



**RICHARDSON & O'LEARY**

ATTORNEYS AT LAW

Tel: 208-938-7900 Fax: 208-938-7904

P.O. Box 7218 Boise, ID 83707 - 515 N. 27th St. Boise, ID 83702

September 12, 2011

Public Utility Commission  
Attn: Filing Center  
550 Capitol Street NE #215  
PO Box 2148  
Salem, OR 97308

Re: **Docket No. UE 227**  
**Noble Americas Energy Solutions, LLC's Exhibit 301**

Dear Filing Center:

Enclosed please find Exhibit 301 of Noble Americas Energy Solutions, LLC submitted for electronic filing in the above-reference docket. Administrative Law Judge Hardie admitted this exhibit into the record at the evidentiary hearing on September 8, 2011. I have provided six (6) copies along with the electronic copy for the Filing Center.

Thank you for your assistance.

Sincerely,

A handwritten signature in blue ink, appearing to read "Greg Adams".

Gregory M. Adams  
Attorney for Noble Americas Energy Solutions, LLC

Enc.

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 12<sup>th</sup> day of September, 2011, a true and correct copy of the within and foregoing EXHIBIT 301 of Noble Americas Energy Solutions, LLC was served as follows:

G. Catriona McCracken  
CITIZEN'S UTILITY BOARD OF OREGON  
[catriona@oregoncub.org](mailto:catriona@oregoncub.org)

Hand Delivery  
 U.S. Mail, postage pre-paid  
 Facsimile  
 Electronic Mail

Gordon Feighner  
Robert Jenks  
CITIZEN'S UTILITY BOARD OF OREGON  
[Gordon@oregoncub.org](mailto:Gordon@oregoncub.org)  
[bob@oregoncub.org](mailto:bob@oregoncub.org)

Hand Delivery  
 U.S. Mail, postage pre-paid  
 Facsimile  
 Electronic Mail

AMIE JAMIESON  
Katherine A. McDowell  
McDOWELL RACKNER & GIBSON, P.C  
[amie@mcd-law.com](mailto:amie@mcd-law.com)  
[Katherine@mcd-law.com](mailto:Katherine@mcd-law.com)

Hand Delivery  
 U.S. Mail, postage pre-paid  
 Facsimile  
 Electronic Mail

Jason W. Jones, Assistant AG  
Department of Justice  
1162 Court Street, NE  
Salem OR 97301-4096  
[Jason.W.Jones@state.or.us](mailto:Jason.W.Jones@state.or.us)

Hand Delivery  
 U.S. Mail, postage pre-paid  
 Facsimile  
 Electronic Mail

Ed Durrenberger  
OREGON PUBLIC UTILITY COMM.  
PO Box 2148  
Salem OR 97308-2148  
[ed.durrenberger@state.or.us](mailto:ed.durrenberger@state.or.us)

Hand Delivery  
 U.S. Mail, postage pre-paid  
 Facsimile  
 Electronic Mail

Irion A. Sanger  
Davison Van Cleve  
Portland OR 97204  
[ias@dvclaw.com](mailto:ias@dvclaw.com)

Hand Delivery  
 U.S. Mail, postage pre-paid  
 Facsimile  
 Electronic Mail

Michael Early  
Executive Director  
INDUSTRIAL CUSTOMERS OF  
NORTHWEST UTILITIES  
[mealy@icnu.org](mailto:mealy@icnu.org)

Hand Delivery  
 U.S. Mail, postage pre-paid  
 Facsimile  
 Electronic Mail

Maury Galbraith  
OREGON PUBLIC UTILITY COMM.  
[maury.galbraith@state.or.us](mailto:maury.galbraith@state.or.us)

Hand Delivery  
 U.S. Mail, postage pre-paid  
 Facsimile  
 Electronic Mail

Jordan A White  
Pacific Power & Light  
[jordan.white@pacificorp.com](mailto:jordan.white@pacificorp.com)

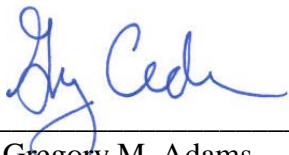
Hand Delivery  
 U.S. Mail, postage pre-paid  
 Facsimile  
 Electronic Mail

PacifiCorp, dba Pacific Power  
Oregon Dockets  
[oregondockets@pacificorp.co](mailto:oregondockets@pacificorp.co)

Hand Delivery  
 U.S. Mail, postage pre-paid  
 Facsimile  
 Electronic Mail

Donald W Schoenbeck  
Regulatory & Cogeneration Services, Inc  
[dws@r-c-s-inc.com](mailto:dws@r-c-s-inc.com)

Hand Delivery  
 U.S. Mail, postage pre-paid  
 Facsimile  
 Electronic Mail

Signed   
Gregory M. Adams

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF THE STATE OF OREGON**

**In the Matter of PacifiCorp, dba )  
Pacific Power ) Docket No. UE-227  
2012 Transition Adjustment )  
Mechanism )**

**Noble Americas Energy Solutions LLC**

**Exhibit 301**

**PacifiCorp's Response to Noble Solutions' Data Request No. 27**

**September 8, 2011**

UE-227/PacifiCorp  
September 6, 2011  
NAES Data Request 27

**NAES Data Request 27**

Please refer to Mr. Duvall's rebuttal testimony, p. 37, lines 6-9. Mr. Duvall proposes that the current OATT-approved loss factors be reflected in Schedule 220 and be used to set the transition adjustments in Schedules 294 and 295 "until FERC approves an OATT with updated loss factors." What loss factors is Mr. Duvall recommending be used to set the Oregon transition adjustments *after* the FERC approves an OATT with updated loss factors? Does Mr. Duvall agree with Noble Solutions' witness Higgins that even after FERC approves an OATT with updated loss factors it will be necessary for Schedule 220 (and the transition adjustment calculation) to be consistent with Schedule 10 in the OATT, and that the proposed change to Schedule 220 should be adopted on a permanent basis to ensure continued consistency between the line losses charged to an ESS in the OATT and the line losses used in Oregon direct access? (See Higgins rebuttal, p. 8, lines 11-22). If Mr. Duvall disagrees, please explain the basis of the disagreement.

**Response to NAES Data Request 27**

On August 8, 2011, the Federal Energy Regulatory Commission issued an order accepting the Company's filing in Docket No. ER11-3643 and suspending the proposed rates for a period of five months, which are to be effective December 25, 2011. All rates and charges, including the proposed loss factors contained in Schedule 10, are subject to refund pending a final order of the Commission. Subsequent to the August 8 order, the Company filed a pleading clarifying that it will commence billing the proposed rates and charges January 1, 2012.

In light of this order, Schedule 220 and the annual transition adjustment values for Schedules 294 and 295 will be revised for the 2012 direct access election period to reflect the OATT loss factors.

The Company agrees that the proposed changes to the treatment of loss factors for Schedules 220, 294 and 295 to ensure continued consistency between the line losses charged to an ESS in the OATT and the line losses used in Oregon direct access would be appropriate to continue going forward until otherwise ordered by the Commission.