



May 12, 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 PACIFICORP, dba PACIFIC POWER Application  
for approval of a solicitation process for flexible resources starting in 2012  
through 2017  
**Docket No. UM 1360**

Dear Filing Center:

Enclosed please find the original and one (1) copy of the Petition to Intervene of  
Constellation Energy Commodities Group, Inc. in the above-referenced matter.

Thank you for your assistance.

Sincerely yours,

A handwritten signature in blue ink that reads "Joseph E. Donovan". The signature is fluid and cursive, with a long horizontal line extending to the right.

**Joseph E. Donovan**  
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**Counsel for Constellation Energy  
Commodities Group, Inc.**

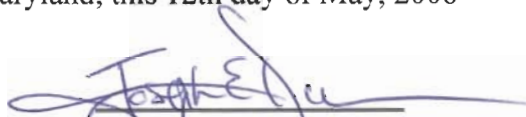
Enclosures

cc: Service List

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing Petition to Intervene on behalf of Constellation Energy Commodities Group, Inc. upon the parties, shown below, on the official service list by causing the foregoing document to be deposited, postage-prepaid, in the U.S. Mail, or by service via electronic mail to those parties who have waived paper service.

Dated at Baltimore, Maryland, this 12th day of May, 2008



Joseph E. Donovan

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**BEFORE THE PUBLIC UTILITY COMMISSION**

**OF OREGON**

**UM 1360**

In the Matter of	)	
	)	
PACIFICORP, dba PACIFIC POWER	)	<b>PETITION TO INTERVENE OF</b>
	)	<b>CONSTELLATION ENERGY</b>
Application For Approval Of A Solicitation	)	<b>COMMODITIES GROUP, INC.</b>
Process For Flexible Resources Starting In	)	
2012 Through 2017	)	

Pursuant to ORS § 756.525 and OAR § 860-012-0001, Constellation Energy Commodities Group, Inc. ("Constellation") 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, Constellation represents as follows:

1. The business address of Constellation is:

Seth Unterschute  
Constellation Energy Commodities Group, Inc.  
111 Market Street, Suite 500  
Baltimore, Maryland 21202  
T:(410) 470-3105  
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2. Constellation is in the process of securing local counsel to assist with this proceeding, and will have counsel file a separate appearance. However, in light of the compressed time frame and the pending May 20, 2008 meeting, Constellation did not want to delay the submission of this Petition any longer than necessary. All documents relating to these proceedings should be served on Constellation 's personnel at the

following addresses:

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3. Constellation is a Delaware corporation having its principal place of business in Baltimore, Maryland. Constellation is engaged, among other things, in the marketing of electric power at the wholesale level. The Federal Energy Regulatory Commission (FERC) has authorized Constellation to make sales of energy, capacity and certain ancillary services at market-based rates throughout the United States, including in the State of Oregon, at negotiated rates under its FERC Rate Schedule No. 11. *See Constellation Power Source Inc*, Docket No. ER97-2261-000 (Order issued May 15, 1997).

4. Constellation has substantial experience in the wholesale procurement of electricity, including in the review and submission of Requests for Proposals and similar solicitation processes. Constellation'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. OAR § 860-012-0001.

5. As a wholesale supplier of electricity and potential bidder in the subject RFP process, Constellation has a substantial interest in PacifiCorp's Application for approval of a solicitation process for flexible resources that will not be adequately represented by any other party, and may be affected by any Commission determination made in connection with this proceeding. It is in the public interest to allow Constellation to intervene as a full party to this proceeding.

6. Constellation waives paper service of documents in this proceeding and agrees to electronic service at the email addresses listed in Paragraph 2 above.

WHEREFORE, Constellation Energy Commodities Group, Inc. respectfully requests that the Commission grant its Petition to Intervene with full party status in this proceeding.

Respectfully submitted,

CONSTELLATION ENERGY COMMODITIES  
GROUP, INC.

/s/ Joseph E. Donovan

Joseph E. Donovan, Esq.

Senior Counsel

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Joseph.Donovan@constellation.com

**Counsel for Constellation Energy Commodities  
Group, Inc.**

Dated: May 12, 2008