# **BEFORE THE PUBLIC UTILITY COMMISSION**

## **OF OREGON**

## **UE 215**

| In the Matter of                     | ) |                              |
|--------------------------------------|---|------------------------------|
|                                      | ) | PETITION TO INTERVENE OF THE |
| PORTLAND GENERAL ELECTRIC            | ) | INDUSTRIAL CUSTOMERS OF      |
| COMPANY                              | ) | NORTHWEST UTILITIES          |
|                                      | ) |                              |
| Request for a General Rate Revision. | ) |                              |

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:

1. The business address of ICNU is:

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 attorney and consultant

at the following addresses:

S. Bradley Van Cleve Davison Van Cleve, P.C. 333 S.W. Taylor, Ste. 400 Portland, OR 97204 E-Mail: mail@dvclaw.com Telephone: (503) 241-7242 Randall Falkenberg RFI Consulting, Inc. 8343 Roswell Road PMB 362 Sandy Springs, GA 30350 E-Mail: consultrfi@aol.com Telephone: (770) 379-0505 Facsimile: (770) 671-1046

# PAGE 1 – PETITION TO INTERVENE OF ICNU

DAVISON VAN CLEVE, P.C. 333 S.W. Taylor, Suite 400 Portland, OR 97204 Telephone: (503) 241-7242 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 request for a rate revision. The proposed rate change 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 proposed rate revision.

5. ICNU represents the interests of many of PGE's largest customers. ICNU was a party in PGE's most recent general rate case, Docket No. UE 197, and ICNU has been an active participant in proceedings affecting PGE's rates for the last ten years. 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.

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DAVISON VAN CLEVE, P.C. 333 S.W. Taylor, Suite 400 Portland, OR 97204 Telephone: (503) 241-7242 WHEREFORE, ICNU respectfully requests that the Commission grant its petition

to intervene with full party status in this proceeding.

Dated this 3rd day of March, 2010.

Respectfully submitted,

## DAVISON VAN CLEVE, P.C.

<u>/s/ S. Bradley Van Cleve</u> 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

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## ATTACHMENT A INDUSTRIAL CUSTOMERS OF NORTHWEST UTILITIES

Air Liquide Air Products Amcor PET Packaging USA, Inc. (CNC Containers Northwest) Certain Teed Gypsum & Ceiling Manufacturing, Inc. (BPB) \*Blue Heron Paper Company \*Boeing **Boise Cascade LLC** \*Boise Paper **ConAgra** Foods Dyno Nobel, Inc. Eka Chemicals, Inc. **Emerald Performance Materials, LLC** Equa-Chlor, LLC **Evanite Fiber** \*Evraz Oregon Steel Mills Freres Lumber Company Georgia-Pacific Grays Harbor Paper, L.P. Hewlett-Packard Inland Empire Paper Co. \*Intel **International Paper** \*J.R. Simplot Kimberly-Clark Corporation \*Linde, Inc. Longview Fibre Microsoft Corporation \*Norpac Foods \*PCC Structurals, Inc. Ponderay Newsprint **REC Solar Grade Silicon LLC** Shell Oil Products US Simpson Paper & Timber \*SP Newsprint Tesoro Refining and Marketing Co. Wah Chang \*West Linn Paper Company Weyerhaeuser

\*Denotes PGE Customers



Attorneys at Law TEL (503) 241-7242 • FAX (503) 241-8160 • mail@dvclaw.com Suite 400

March 3, 2010

333 SW Taylor Portland, OR 97204

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 Request for a General Rate Revision Docket No. UE 215

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 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 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, and via

electronic mail where paper service has been waived.

Dated at Portland, Oregon, this 3rd day of March, 2010.

<u>/s/ Brendan E. Levenick</u> Brendan E. Levenick

(W) CITIZENS UTILITY BOARD OF OREGON
KEVIN ELLIOTT PARKS (C)
610 SW BROADWAY STE 308
PORTLAND OR 97205
kevin@oregoncub.org

## DEPARTMENT OF JUSTICE

STEPHANIE S ANDRUS (C) 1162 COURT ST NE SALEM OR 97301-4096 stephanie.andrus@state.or.us

### PUBLIC UTILITY COMMISSION

JUDY JOHNSON (C)PO BOX 2148 SALEM OR 97308-2148 judy.johnson@state.or.us

# (W) CITIZENS' UTILITY BOARD OF OREGON GORDON FEIGHNER (C) ROBERT JENKS (C) G. CATRIONA MCCRACKEN (C) RAYMOND MYERS (C) 610 SW BROADWAY, SUITE 308 PORTLAND OR 97205 gordon@oregoncub.org bob@oregoncub.org catriona@oregoncub.org ray@oregoncub.org

## PORTLAND GENERAL ELECTRIC

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