## **BEFORE THE PUBLIC UTILITY COMMISSION**

#### **OF OREGON**

## UM 1586

)

)

In the Matter of

PACIFICORP

Multi-State Process Intervenor Funding Agreement.

REQUEST FOR PARTIAL PAYMENT OF ISSUE FUND GRANT OF THE 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 partial payment of ICNU's Issue Fund Grant in Docket No. UM 1586 in the amount of \$17,388.68.

On June 28, 2013, ICNU filed a Proposed Budget for an Issue Fund Grant in Docket No. UM 1586 in the amount of \$35,528. On July 8, 2013, the Commission approved an Issue Fund Grant for ICNU in the amount of \$35,528 in Order No. 13-257. At this time, ICNU requests partial payment of the approved Issue Fund Grant in Docket No. UM 1586.

ICNU hereby requests that the Commission authorize partial payment of the Issue Fund Grant in the amount of \$17,388.68. ICNU's expenses are shown in Confidential Attachment A.

This Request for Payment satisfies the requirements of the IFA as follows:

<u>Section 7.3(a)</u> – The itemized expenses, payees, and hourly rates are attached as Confidential Exhibit A.

## PAGE 1 – REQUEST FOR PARTIAL PAYMENT OF ISSUE FUND GRANT OF ICNU

<u>Section 7.3(b)</u> – ICNU has been an active participant in this Docket. ICNU has participated in all meetings and conducted technical analysis of the appropriate interstate cost allocation methodology for PacifiCorp. The expenses included in Confidential Exhibit A are reasonable and directly attributable to ICNU's participation in UM 1586.

**Section 7.3(c)** – The Commission approved ICNU's proposed budget on July 8, 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.

<u>Section 7.3(d)</u> - This Request for Payment constitutes a Partial Request for Payment in this docket.

<u>Section 7.4</u> – 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 "[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 partial payment of ICNU's Issue Fund Grant in the amount of

\$17,388.68 within 30 days of receiving this Request for Partial Payment as provided in Section

7.6 of the IFA.

Payment should be sent to:

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

PAGE 2 - REQUEST FOR PARTIAL PAYMENT OF ISSUE FUND GRANT OF ICNU

Dated this 17th day of October, 2013.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

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

PAGE 3 – REQUEST FOR PARTIAL PAYMENT OF ISSUE FUND GRANT OF ICNU



Attorneys at Law

Suite 400 333 S.W. Taylor Portland, OR 97204

TEL (503) 241-7242 • FAX (503) 241-8160 • mail@dvclaw.com

October 17, 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 Multi-State Intervenor Funding Agreement Docket No. UM 1586

Dear Filing Center:

Enclosed please find the original and one (1) copy of the Request for Partial 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,

<u>/s/ Jesse Gors</u>uch Jesse Gorsuch

Enclosures Service List cc:

# **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that I have this day served the Request for Partial 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 17th day of October, 2013.

(W) CITIZENS' UTILITY BOARD OF OREGON ROBERT JENKS G. CATRIONA MCCRACKEN 610 SW BROADWAY, STE 400 PORTLAND OR 97205 bob@oregoncub.org catriona@oregon.org	(W) PACIFICORP DBP PACIFIC POWER & LIGHT CO. ANDREA KELLY VICE PRESIDENT, REGULATION 825 NE MULTNOMAH STE 2000 PORTLAND OR 97232 andrea.kelly@pacificorp.com
(W) PACIFICORP WILLIAM GRIFFITH VICE PRESIDENT, REGULATION 825 NE MULTNOMAH STE 2000 PORTLAND OR 97232 bill.griffith@pacificorp.com	

/s/ Jesse Gorsuch Jesse Gorsuch