# Davison Van Cleve PC

## Attorneys at Law

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April 30, 2008

#### Via Electronic and US Mail

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

> In the Matter of PUBLIC UTILITY COMMISSION OF OREGON Re: Investigation of Automatic Adjustment Clause pursuant to SB 838.

Docket No. UM 1330

Dear Filing Center:

Enclosed please find the Letter to Honorable Judge Grant regarding the Release of ICNU 2007 Issue Fund Grants on behalf of the Industrial Customers of Northwest Utilities in the above-captioned docket.

Thank you for your assistance.

Sincerely yours,

/s/ Brendan E. Levenick Brendan E. Levenick

**Enclosures** 

Service List cc:

#### CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing Letter to

Honorable Judge Grant regarding the Release of ICNU 2007 Issue Fund Grants on behalf of the

Industrial Customers of Northwest Utilities in the above-captioned docket upon the applicable

parties on the official service list by causing the same to be served via electronic and US Mail.

Dated at Portland, Oregon, this 30th day of April, 2008.

/s/ Brendan E. Levenick
Brendan E. Levenick

PORTLAND GENERAL ELECTRIC RATES & REGULATORY AFFAIRS 121 SW SALMON ST 1WTC0702 PORTLAND OR 97204 pge.opuc.filings@pgn.com PACIFICORP OREGON DOCKETS 825 NE MULTNOMAH ST. SUITE 2000 PORTLAND, OR 97232 oregondockets@pacificorp.com

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April 30, 2008

Hon. Michael Grant Oregon Public Utility Commission P.O. Box 2148 Salem, Oregon 97308-2148

RE: Release of ICNU 2007 Issue Fund Grants

## Dear Judge Grant:

The purpose of this letter is to notify you that the Industrial Customers of Northwest Utilities ("ICNU") wishes to release certain Issue Fund grants back to the applicable Issue Funds, because ICNU does not intend to use the full amounts approved. The funds being released are for UE-188, UE-191, and UM 1330. The following chart shows the approved amounts and the amounts being released:

Docket No.	Request Order No.	Approved Amount	Amount to be Released	Issue Fund
UE 188	07-475	\$20,000.00	\$20,000.00	PGE
UM 1330	07-431	\$25,382.50	\$25,382.50	PGE
UE 191	07-222	\$56,800.00	\$56,800.00	PacifiCorp
UM 1330	07-431	\$25,382.50	\$25,382.50	PacifiCorp

The amounts being released pursuant to this letter are eligible for rollover into the 2008 Issue Fund Accounts for Portland General Electric and PacifiCorp pursuant to Section 4.5 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). Attached are spreadsheets that recalculate the current balances in the 2008 Issue Fund accounts for PGE and PacifiCorp as a result of the released funds. ICNU still intends to request payment of 2007 Issue Funds grants related to UE-177 and UE-178. Other than those dockets, this release of funds resolves all outstanding Issue Fund grants to ICNU. We would appreciate it, if you could verify that the attached calculations are consistent with the Commission's calculation of the current Issue Fund amounts. The amounts being released pursuant to this letter are \$82,182.50 to the PacifiCorp Issue Fund, and \$45,382.50 to the PGE Issue Fund.

Letter to Hon. Michael Grant April 30, 2008 Page 2

Thank you for your attention to this matter. Please do not hesitate to contact me if you have any questions.

Sincerely yours,

/s/ S. Bradley Van Cleve S. Bradley Van Cleve

Enclosure

	CUB 2008	Matching 2008	Issue 2008
Initial Balance	\$57,500.00	\$57,500.00	\$125,000.00
Rollover Balance	\$0.00	\$0.00	\$101,172.36
Amount Released 04-01-08	\$0.00	\$0.00	\$45,382.50
Total 2007 Budget	\$57,500.00	\$57,500.00	\$271,554.86
<u>Uncommitted Rollover</u>	\$0.00	\$0.00	\$92,314.28
Total 2007 Uncommitted	\$57,500.00	\$57,500.00	\$262,696.78
Current Balance	\$57,500.00	\$57,500.00	\$268,669.86
Uncommitted Balance	\$57,500.00	\$57,500.00	\$305,194.28

			Request		Pending	Payment	Payment		
Fund	Party	Request Amount	Order No.	Payment Amount	Payment	Order No.	Released	Docket No.	Notes
CUB	CUB				\$0.00				
TOTAL					\$0.00				
Matching	ICNU			1	\$0.00				
TOTAL	ICINO				\$0.00				
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Issue	ICNU							UE 197	Notice of Intent
	CUB	\$2,885.00		\$2,885.00	\$0.00			UE 188	Final Payment April 2008
TOTAL		\$2,885.00		\$2,885.00	\$0.00				

	_	CUB 2007	Matching 2007	Issue 2007
	Initial Balance	\$50,000.00	\$50,000.00	\$125,000.00
	Rollover Balance	\$0.00	\$0.00	\$56,303.28
ı	Total 2007 Budget	\$50,000.00	\$50,000.00	\$181,303.28
	<u>Uncommitted Rollover</u>	\$0.00	\$0.00	\$47,445.20
I	Total 2007 Uncommitted	\$50,000.00	\$50,000.00	\$172,445.20
	Current Balance	\$0.00	\$0.00	\$101,172.36
	Uncommitted Balance	\$0.00	\$0.00	\$92,314.28

			Request		Pending	Payment	Payment		
Fund	Party	Request Amount	Order No.	Payment Amount	Payment	Order No.	Released	Docket No.	Notes
CUB	CUB			\$50,000.00	\$0.00	07-005		UM 1095	
TOTAL		\$50,000.00		\$50,000.00	\$0.00				
Matching		\$50,000.00		\$50,000.00		07-550	\$50,000.00	UM 1095(14)	for 2007
TOTAL		\$50,000.00		\$50,000.00	\$0.00		\$50,000.00		Payment Rec'd 12/28/07
Issue	ICNU	\$25,382.50	07-431				\$25,382.50	UM 1330	
	ICNU	\$20,000.00	07-475				\$20,000.00	UE 188	conditioned on matching
	ICNU	\$26,000.00	07-577		\$26,000.00			UE 178	Split \$52k with PacifiCorp
	CUB	\$19,983.00	07-182	\$1,754.95	\$18,228.05	07-340		UE 189	partial payment
	CUB	\$15,075.00	07-144	\$4,416.72	\$0.00	07-339		UE 188	partial payment
	CUB	\$20,075.00	07-185	\$3,111.15		07-336		UE 192	partial payment
	CUB			\$1,708.05		07-518		UE 192	final/hold balance to 12/18/0
	CUB	\$12,917.00	07-374	\$12,917.00		07-374		LC 43	
	CUB	\$8,405.00	07-431	\$3,340.00		08-128		UM 1330	final payment
	CUB							UE 178	notice of intent
	CUB	\$8,655.00			\$8,655.00	07-578		UE 196	
TOTAL		\$156,492.50		\$27,247.87	\$52,883.05				

	CUB 2006	Matching 2006	Issue 2006					
1.87.18.1	·	<u> </u>						
Initial Balance	\$50,000.00	\$50,000.00	\$125,000.00					
Rollover Balance	\$0.00	\$0.00	\$125,000.00					
Total 2006 Budget	\$50,000.00	\$50,000.00	\$250,000.00					
	. ,		. ,					
Uncommitted Rollover	\$0.00	\$0.00	\$116,141.92					
Total 2006 Uncommitted	\$50,000.00	\$50,000.00	\$241,141.92					
Current Balance	\$0.00	\$0.00	\$56,303.28					
Uncommitted Balance	\$0.00	\$0.00	\$47,445.20					
Fund	Party	Request Amount	Order No.	Payment Amount	Payment	Order No.	Docket No.	Notes
CUB	CUB	\$50,000.00		\$50,000.00	\$0.00	06-003	UM 1095(5)	
TOTAL		\$50,000.00		\$50,000.00	\$0.00			
				1				Î
								UE 180, UM 123
Matching	ICNU	\$50,000.00		\$50,000.00	\$0.00	07-409	UM 1095(11)	l
TOTAL		\$50,000.00		\$50,000.00	\$0.00			
				•		•	•	
Issue	CUB	\$38,080.00	06-049	\$11,241.96	\$0.00	06-639	UM 1234	(10/4/07
				\$48,447.30		06-635	UE 180/181	partial paymer
	CUB	\$95,000.00	06-289	\$13,599.09	\$0.00	07-023		partial paymer
				\$4,650.37		07-338	UE 180/181	partial paymer
				\$1,733.00		08-161	UE 180	final payment
	ICNU	\$100,000.00	06-289	\$100,000.00	\$0.00	07-066	UE 180/181	final payment
	League of Or. Cities	\$14,025.00	06-289	\$14,025.00	\$0.00	07-183	UE 180/181	final payment
TOTAL		\$247,105.00		\$193,696.72	\$0.00			

			PGE 2	2005				
	CUB 2005	Matching 2005	Issue 2005					
Initial Balance	\$50,000.00	\$50,000.00	\$125,000.00					
Rollover Balance	\$0.00	\$1,000.00	\$32,911.01					
Total 2005 Budget	\$50,000.00	\$51,000.00	\$157,911.01					
Uncommitted Rollover	\$0.00	\$1,000.00	\$23,555.89					
Total 2005 Uncommitted	\$50,000.00	\$51,000.00	\$148,555.89					
Unpaid Balance	\$0.00	\$0.00	\$125,497.04					
Uncommitted Balance	\$0.00	\$0.00	\$116,141.92					
Fund	Party	Request Amount	Order No.	Payment Amount	Payment	Order No.	Docket No.	Notes
CUB	CUB	\$50,000.00		\$50,000.00	\$0.00	05-028	UM 1095(2)	
TOTAL		¢50,000,00		\$50,000.00	\$0.00			
TOTAL		\$50,000.00		\$30,000.00	Ψ0.00			
TOTAL		\$50,000.00		\$30,000.00	ψ0.00			
Matching	ICNU	\$50,000.00		\$50,000.00	\$0.00	06-261	UM 1095(6)	

05-989

05-1224

\$14,388.97

\$18,025.00

\$32,413.97

\$0.00

\$0.00

\$0.00

05-1121

06-573

4218/UM 12 final payment

final payment

AR 499

ICNU

ICNU

Issue

TOTAL

\$25,000.00

\$18,025.00

\$43,025.00

			PGE 2	0004				
	OLID COOL	M / I : 0004		.004				
	CUB 2004	Matching 2004	<u>Issue 2004</u>					
Initial Balance	\$50,000.00	\$50,000.00	\$125,000.00					
	****	****	,					
Rollover Balance	\$0.00	\$1,000.00	\$125,000.00					
Total Budget	\$50,000.00	\$51,000.00	\$250,000.00					
Uncommitted Rollover	\$0.00	\$1,000.00	\$115,644.88					
Total Uncommitted	\$50,000.00	\$51,000.00	\$240,644.88					
Unpaid Balance	\$0.00	\$1,000.00	\$32,911.01					
Uncommitted Balance	\$0.00	\$1,000.00	\$23,555.89					
			Request		Pending	Payment		
Fund	Party	Request Amount	Order No.	Payment Amount	Payment	Order No.	Docket No.	Notes
CUB	CUB	\$50,000.00		\$50,000.00	\$0.00	04-090	UM 1095(1)	
TOTAL		\$50,000.00		\$50,000.00	\$0.00			
	•							
Matching	ICNU	\$50,000.00		\$50,000.00	\$0.00	05-043	UM 1095(3)	
TOTAL		\$50,000.00		\$50,000.00	\$0.00			
Issue	CUB	\$81,654.00	04-352	\$32,745.34	\$48,908.66	05-003	UM 1121	partial paymer
	CUB		04-352	\$37,631.50	-\$48,908.66	05-175	UM 1121	final payment
	ICNU	\$131,475.00	04-322	\$95,000.00	\$0.00	05-025	UM 1121	final payment
TOTAL	AOI	\$55,000.00	04-352	\$51,712.15	\$0.00	05-191	UM 1121	final payment
TOTAL		\$268,129.00		\$217,088.99	\$0.00			

PGE 2003										
	CUB 2003	Matching 2003	Issue 2003							
Initial Balance Rollover Balance Total 2003 Budget Unpaid Balance Uncommitted Balance	\$50,000.00 \$0.00 \$50,000.00 \$0.00 \$0.00	\$50,000.00 \$0.00 \$50,000.00 \$1,000.00 \$1,000.00	\$125,000.00 \$0.00 \$125,000.00 \$125,000.00 \$115,644.88							
			Request		Pending	Payment				
Fund	Party	Request Amount	Order No.	Payment Amount	Payment	Order No.	Docket No.	Notes		
CUB	CUB	\$50,000.00		\$50,000.00	\$0.00	03-405	UM 1094			
TOTAL		\$50,000.00		\$50,000.00	\$0.00					
Matching	ICNU	\$49,000.00		\$49,000.00	\$0.00	03-700	UE 149/UE 1			
TOTAL		\$49,000.00		\$49,000.00	\$0.00					
Issue	ICNU	\$9,355.13	03-602		\$9,355.13		UM 1066			
TOTAL		\$9,355.13			\$9,355.13					

			PP	L 2008					
	CUB 2008	Matching 2008	Issue 2008						
Initial Balance	\$57,500.00	\$57,500.00	\$125,000.00						
Rollover Balance	\$0.00	\$0.00	\$90,610.44						
Amount Released 04-01-08	\$0.00	\$0.00	\$82,182.50						
Total Budget	\$57,500.00	\$57,500.00	\$297,792.94						
Uncommitted Rollover	\$0.00	\$0.00	\$172,792.94						
Total Uncommitted	\$57,500.00	\$57,500.00	\$297,792.94						
Current Balance	\$57,500.00	\$57,500.00	\$297,792.94						
Uncommitted Balance	\$57,500.00	\$57,500.00	\$289,992.94						
·									
			Request		Payment Order	Payment	Payment		
Fund	Party	Request Amount	Order No.	Payment Amount	No.	Pending	Released	Docket No.	
CUB	CUB							UM 1095(8)	
TOTAL									

			Request		Payment Order	Payment	Payment		
Fund	Party	Request Amount	Order No.	Payment Amount	No.	Pending	Released	Docket No.	Notes
CUB	CUB							UM 1095(8)	
TOTAL									
		_							
Matching	ICNU								
TOTAL									
		_							
Issue	ICNU	\$7,800.00	08-127			\$7,800.00		UE 177	See Order No. 07-564
TOTAL		\$7,800.00		\$0.00		\$7,800.00			

			PP	L 2007					
	CUB 2007	Matching 2007	Issue 2007						
Initial Balance	\$50,000.00	\$50,000.00	\$125,000.00						
Rollover Balance	\$0.00	\$65.00	\$15,824.60						
Total Budget	\$50,000.00	\$50,065.00	\$140,824.60						
Uncommitted Rollover	\$0.00	\$65.00	\$6,993.93						
Total Uncommitted	\$50,000.00	\$50,065.00	\$131,993.93						
Current Balance	\$0.00	\$0.00	\$134,963.11						
Uncommitted Balance	\$0.00	\$0.00	\$90,610.44						
Fund	Party	Request Amount	Request Order No.	Payment Amount	Payment Order No.	Payment Pending	Payment Released	Docket No.	Notes
CUB	CUB			\$50,000.00				UM 1095(8)	
TOTAL		\$0.00		\$50,000.00					
		,			, ,				
Matching		\$50,065.00		\$50,065.00	07-549			UM 1095(13)	for 2007
TOTAL		\$50,065.00		\$50,065.00		\$0.00			Received 01/23/08
	2112	•		••••					
Issue	CUB	\$20,075.00	07-184	\$2,643.87	07-335			UE 191	partial payment
	CUB			\$3,217.62	07-519			UE 191	final payment
	CUB	\$17,322.00	07-317			\$17,322.00		LC 43	
	ICNU	\$56,800.00	07-222				\$56,800.00	UE 191	
	CUB	\$8,405.00	07-431	\$3,340.00				UM1330	final payment
	ICNU	\$25,382.50	07-431				\$25,382.50	UM1330	
	ICNU	\$18,200.00	07-577			\$18,200.00		UE 177	See 2008
	CUB							UE 177	Notice of intent
TOTAL		\$146,184.50		\$5,861.49		\$35,522.00			

PPL 2006										
	CUB 2006	Matching 2006	<u>Issue 2006</u>							
Initial Balance	\$50,000.00	\$50,000.00	\$125,000.00						1	
Rollover Balance	\$0.00	\$65.00	-\$26,274.98						1	
Total Budget	\$50,000.00	\$50,065.00	\$98,725.02						l	
<u>Uncommitted Rollover</u>	\$0.00	\$65.00	-\$35,105.66							
Total Uncommitted	\$50,000.00	\$50,065.00	\$89,894.35							
Current Balance	\$0.00	\$65.00	\$15,824.60						1	
Uncommitted Balance	\$0.00	\$65.00	\$6,993.93							
									l	
Fund	Party	Request Amount	Order No.	Payment Amount	No.	Pending	Docket No.	Notes	1	
CUB	CUB	\$50,000.00		\$50,000.00	06-003	\$0.00	UM 1095(5)		1	
TOTAL		\$50,000.00		\$50,000.00					1	
	,		,		,		,		1	
Matching	ICNU	\$50,000.00		\$50,000.00	07-408	\$0.00	UM 1095(10)	UM 1208, UM 1263 for	1	
TOTAL		\$50,000.00		\$50,000.00		\$0.00			1	
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									l	
Issue	CUB	\$40,000.00	06-264	\$34,900.42	06-529	\$0.00		ent (did not use full propos	ed bu	
	ICNU	\$40,000.00	06-264	\$40,000.00	06-574	\$0.00	UE 179	final payment	1	
	KWUA	\$8,000.00	06-246	\$8,000.00	06-602	\$0.00	UE 179	final payment	1	
TOTAL		\$88,000.00		\$82,900.42		\$0.00			1	

	PPL 2005								
	CUB 2005	Matching 2005	Issue 2005						
Initial Balance	\$50,000.00	\$50,000.00	\$125,000.00						
Rollover Balance	\$0.00	\$1,065.00	\$125,000.00						
Total Budget	\$50,000.00	\$51,065.00	\$250,000.00						
Uncommitted Rollover	\$0.00	\$1,065.00	\$116,169.33						
Total Uncommitted	\$50,000.00	\$51,065.00	\$241,169.33						
<u>Unpaid Balance</u>	\$0.00	\$65.00	-\$26,274.98						
Uncommitted Balance	\$0.00	\$65.00	-\$35,105.66						

Fund	Party	Request Amount	Order No.	Payment Amount	No.	Pending	Docket No.	Notes	
CUB	CUB	\$50,000.00		\$50,000.00	05-028	\$0.00	UM 1095(2)		
TOTAL		\$50,000.00		\$50,000.00					
Matching	ICNU	\$51,000.00		\$51,000.00	06-418	\$0.00	UM 1095(7)		
TOTAL		\$51,000.00		\$51,000.00					
Issue	ICNU	\$147,980.00	05-096	\$87,979.79	05-730	\$60,000.21	UE 170	partial payment (60,000.21 re	emains)
	ICNU			\$59,194.83	05-1223	-\$60,000.21	UE 170	final payment/recon/modifica	tion of 05-1063
	CUB	\$45,597.00	05-096	\$29,757.26	05-1071	\$0.00	UE 170	PC amt = 31000 final payme	nt
	ICNU	\$60,000.00	05-1031	\$60,000.00	06-260	\$0.00	UM 1209	final payment	
	CUB	\$60,000.00	05-1031	\$39,343.10	06-179	\$0.00	UM 1209	final payment	
	KWUA/KOPWU	\$30,000.00	05-134	\$0.00		\$0.00	UE 170	Notice given that amounts wi	ill not be requested
TOTAL		\$343,577.00		\$276,274.98		\$0.00			

			PP	L 2004				
	CUB 2004	Matching 2004	Issue 2004					
Initial Balance	\$50,000.00	\$50,000.00	\$125,000.00					
Rollover Balance	\$0.00	\$0.00	\$121,212.00					
Total Budget	\$50,000.00	\$50,000.00	\$246,212.00					
Uncommitted Rollover	\$0.00	\$0.00	\$111,856.88					
Total Uncommitted	\$50,000.00	\$50,000.00	\$236,856.88					
Unpaid Balance	\$0.00	\$1,065.00	\$125,524.45					
Uncommitted Balance	\$0.00	\$1,065.00	\$116,169.33					
Fund	Party	Request Amount	Order No.	Payment Amount	No.	Pending	Docket No.	Notes
CUB	CUB	\$50,000.00		\$50,000.00	04-090	\$0.00	UM 1095(1)	
TOTAL		\$50,000.00		\$50,000.00				
Matching	ICNU	\$48,935.00		\$48,935.00	05-1242	\$0.00	UM 1095(4)	(UE 170 participation)
TOTAL		\$48,935.00		\$48,935.00				
TOTAL		ψ <del>τ</del> υ,333.00		ψτυ,333.00				
Issue	ICNU	\$25,675.00	04-226	\$25,675.00	04-651	\$0.00	UM 1081	
	CUB	\$27,917.00	04-353	\$8,887.55	04-698	\$0.00	UM 1050	final payment (CUB did no
	ICNU	\$86,125.00	04-353	\$86,125.00	04-752	\$0.00	UM 1050	PC amt = 86131finai paym
TOTAL		\$139,717.00		\$120,687.55		\$0.00		

PPL 2003											
	CUB 2003	Matching 2003	Issue 2003								
Initial Balance	\$50,000.00	\$50,000.00	\$125,000.00								
Rollover Balance	\$0.00	\$0.00	\$0.00								
Total 2003 Budget	\$50,000.00	\$50,000.00	\$125,000.00								
Unpaid Balance	\$0.00	\$0.00	\$121,212.00								
Total Uncommitted	\$0.00	\$0.00	\$111,856.88								
			Request		Payment Order	Payment					
Fund	Party	Request Amount	Order No.	Payment Amount	No.	Pending	Docket No.	Notes			
CUB	CUB	\$50,000.00	0.00.10.	\$50,000.00	03-405	\$0.00	UM 1094	1.0.00			
TOTAL		\$50,000.00		\$50,000.00		*					
	<u> </u>	•			<u> </u>		•				
Matching	ICNU	\$50,000.00	03-607	\$50,000.00	03-699	\$0.00	UE 147				
TOTAL		\$50,000.00		\$50,000.00							
Issue	ICNU	\$9,355.13	03-602			\$9,355.13	UM 1066	\$18,710.25 total budget split with			
	CUB	\$29,600.00	03-607	\$3,788.00	03-699	\$0.00	UE 147	Actual value of services			
TOTAL		\$38,955.13		\$3,788.00		\$9,355.13					
	IONIII	00.055.40	00.000			00.055.40	1111 1000	040.740.054.4.11.4.4.11.11			
Issue	ICNU	\$9,355.13	03-602	<b>40.700.00</b>	00.000	\$9,355.13	UM 1066	\$18,710.25 total budget split with			
TOTAL	CUB	\$29,600.00	03-607	\$3,788.00	03-699	\$0.00	UE 147	Actual value of services			
TOTAL		\$38,955.13		\$3,788.00		\$9,355.13					