1	BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON
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4	In the Matter of: Idaho Power Company's 2010 Annual MOTION FOR PROTECTIVE ORDER Power Cost Update
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7	Pursuant to ORCP 36(C)(7) and OAR 860-012-0035(1)(k), Idaho Power Company
8	("Idaho Power" or "Company") moves for the entry of the Public Utility Commission of
9	Oregon's ("Commission") general protective order in this proceeding. Good cause exists to
10	issue a Protective Order to protect commercially sensitive and confidential business
11	information related to the Company's 2010 Annual Power Cost Update. In support of this
12	Motion, the Company states:
13	1. The Commission's rules authorize Idaho Power to seek reasonable restrictions
14	on discovery of trade secrets and other confidential business information. See OAR 860-11-
15	000(3) (adopting Oregon Rules of Civil Procedure ("ORCP"); ORCP 36(C)(7) (providing
16	protection against unrestricted discovery of "trade secrets or other confidential research,
17	development, or commercial information"). See also In re Investigation into the Cost of
18	Providing Telecommunication Service, Docket UM 351, Order No. 91-500 (1991) (recognizing
19	that protective orders are a reasonable means to protect "the rights of a party to trade secrets
20	and other confidential commercial information" and "to facilitate the communication of
21	information between litigants").
22	2. Along with this motion Idaho Power has filed its 2010 Annual Power Cost
23	Update. Idaho Power has filed testimony regarding the power cost variance, and the 2010

Annual Power Cost Update to be refunded to customers. The work papers that support the

testimony filed by Idaho Power in this docket include confidential, sensitive business

MOTION FOR PROTECTIVE ORDER

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McDowell & Rackner PC 520 SW Sixth Avenue, Suite 830 Portland, OR 97204 information, including Idaho Power's timing of and prices for electricity purchases and sales, fuel purchases and other contracts. Idaho Power anticipates that there may be requests for further confidential information during this docket as well. Idaho Power desires to provide the requested information, but the information is confidential, sensitive business information and of significant commercial value, and its public disclosure could be detrimental to Idaho Power and its customers.

3. It is substantially likely that Staff and others in this proceeding will seek to
discover confidential business information. "The Commission's standard blanket protective
order is designed to facilitate discovery in cases involving discovery of large numbers of
documents." See In re Portland Extended Area Service Region, Docket UM 261, Order No.
91-958 (1991). Issuance of a protective order will facilitate the production of relevant
information and expedite the discovery process.

For the foregoing reasons, Idaho Power requests entry of a standard Protective Orderin this docket.

15 DATED: October 19, 2009. McDowell & RACKNER PC 16 17 Lisa F. Rackner Adam Lowney 18 **IDAHO POWER COMPANY** 19 Barton L. Kline 20 Senior Attorney PO Box 70 21 Boise, ID 83707 22 Attorneys for Idaho Power Company 23 24 25 26 MOTION FOR PROTECTIVE ORDER Page 2

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