

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

**UG 171(2)**

In the Matter of	)	
	)	
AVISTA CORPORATION, dba	)	FINAL REQUEST FOR PAYMENT
AVISTA UTILITIES	)	OF ISSUE FUND GRANT OF THE
	)	NORTHWEST INDUSTRIAL GAS
	)	USERS
Filing of tariffs establishing automatic	)	
adjustment clauses under the terms of	)	
<u>SB 408.</u>	)	

Pursuant to Section 7.3 of the First Amended and Restated Intervenor Funding Agreement (“IFA”) approved by the Oregon Public Utility Commission (“Commission”) in Order No. 07-564 (December 19, 2007), the Northwest Industrial Gas Users (“NWIGU”) hereby request final payment of NWIGU’s Issue Fund Grant in Docket No. UG-171(2) in the amount of \$6,880.00. In support of this Final Request, NWIGU shows the following:

1. On November 18, 2008, NWIGU filed a Notice of Intent to Request an Issue Fund Grant in this docket. On December 3, 2008, NWIGU submitted a proposed budget in the amount of \$8,610.50, less in-house resources of 20 percent, for \$6,888.00. The Commission approved the Issue Fund Grant for NWIGU in the amount of \$6,888.00 on December 9, 2008. *In the Matter of AVISTA CORPORATION, DBA AVISTA UTILITIES Filing of tariffs establishing automatic adjustment clauses under the terms of SB 408*, OPUC Docket No. UG 171, Order No. 08-582 (December 9, 2008).

2. NWIGU hereby requests that the Commission authorize final payment of the Issue Fund Grant in this docket in the amount of \$6,880.00. NWIGU’s total Eligible Expenses for this

proceeding from January 1, 2009 through November 13, 2009 are shown in Confidential Attachment A.

4. NWIGU respectfully submits that this request for payment satisfies the requirement of IFA Section 7.4 as follows:

Section 7.3(a) - The itemized expenses, payees and hourly rates are attached as Confidential Attachment A.

Section 7.3(b) - NWIGU was a full and active participant in this docket. NWIGU participated in extensive settlement workshops and discussions, negotiated a settlement stipulation that was ultimately rejected by the commission and participated in settlement discussions in combination with UG-186, filed joint testimony, and filed a joint brief.

The expenses included in Confidential Attachment A are Eligible Expenses as defined in IFA Section 7.4 and are reasonable and directly attributable to NWIGU's participation in UG-171 on behalf of industrial customers.

Section 7.4(c) - NWIGU used its own funds to pay for at least 20% of the Eligible Expenses as required by Section 6.5 of the IFA. In addition NWIGU has supplied substantial resources in this proceeding through its Executive Director's active involvement in addition to the Eligible Expenses set forth on Attachment A, which Attachment reflect only those Eligible Expenses from outside legal counsel at the law firm of Cable Huston Benedict Haagensen and Lloyd, LLP.

Section 7.4 - All of the expenses included in Confidential Attachment A are Eligible Expenses as defined in Section 7.4 of the IFA and are consistent with NWIGU's proposed budget in this proceeding. No conditions were placed on NWIGU's Issue Fund Grant in Order No. 08-582.

5. Upon approval of this request for payment by the Commission, Avista should send payment to NWIGU as follows:

Paula E. Pyron  
Executive Director  
Northwest Industrial Gas Users  
P.O. Box 2058  
Tualatin, OR 97062-2058

NWIGU has satisfied the terms of the IFA and respectfully requests that the Commission approve full payment of NWIGU's Issue Fund Grant in the amount of \$6,880.00 within 30 days of receiving this Request for Payment as provided in Section 7.6 of the IFA. This Request for Payment constitutes a final Request for Payment of the Issue Fund authorized by the Commission for NWIGU in this phase of this docket.

Dated this 3rd day of December, 2009.

CABLE HUSTON BENEDICT HAAGENSEN  
& LLOYD LLP



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Of Attorneys for the  
Northwest Industrial Gas Users

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I caused to be served the foregoing **FINAL REQUEST FOR PAYMENT OF ISSUE FUND GRANT OF THE NORTHWEST INDUSTRIAL GAS USERS** on:

OPUC DOCKETS (W) CITIZENS' UTILITY BOARD OF OREGON 610 SW BROADWAY STE 308 PORTLAND OR 97205 <a href="mailto:dockets@oregoncub.org">dockets@oregoncub.org</a>	JASON W. JONES DEPARTMENT OF JUSTICE REGULATED UTILITY & BUSINESS SECTION 1162 COURT ST NE SALEM OR 97301-4096 <a href="mailto:jason.w.jones@state.or.us">jason.w.jones@state.or.us</a>
ROBERT JENKS (W) CITIZENS' UTILITY BOARD OF OREGON 610 SW BROADWAY STE 308 PORTLAND OR 97205 <a href="mailto:bob@oregoncub.org">bob@oregoncub.org</a>	RON MCKENZIE AVISTA CORPORATION PO BOX 3727 SPOKANE WA 99220-3727 <a href="mailto:ron.mckenzie@avistacorp.com">ron.mckenzie@avistacorp.com</a>
DAVID J MEYER AVISTA CORPORATION PO BOX 3727 SPOKANE WA 99220-3727 <a href="mailto:david.meyer@avistacorp.com">david.meyer@avistacorp.com</a>	PAULA E. PYRON (W) NORTHWEST INDUSTRIAL GAS USERS 4113 WOLF BERRY CT LAKE OSWEGO OR 97035-1827 <a href="mailto:ppyron@nwigu.org">ppyron@nwigu.org</a>
MELINDA J DAVISON DAVISON VAN CLEVE 333 SW TAYLOR – STE 400 PORTLAND OR 97204 <a href="mailto:mail@dvclaw.com">mail@dvclaw.com</a>	DANIEL W. MEEK ATTORNEY AT LAW 10949 SW 4 <sup>th</sup> AVE PORTLAND OR 97219 <a href="mailto:dan@meek.net">dan@meek.net</a>
GORDON FEIGHNER (W) CITIZENS' UTILITY BOARD OF OREGON 610 SW BROADWAY STE 308 PORTLAND OR 97205 <a href="mailto:gordon@oregoncub.org">gordon@oregoncub.org</a>	G. CATRIONA MCCrackEN (W) CITIZENS' UTILITY BOARD OF OREGON 610 SW BROADWAY STE 308 PORTLAND OR 97205 <a href="mailto:catriona@oregoncub.org">catriona@oregoncub.org</a>
EDWARD A FINKLEA (W) ENERGY ACTION NORTHWEST P.O. BOX 8308 PORTLAND OR 97207 <a href="mailto:efinklea@energyactionnw.org">efinklea@energyactionnw.org</a>	LINDA K WILLIAMS KAFOURY & MCDUGAL 10266 SW LANCASTER RD PORTLAND OR 97207 <a href="mailto:linda@lindawilliams.net">linda@lindawilliams.net</a>

RANDALL DAHLGREN (W) RATES & REGULATORY AFFAIRS PORTLAND GENERAL ELECTRIC 1212 SW SALMON ST – 1WTC0702 PORTLAND OR 97204 <a href="mailto:pge.opuc.filings@pgn.com">pge.opuc.filings@pgn.com</a>	DOUGLAS C TINGEY (W) PORTLAND GENERAL ELECTRIC 121 SW SALMON – 1WTC13 PORTLAND OR 97204 <a href="mailto:doug.tinget@pgn.com">doug.tinget@pgn.com</a>
DAVID F WHITE (W) TONKON TORP LLP 888 SW FIFTH AVE #1600 PORTLAND OR 97204 <a href="mailto:davidw@tonkon.com">davidw@tonkon.com</a>	IRION A SANGER DAVISON VAN CLEVE 333 SW TAYLOR – STE 400 PORTLAND OR 97204 <a href="mailto:ias@dvclaw.com">ias@dvclaw.com</a>

(W) = Waive Paper Service

- [X] by **ELECTRONIC NOTIFICATION**, a full, true and correct copy thereof to the party, at the e-mail address shown above, which is the last-known email address for the party, on the date set forth below. or
- [X] by **MAILING to those parties who have not waived paper service**, a full, true and correct copy thereof in a sealed, postage-paid envelope, addressed as shown above, and deposited with the U.S. Postal Service at Portland, Oregon, on the date set forth below;

DATED December 3, 2009.



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Carrie Andrews  
 Of Attorneys for the Northwest Industrial  
 Gas Users