



DEPARTMENT OF JUSTICE
GENERAL COUNSEL DIVISION

May 18, 2009

Chief ALJ, Michael Grant
Public Utility Commission of Oregon
550 Capitol St NE – Suite 215
Salem OR 97301

RE: UE 177(2); Order No. 09-127

Dear Chief ALJ Grant,

In Commission Order No. 09-127, page 2, the second ordering paragraph, the Commission ordered that Pacific Power may amortize a surcharge in an amount not to exceed \$20,250,000 over a one-year period through its Schedules 102 and 103. Through discussions with Pacific Power, Staff believes that – through rounding and the lack of a specific interest number for local taxes - there is a calculation error and that an errata order should be issued to change the \$20,250,000 to \$20,318,361.

Specifically, the federal and state taxes including interest are \$20,145,436. *See* UE 177(2) Stipulation filed on February 5, 2009 (“Stipulation”), Attachment A at 3. The local taxes without interest are \$147,844. *See* Stipulation at 6, line 2. While the Stipulation provides for amortization of local taxes, plus interest, it does not provide a calculation of that interest. The interest on local taxes is \$25,081, as shown on the work paper attached to this letter. Added together these numbers result in a total of \$20,318,361, which is more than the \$20,250,000 provided for in ordering paragraph 2 of Order No. 09-127. As a result, Staff respectfully requests that an errata order be issued changing the number in ordering paragraph 2 to be consistent with this corrected calculation.

If you have any questions, please feel free to contact me.

Sincerely,

Jason W. Jones
Assistant Attorney General
Regulated Utility & Business Section

JWJ:jwj/#1411368
Enclosure
cc: Service List w/enc.

Events	Date	Amount	Event Date Balance (1)
Tax	07-01-07	147,844.00	147,844.00

Interest Computation Date 06-01-09 172,924.81

(1) Balance includes any interest and penalties accrued as of the Event Date

Interest Detail

Event	Date	Rate	Base	Interest	Balance
Tax	07-01-07		147,844.00		147,844.00
Interest	06-01-09	8.16	147,844.00	25,080.81	172,924.81

----- Summary as of 06-01-09 -----				
	Amount	Payments	Deposits	Balance
Tax	147,844.00	0.00	0.00	147,844.00
Interest	25,080.81	0.00	0.00	25,080.81
Totals	172,924.81	0.00	0.00	172,924.81

1 **CERTIFICATE OF SERVICE**

2 I certify that on May 18, 2009, I served the foregoing Letter upon all parties of record in
3 this proceeding by delivering a copy by electronic mail and by mailing a copy by postage prepaid
4 first class mail or by hand delivery/shuttle mail to the parties accepting paper service.

5 **W**

6 **CITIZEN'S UTILITY BOARD OF OREGON**

7 G. CATRIONA MCCrackEN
8 **HIGHLY CONFIDENTIAL**
9 LEGAL COUNSEL/STAFF ATTY
610 SW BROADWAY - STE 308
PORTLAND OR 97205
catriona@oregoncub.org

9 **W**

10 **CITIZENS' UTILITY BOARD OF OREGON**

11 OPUC DOCKETS
610 SW BROADWAY STE 308
PORTLAND OR 97205
dockets@oregoncub.org

12 GORDON FEIGNER
13 **HIGHLY CONFIDENTIAL**
14 ENERGY ANALYST
610 SW BROADWAY, SUITE 308
PORTLAND OR 97205
gordon@oregoncub.org

15 ROBERT JENKS - **HIGHLY CONFIDENTIAL**
16 610 SW BROADWAY STE 308
PORTLAND OR 97205
bob@oregoncub.org

17 **DANIEL W MEEK ATTORNEY AT LAW**
18 DANIEL W MEEK - **HIGHLY CONFIDENTIAL**
19 ATTORNEY AT LAW
10949 SW 4TH AVE
PORTLAND OR 97219
dan@meek.net

DAVISON VAN CLEVE PC

MELINDA J DAVISON - **HIGHLY CONFIDENTIAL**
333 SW TAYLOR - STE 400
PORTLAND OR 97204
mail@dvclaw.com

KAFOURY & MCDUGAL

LINDA K WILLIAMS - **HIGHLY CONFIDENTIAL**
ATTORNEY AT LAW
10266 SW LANCASTER RD
PORTLAND OR 97219-6305
linda@lindawilliams.net

W

MCDOWELL & RACKNER PC

AMIE JAMIESON - **HIGHLY CONFIDENTIAL**
ATTORNEY
520 SW SIXTH AVE - STE 830
PORTLAND OR 97204
amie@mcd-law.com

KATHERINE A MCDOWELL
HIGHLY CONFIDENTIAL
ATTORNEY
520 SW SIXTH AVE - SUITE 830
PORTLAND OR 97204
katherine@mcd-law.com

W

PACIFICORP OREGON DOCKETS

OREGON DOCKETS
825 NE MULTNOMAH ST
STE 2000
PORTLAND OR 97232
oregondockets@pacificorp.com

21
22
23 

24 Neoma Lane
25 Legal Secretary
26 Department of Justice
Regulated Utility & Business Section