#### BEFORE THE PUBLIC UTILITY COMMISSION

### **OF OREGON**

### **UE 246**

| In the Matter of                    | ) |                              |
|-------------------------------------|---|------------------------------|
|                                     | ) | PETITION TO INTERVENE OF THE |
| PACIFICORP                          | ) | INDUSTRIAL CUSTOMERS OF      |
|                                     | ) | 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") petitions the Public Utility Commission of Oregon ("OPUC" or the "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:

Industrial Customers of Northwest Utilities 818 S.W. 3<sup>rd</sup> Ave., #266 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 address:

Melinda J. Davison
Donald W. Schoenbeck
Irion A. Sanger
Regulatory & Cogeneration Services,
Davison Van Cleve, P.C.
Inc.
333 S.W. Taylor, Suite 400
Portland, OR 97204
Vancouver, WA 98660

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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 of ICNU's members are customers of PacifiCorp, as shown on

Attachment A.

4 ICNU has a substantial interest in PacifiCorp's Application for its Request

for a General Rate Revision ("Application"). PacifiCorp filed its Application on March 1, 2012.

The revised rates reflect a total Oregon-allocated revenue requirement increase of \$54.3 million,

or 4.6% overall, and almost 6% for industrial customers. PacifiCorp is also calling for an

increased return on equity ("ROE") of 10.2. PacifiCorp's rate increase will significantly raise

the rates of PacifiCorp's Schedule 48 industrial customers, including a \$41.2 million rate

increase associated with its general operations that would take effect January 1, 2013, and an

additional \$13.1 million around on or May 2013. PacifiCorp is also proposing a power cost

adjustment mechanism ("PCAM"), which would allow PacifiCorp to recover its actual historic

power costs every year, including a proposed dollar for dollar cost recovery.

5. ICNU has extensive experience with PacifiCorp's rates and previous

requests for general rate revisions, including the Company's last Oregon general rate case, UE

217. ICNU's intervention in this proceeding will assist the Commission in resolving the issues

and will not unreasonably broaden the issues, burden the record, or 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

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

Dated this 5th day of March, 2012.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

/s/ Irion A. Sanger
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Of Attorneys for Industrial Customers
of Northwest Utilities

# ATTACHMENT A INDUSTRIAL CUSTOMERS OF NORTHWEST UTILITIES

Air Liquide

Air Products

**Amcor Rigid Plastics** 

Boeing

\*Boise Cascade LLC

\*Boise Paper

Certain Teed Gypsum & Ceiling Manufacturing (BPB)

\*ConAgra Foods

Dyno Nobel, Inc.

Eka Chemicals, Inc.

Emerald Performance Materials, LLC

Equa-Chlor, LLC

Evraz, Inc.

\*Freres Lumber Co.

\*Georgia-Pacific

Inland Empire Paper Co.

Intel

Linde, Inc.

Longview Fibre

Microsoft Corporation

\*Norpac Foods

PCC Structurals, Inc.

Ponderay Newsprint

REC Solar Grade Silicon LLC

**SP** Newsprint

Shell Oil Products US

Simpson Paper & Timber

Tesoro Refining and Marketing Co.

**Timber Products** 

\*Wah Chang

West Linn Paper Company

\*Weyerhaeuser

<sup>\*</sup>Denotes PacifiCorp Customers

# 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

March 5, 2012

### Via Electronic and US Mail

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

> In the Matter of PACIFICORP Request for a General Rate Revision Re:

> > Docket No. UE 246

Dear Filing Center:

Enclosed please find the original and one (1) copy of the Petition to Intervene on behalf of the Industrial Customers of Northwest Utilities in the above-referenced docket.

Thank you for your assistance.

Sincerely,

/s/ Sarah A. Kohler Sarah A. Kohler

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 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.

Dated at Portland, Oregon, this 5th day of March, 2012.

Sincerely,

/s/ Sarah A. Kohler Sarah A. Kohler

| (W) PACIFIC POWER SARAH WALLACE 825 NE MULTNOMAH STE 1800 PORTLAND OR 97232 sarah.wallace@pacificorp.com                     | (W) PACIFICORP, DBA PACIFIC POWER OREGON DOCKETS 825 NE MULTNOMAH ST, STE 2000 PORTLAND OR 97232 oregondockets@pacificorp.com                                                            |
|------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| (W) MCDOWELL & RACKNER PC KATHERINE A MCDOWELL 419 SW ELEVENTH AVE - SUITE 400 PORTLAND OR 97205 katherine@mcd-law.com       | DEPARTMENT OF JUSTICE MICHAEL T WEIRICH (C) 1162 COURT ST NE SALEM OR 97301-4096 michael.weirich@doj.state.or.us                                                                         |
| PUBLIC UTILITY COMMISSION OF<br>OREGON<br>DEBORAH GARCIA<br>PO BOX 2148<br>SALEM OR 97308-2148<br>deborah.garcia@state.or.us | CITIZENS' UTILITY BOARD OF OREGON OPUC DOCKETS ROBERT JENKS G. CATRIONA MCCRACKEN 610 SW BROADWAY, STE 400 PORTLAND OR 97205 dockets@oregoncub.org bob@oregoncub.org catriona@oregon.org |