264.

Section 7.3(c) – The Commission approved ICNU's proposed budget on May 23, 2013. 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.

ICNU requests that unused funds in the amount of \$1,647.81 be reallocated from UE 263 to this Docket. Section 6.7 of the IFA provides:

An intervenor with approved proposed budgets in multiple dockets may request to reallocate approved amounts between dockets by filing a request in both dockets. Such a request must identify the previously approved proposed budget amounts, the proposed budget amounts for each docket after reallocation of funds, and explain the purpose for the requested reallocation.

UE 263 is a general rate case to establish PacifiCorp's rates, and UE 264 is a power cost case to establish the power cost component of PacifiCorp's rates. ICNU received an Issue Fund Grant in UE 263 in the amount of \$30,000 and in UE 264 in the amount of \$28,601. On October 2, 2013, ICNU submitted a final payment request in UE 263 in the amount of \$28,352.19, resulting in an unused amount of \$1,647.81. Since UE 263 and UE 264 involve

similar issues and the same utility, reallocation of the funds is appropriate. In addition, UE 263 resulted in a settlement and UE 264 did not. As a result, the Eligible Expenses in UE 264 will exceed the approved Issue Fund Grant. Upon reallocation and payment of this Request for Final Payment the balance in the UE 263 Issue Fund will be \$0, and the balance in the UE 264 Issue Fund will be \$0.

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 “[t]he terms of an [intervenor funding] agreement are 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 \$30,248.81 within 30 days of receiving this Request for Final Payment as provided in Section 7.6 of the IFA.

Payment should be sent to:

Industrial Customers of Northwest Utilities
818 SW 3rd Ave, Suite 266
Portland, Oregon 97204

Dated this 2nd day of October, 2013.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

/s/ S. Bradley Van Cleve

S. Bradley Van Cleve

333 S.W. Taylor, Suite 400

Portland, Oregon 97204

(503) 241-7242 telephone

(503) 241-8160 facsimile

bvc@dvclaw.com

Of Attorneys for Industrial Customers
of Northwest Utilities

Davison Van Cleve PC

Attorneys at Law

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

October 2, 2013

Via Electronic Mail and Federal Express

Public Utility Commission of Oregon
Attn: Filing Center
3930 Fairview Industrial Drive SE
Salem OR 97302

Re: In the Matter of PACIFICORP
2014 Transition Adjustment Mechanism
Docket No. UE 264

Dear Filing Center:

Enclosed please find the original and one (1) copy of the Request for Final Payment of Issue Fund Grant and Confidential Exhibit A on behalf of the Industrial Customers of Northwest Utilities. 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 PacifiCorp.

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

Sincerely,

/s/ Jesse Gorsuch
Jesse Gorsuch

Enclosures

cc: Service List

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the Request for Final Payment of Issue Fund Grant on behalf of the Industrial Customers of Northwest Utilities upon all parties in this proceeding by causing a copy thereof to be sent via electronic mail to each party's last-known e-mail address, as shown below.

Dated at Portland, Oregon, this 2nd day of October, 2013.

/s/ Jesse Gorsuch
Jesse Gorsuch

(W) CITIZENS' UTILITY BOARD OF OREGON OPUC DOCKETS ROBERT JENKS (C) G. CATRIONA MCCrackEN (C) 610 SW BROADWAY, STE 400 PORTLAND OR 97205 dockets@oregoncub.org bob@oregoncub.org catriona@oregon.org	(W) PUBLIC UTILITY COMMISSION OF OREGON JOHN CRIDER (C) PO BOX 2148 SALEM OR 97308-2148 john.crider@state.or.us
(W) PACIFIC POWER SARAH WALLACE (C) SENIOR COUNSEL 825 NE MULTNOMAH STE 1800 PORTLAND OR 97232 sarah.wallace@pacificorp.com	(W) MCDOWELL RACKNER & GIBSON PC KATHERINE MCDOWELL (C) 419 SW 11TH AVE., SUITE 400 PORTLAND OR 97205 katherine@mcd-law.com
(W) REGULATORY & COGENERATION SERVICES INC DONALD W SCHOENBECK 900 WASHINGTON ST STE 780 VANCOUVER WA 98660-3455 dws@r-c-s-inc.com	(W) ENERGY STRATEGIES LLC KEVIN HIGGINS (C) 215 STATE ST - STE 200 SALT LAKE CITY UT 84111-2322 khiggins@energystrat.com

<p>(W) SAFEWAY INC. LISSA MALDONADO GEORGE WAIDELICH 5918 STONERIDGE MALL ROAD PLEASANTON OR 94588-3229 lissa.maldonado@safeway.com george.waidelich@safeway.com</p>	<p>(W) NOBLE AMERICAS ENERGY SOLUTIONS, LLC GREG BASS 401 WEST A ST., STE. 500 SAN DIEGO CA 92101 gbass@noblesolutions.com</p>
<p>(W) PUC STAFF – DEPARTMENT OF JUSTICE MICHAEL WEIRICH (C) BUSINESS ACTIVITIES SECTION 1162 COURT ST NE SALEM OR 97301-4096 michael.weirich@state.or.us</p>	<p>(W) RICHARDSON ADAMS, PLLC GREGORY M. ADAMS (C) PO BOX 7218 BOISE ID 83702 greg@richardsonadams.com</p>
<p>(W) PORTLAND GENERAL ELECTRIC SERVICES INC JAY TINKER 121 SW SALMON 1WTC13 PORTLAND OR 97204 pge.opuc.filings@pgn.com</p>	<p>(W) PORTLAND GENERAL ELECTRIC DOUGLAS C. TINGEY 121 SW SALMON 1WTC-0702 PORTLAND, OR 97204 doug.tingey@pgn.com</p>
<p>(W) HUTCHINSON COX COONS ORR & SHERLOCK SAMUEL L. ROBERTS (C) 777 HIGH ST., STE 200 P.O. BOX 10886 EUGENE OR 97440 sroberts@eugenelaw.com</p>	<p>(W) PACIFICORP, DBA PACIFIC POWER OREGON DOCKETS 825 NE MULTNOMAH., STE 2000 PORTLAND OR 97232 oregon.dockets@pacificorp.com</p>

<p>(W) WAL-MART STORES, INC. STEVE W. CHRISS (C) 2001 SE 10TH ST. BENTONVILLE, AR 72716-0550 stephen.chriss@wal-mart.com</p>	
---	--