

Davison Van Cleve PC

Attorneys at Law

TEL (503) 241-7242 • FAX (503) 241-8160 • jog@dvclaw.com
Suite 450
1750 SW Harbor Way
Portland, OR 97201

October 9, 2018

Via Electronic Filing

Public Utility Commission of Oregon
Attn: Filing Center
201 High St. SE, Suite 100
Salem OR 97301

Re: In the Matter of PACIFICORP, dba PACIFIC POWER,
Application for Authority to Implement Revised Depreciation Rates
Docket No. UM 1968

Dear Filing Center:

Please find enclosed the Notice of Intent to Request Issue Fund Grant and Proposed Budget of the Alliance of Western Energy Consumers in the above-referenced docket.

Thank you for your assistance. If you have any questions, please do not hesitate to call.

Sincerely,

/s/ Jesse O. Gorsuch
Jesse O. Gorsuch

Enclosure

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1968

In the Matter of)	NOTICE OF INTENT TO REQUEST
)	ISSUE FUND GRANT AND REQUEST
PACIFICORP, dba PACIFIC POWER,)	FOR ISSUE FUND GRANT AND
)	PROPOSED BUDGET OF THE
Application for Authority to Implement Revised)	ALLIANCE OF WESTERN ENERGY
Depreciation Rates.)	CONSUMERS
_____)	

The Alliance of Western Energy Consumers (“AWEC”) files this Notice of Intent to Request an Issue Fund Grant in Docket No. UM 1968, pursuant to OAR § 860-001-0120 and the Fourth Amended and Restated Intervenor Funding Agreement (“IFA”), approved by the Oregon Public Utility Commission (“Commission”) in Order No. 18-020 (January 17, 2018).

1. On September 13, 2018, PacifiCorp filed a request to implement the revised depreciation rates set forth in its updated depreciation study. The Commission docketed the filing as UM 1968.

2. As argued in AWEC’s motion accompanying this filing, UM 1968 is an Eligible Proceeding for Issue Funds under the IFA. The IFA defines an Eligible Proceeding for Issue Funds as, among other things, any “proceeding ... that directly affects one or more of the Participating Utilities and is anticipated to have a substantial impact on utility rates or service, a significant impact on utility customers or the operations of the utility, [or] is likely to result in significant change in regulatory policy....” IFA, Article 1(c). UM 1968 will directly affect PacifiCorp, which is a Participating Public Utility under Article 1(n) of the IFA, and UM 1968 is

anticipated to have a substantial impact on PacifiCorp's rates and service, and therefore on customers like AWEC that are served by PacifiCorp. Accordingly, an Issue Fund Grant may be made for this proceeding under Article 6.1 the IFA.

3. As required by Article 6.2 of the IFA, this Notice of Intent is being filed at the time AWEC is requesting intervention in UM 1968.

4. As required by Article 6.2 of the IFA, this Notice of Intent is being served on each affected Participating Public Utility, all precertified organizations, and all parties identified on the service list for UM 1968.

5. AWEC identifies the PacifiCorp Issue Fund Account as the account from which AWEC intends to request the Issue Fund Grant.

6. AWEC has been precertified under Articles 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.

7. Pursuant to Article 6.3 of the IFA, AWEC files this Proposed Budget in Docket No. UM 1968 (the "Proceeding") for an Issue Fund Grant in the amount of \$17,740.^{1/} If additional PacifiCorp Issue Funds become available, AWEC reserves the right to file an amended proposed budget and request an additional Issue Fund Grant. AWEC proposes that \$7,140 of this grant be drawn from the 2018 PacifiCorp Issue Fund Account, and that \$10,600 be reallocated from AWEC's approved Issue Fund Grant in Docket No. UM 1824 for use in this

^{1/} AWEC's Request for Issue Fund Grant and Proposed Budget assumes that the Commission grants 1) AWEC's Motion to Designate UM 1968 as an Eligible Proceeding, which AWEC is filing concurrently with this Proposed Budget, and 2) AWEC's concurrently filed Request for Reallocation of Issue Fund Grant from Docket No. UM 1824.

proceeding. AWEC respectfully requests that the Commission act on this Proposed Budget within fourteen days of receipt, as provided in Article 6.4 of the IFA. The following information is provided in accordance with Article 6.3 of the IFA:

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

AWEC has retained Davison Van Cleve, P.C. to represent it in UM 1968. AWEC will attend all clarifying sessions, workshops, public meetings, oral presentations and hearings in UM 1968, and plans to conduct discovery in this proceeding. In addition, AWEC 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 AWEC:

AWEC intends to investigate numerous aspects of PacifiCorp's updated depreciation study, including the estimated depreciable lives of the various categories of the Company's utility plant, inclusion of certain capital investments in depreciation rates, the appropriate timing for implementing new depreciation rates, and any other issues identified by other parties or through discovery.

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

AWEC's participation will directly benefit industrial customers, as well as all other large non-residential customers of PacifiCorp.

(4) Identification of the specific Fund account from which AWEC is seeking the Issue Fund Grant and Available Funds:

AWEC proposes a total budget of \$22,175 and is seeking an Issue Fund Grant in the amount of \$17,740. As stated above, AWEC is proposing that \$10,600 of this amount be

reallocated from AWEC's approved Issue Fund Grant in UM 1824 for use in this proceeding, and requests that \$7,140 be drawn from the 2018 PacifiCorp Issue Fund, for a total requested Issue Fund Grant of \$17,740. AWEC estimates that the amount currently available in the PacifiCorp Issue Fund Account for 2018 is \$14,280.53.

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

Attached as Exhibit A is AWEC's proposed budget in UM 1968.

(6) Matching Funds

As required by Article 6.3(g) of the IFA, AWEC represents that it will use matching fund resources 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 AWEC is seeking an Issue Fund Grant. AWEC's proposed budget assumes a fully litigated case. If the case is settled prior to hearing, actual expenses could be lower.

Basis for Request

AWEC respectfully requests that the Commission grant its request for this Issue Fund Grant in the amount of \$17,740, based on the following considerations:

1. Any change in PacifiCorp's depreciation rates could substantially impact the rates PacifiCorp charges its customers, including AWEC's members, and warrants considerable scrutiny. In addition, the case raises important questions of policy and fact.
2. AWEC represents the interests of industrial customers and has significant experience participating in Commission proceedings involving the Commission and PacifiCorp. In addition, AWEC has participated in numerous previous cases related to setting rates for

PacifiCorp. Thus, AWEC possesses significant interest and expertise with respect to this proceeding. AWEC's participation will benefit all PacifiCorp industrial and large non-residential customers.

3. AWEC has been precertified under Articles 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, AWEC respectfully requests that the Commission issue an order granting an Issue Fund Grant in the amount specified above.

Dated this 9th day of October, 2018.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

/s/ Tyler C. Pepple

Tyler C. Pepple

1750 SW Harbor Way, Suite 450

Portland, OR 97201

(503) 241-7242 (phone)

(503) 241-8160 (facsimile)

tcp@dvclaw.com

Of Attorneys for the

Alliance of Western Energy Consumers

UM 1968

Exhibit A

AWEC Proposed Budget for Issue Fund Grant

Personnel	Hours	Rate	Cost
<i>Attorney Fees</i>			
Senior Attorney	30	\$280	\$8,400
Attorney	20	\$225	\$4,500
Paralegal	12	\$170	\$2,040
<i>Expert Witness Fees</i>			
Expert	35	\$200	\$7,000
<i>Other Expenses</i>			
Travel			\$185
Printing and Postage			\$50
Subtotal			\$22,175
<hr/>			
20% of AWEC Funded Expenditures			\$4,435
<hr/>			
Total AWEC PACIFICORP Issue Fund Grant Proposed Budget			\$17,740
<hr/>			
Total AWEC Issue Fund Request			\$17,740