# Davison Van Cleve PC

# Attorneys at Law

TEL (503) 241-7242 • FAX (503) 241-8160 • mail@dvclaw.com Suite 400 333 SW Taylor Portland, OR 97204

July 24, 2008

# Via Electronic and U.S. Mail

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

> Re: In the Matter of PORTLAND GENERAL ELECTRIC COMPANY

Annual Adjustment to Schedule 126 under the Terms of the Annual Power Cost

Variance Mechanism Docket No. UE 201

Dear Filing Center:

Enclosed please find an original and one courtesy copy of the Petition to Intervene on behalf of the Industrial Customers of Northwest Utilities, as well as Signed Protective Order 08-352 in the above-referenced docket.

Thank you for your attention to this matter.

Sincerely yours,

/s/ Brendan E. Levenick Brendan E Levenick

Enclosures

cc: Service List

#### CERTIFICATE OF SERVICE

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

Intervene and Signed Protective Order on behalf of the Industrial Customers of Northwest

Utilities upon the parties, on the service list, by causing the same to be deposited in the U.S.

Mail, postage-prepaid.

Dated at Portland, Oregon, this 24th day of July, 2008.

/s/ Brendan E. Levenick
Brendan E. Levenick

PORTLAND GENERAL ELECTRIC DOUGLAS C TINGEY 121 SW SALMON 1WTC13 PORTLAND OR 97204 doug.tingey@pgn.com

(W) CITIZENS' UTILITY BOARD OF OREGON LOWREY R BROWN (C)
JASON EISDORFER (C)
ROBERT JENKS (C)
610 SW BROADWAY STE 308
PORTLAND OR 97205
lowrey@oregoncub.org
jason@oregoncub.org
bob@oregoncub.org

PORTLAND GENERAL ELECTRIC RANDALL DAHLGREN RATES & REGULATORY AFFAIRS RATES & REGULATORY AFFAIRS 121 SW SALMON ST 1WTC0702 PORTLAND OR 97204 pge.opuc.filings@pgn.com

### BEFORE THE PUBLIC UTILITY COMMISSION

#### **OF OREGON**

•	T =	201
ı	1 14	744

In the Matter of	)
	) PETITION TO INTERVENE OF THE
PORTLAND GENERAL ELECTRIC	) INDUSTRIAL CUSTOMERS OF
COMPANY	) NORTHWEST UTILITIES
Application for Annual Adjustment to Schedule	)
126 under the Terms of the Annual Power Cost	)
Variance Mechanism.	)

Pursuant to ORS § 756.525 and OAR § 860-012-0001, the Industrial Customers of Northwest Utilities ("ICNU") hereby petitions the Oregon Public Utility Commission ("Commission") to intervene in this proceeding with full party status as described in OAR § 860-011-0035(5). In support of this petition, ICNU represents as follows:

> The business address of ICNU is: 1.

> > Michael Early **Industrial Customers of Northwest Utilities** 333 S.W. Taylor, Suite 400 Portland, OR 97204

2. ICNU will be represented in this proceeding by Davison Van Cleve, P.C. All documents relating to these proceedings should be served on ICNU's attorneys and consultant at the following addresses:

> S. Bradley Van Cleve Randall Falkenberg Davison Van Cleve, P.C. RFI Consulting, Inc. 333 S.W. Taylor, Ste. 400 8343 Roswell Road

Portland, OR 97204 PMB 362

E-Mail: mail@dvclaw.com Sandy Springs, GA 30350 Telephone: (503) 241-7242 E-Mail: consultrfi@aol.com

PAGE 1 – PETITION TO INTERVENE OF ICNU

Facsimile: (503) 241-8160 Telephone: (770) 379-0505

Facsimile: (770) 671-1046

3. ICNU is an incorporated, non-profit association of large industrial electric

customers in the Pacific Northwest, with offices in Portland, Oregon. A list of ICNU members is

included as Attachment A. Many members of ICNU are customers of Portland General Electric

Company ("PGE"), as indicated on Attachment A.

4. ICNU has a substantial interest in the impacts of PGE's application to

adjust Schedule 126 under the terms of PGE's Annual Power Cost Variance Mechanism

("PCAM"). The proposed rate change under the terms of PGE's PCAM would substantially and

directly affect those of ICNU's members who purchase power from PGE. ICNU requests leave

to intervene in this Docket to represent its members who are affected by the operation of PGE's

PCAM.

5. ICNU represents the interests of many of PGE's largest customers. ICNU

participated in PGE's general rate case, Docket No. UE 180, which established PGE's PCAM, as

well as numerous other proceedings that affected PGE's rates. ICNU's intervention in this

proceeding will assist the Commission in resolving the issues in this proceeding and will not

unreasonably broaden the issues, burden the record, or unreasonably delay this proceeding.

6. As described above, ICNU has a direct and substantial interest in this

proceeding that will not be adequately represented by any other party, and may be affected by

any Commission determination made in connection with these proceedings. It is in the public

interest to allow ICNU to intervene in this proceeding.

PAGE 2 – PETITION TO INTERVENE OF ICNU

WHEREFORE, ICNU respectfully requests that the Commission grant its petition to intervene with full party status in this proceeding.

Dated this 24th day of July, 2008.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

/s/ S. Bradley Van Cleve
S. Bradley Van Cleve
333 S.W. Taylor, Suite 400
Portland, Oregon 97204
(503) 241-7242 phone
(503) 241-8160 facsimile
mail@dvclaw.com
Of Attorneys for the Industrial Customers of
Northwest Utilities

# ATTACHMENT A INDUSTRIAL CUSTOMERS OF NORTHWEST UTILITIES

Air Liquide

Air Products

Amcor PET Packaging USA, Inc.

Certain Teed Gypsum & Ceiling Manufacturing, Inc.

\*Blue Heron Paper Company

\*Boeing

\*Boise Cascade

ConAgra Foods

Dyno Nobel, Inc.

Eka Chemicals, Inc.

Emerald Kalama Chemical, LLC

**Evanite Fiber** 

\*Evraz Oregon Steel Mills

Georgia-Pacific

Grays Harbor Paper, L.P.

Hewlett-Packard

Inland Empire Paper Co.

\*Intel

\*J.R. Simplot

Kimberly-Clark Corporation

Longview Fibre

Microsoft Corporation

\*Norpac Foods

\*PCC Structurals, Inc.

Ponderay Newsprint Co.

**REC Silicon** 

Shell Oil Products US

Simpson Paper & Timber

\*SP Newsprint

Tesoro Refining and Marketing Co.

Wah Chang

\*West Linn Paper Company

\*Weyerhaeuser

\*Denotes PGE Customers