

Davison Van Cleve PC

TEL (503) 241-7242 • FAX (503) 241-8160 • mail@dvclaw.com

Suite 400
333 SW Taylor
Portland, OR 97204

May 16, 2014

Via E-mail and Federal Express

Public Utility Commission of Oregon
Attn: Filing Center
3930 Fairview Industrial Dr SE
Salem, OR 97302-1166

Re: PacifiCorp's 5-Year Cost of Service Opt-Out
Docket No. UE 267

Dear Filing Center:

On behalf of the Stipulating Parties in the above-captioned proceeding, please find enclosed the original and five (5) copies of the Exhibit List of the Stipulating Parties. Also enclosed are the originals and five (5) copies of the following exhibits: Stipulating Parties/200 and Stipulating Parties/300 – 301.

Please note that the exhibit labeled "Stipulating Parties/200" was previously filed as the Stipulation in this proceeding, but was not previously marked as an exhibit.

Thank you for your assistance. If you have any questions, please do not hesitate to contact our office.

Sincerely,



Jesse O. Gorsuch

Enclosures

cc: Service List

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the attached **Exhibit List** and **Exhibits** upon all parties in this proceeding by causing a copy to be sent via electronic mail to the following parties at the following addresses.

Dated at Portland, Oregon, this 16th day of May, 2014.



Jesse O. Gorsuch

<p>(W) CARL FINK 628 SW CHESTNUT ST, STE 200 PORTLAND OR 97219 cmfink@blueplanetlaw.com</p>	<p>(W) EDWARD FINKLEA EXECUTIVE DIRECTOR 326 FIFTH ST LAKE OSWEGO OR 97034 efinklea@nwigu.org</p>
<p>(W) BOEHM KURTZ & LOWRY KURT J BOEHM JODY KYLER COHN 36 E SEVENTH ST - STE 1510 CINCINNATI OH 45202 kboehm@bkllawfirm.com jkyler@bkllawfirm.com</p>	<p>(W) CABLE HUSTON BENEDICT HAAGENSEN & LLOYD LLP THOMAS M GRIM RICHARD LORENZ 1001 SW FIFTH AVE STE 2000 PORTLAND OR 97204-1136 tgrim@cablehuston.com rlorenz@cablehuston.com</p>
<p>(W) CONSTELLATION ENERGY COMMODITIES GROUP, INC. MARY LYNCH 5074 NAWAL DRIVE EL DORADO HILLS CA 95762 mary.lynch@constellation.com</p>	<p>(W) ENERGY STRATEGIES LLC KEVIN HIGGINS 215 STATE ST - STE 200 SALT LAKE CITY UT 84111-2322 khiggins@energystrat.com</p>

<p>(W) EXELON BUSINESS SERVICES COMPANY CYNTHIA FONNER BRADY 4300 WINFIELD RD WARRENVILLE IL 60555 cynthia.brady@constellation.com</p>	<p>(W) FRED MEYER STORES/KROGER NONA SOLTERO CORPORATE LAW DEPT. #23C 3800 SE 22ND AVE PORTLAND OR 97202 nona.soltero@fredmeyer.com</p>
<p>(W) HUTCHINSON COX COONS ORR & SHERLOCK SAMUEL L ROBERTS 777 HIGH ST STE 200 PO BOX 10886 EUGENE OR 97440 sroberts@eugenelaw.com</p>	<p>(W) NOBLE AMERICAS ENERGY SOLUTIONS, LLC GREG BASS 401 WEST A ST., STE. 500 SAN DIEGO CA 92101 gbass@noblesolutions.com</p>
<p>(W) NW & INTERMOUNTAIN POWER PRODUCERS COALITION ROBERT D KAHN 1117 MINOR AVENUE, SUITE 300 SEATTLE WA 98101 rkahn@nippc.org</p>	<p>(W) PACIFIC POWER & LIGHT JOELLE STEWARD 825 NE MULTNOMAH STE 2000 PORTLAND OR 97232 joelle.steward@pacificorp.com</p>
<p>(W) PACIFICORP ETTA LOCKEY 825 NE MULTNOMAH ST., STE 1800 PORTLAND OR 97232 etta.lockey@pacificorp.com</p>	<p>(W) PORTLAND GENERAL ELECTRIC DOUGLAS C TINGEY – 1WTC13 JAY TINKER – 1WTC-0702 121 SW SALMON ST. PORTLAND OR 97204 doug.tingey@pgn.com pge.opuc.filings@pgn.com</p>

<p>(W) PUBLIC UTILITY COMMISSION OF OREGON MARC HELLMAN PO BOX 1088 SALEM OR 97308-1088 marc.hellman@state.or.us</p>	<p>(W) PUC STAFF - DEPARTMENT OF JUSTICE JOHANNA RIEMENSCHNEIDER BUSINESS ACTIVITIES SECTION 1162 COURT ST NE SALEM OR 97301-4796 johanna.riemenschneider@doj.state.or.us</p>
<p>(W) CONSTELLATION NEWENERGY, INC. JOHN DOMAGALSKI 550 WEST WASHINGTON BLVD, STE 300 CHICAGO, IL 60661 john.domagalski@constellation.com</p>	<p>(W) RICHARDSON ADAMS, PLLC GREGORY M. ADAMS PO BOX 7218 BOISE ID 83702 greg@richardsonadams.com</p>
<p>(W) SAFEWAY INC LISSA MALDONADO GEORGE WAIDELICH 5918 STONERIDGE MALL ROAD PLEASANTON CA 94588-3229 lissa.maldonado@safeway.com george.waidelich@safeway.com</p>	<p>(W) SHELL ENERGY JOHN LESLIE 600 WEST BROADWAY SUITE 2600 SAN DIEGO CA 92101 jleslie@mckennalong.com</p>
<p>(W) SHELL ENERGY NORTH AMERICA MARCIE MILNER 4445 EASTGATE MALL STE 100 SAN DIEGO CA 92121 marcie.milner@shell.com</p>	<p>(W) WAL-MART STORES, INC. STEVE W CHRISS KEN BAKER 2001 SE 10TH ST BENTONVILLE AR 72716-0550 stephen.chriss@wal-mart.com ken.baker@wal-mart.com</p>

**(W) PACIFICORP, DBA PACIFIC
POWER**
OREGON DOCKETS
825 NE MULTNOMAH ST., STE 2000
PORTLAND OR 97232
oregondockets@pacificorp.com

**(W) MCKENNA LONG & ALDRIDGE
LLP**
STEFANIE WARREN
600 W BROADWAY STE 2600
SAN DIEGO CA 92101
swarren@mckennalong.com

BEFORE THE PUBLIC UTILITY COMMISSION

OF OREGON

UE 267

In the Matter of

PACIFICORP

Five Year Cost of Service Opt-Out

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)
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EXHIBIT LIST OF THE
STIPULATING PARTIES

On behalf of Public Utility Commission of Oregon staff, the Industrial Customers of Northwest Utilities (“ICNU”), Noble Americas Energy Solutions LLC, Wal-Mart Stores, Inc., Shell Energy North America (US), LP, Constellation NewEnergy, Inc., Fred Meyer Stores, Inc./Kroger, Co., the Northwest and Intermountain Power Producers Coalition, Safeway Inc., and Vitesse, LLC (the “Stipulating Parties”) in this proceeding, ICNU submits this list of exhibits to be entered into the record. The Stipulating Parties understand that PacifiCorp does not object to the admission of any of the exhibits identified below:

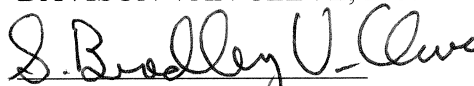
<u>Pre-filed Exhibits</u>	<u>Description</u>
Stipulating Parties/100	Joint Testimony of the Stipulating Parties in Support of the Stipulation (including the errata to the Joint Testimony, filed on May 15, 2014)
Stipulating Parties/200	Stipulation

<u>Exhibits</u>	<u>Description</u>
Stipulating Parties/300	PacifiCorp's Responses to ICNU Data Request Nos. 3.1, 3.2, 3.5 (w/ attachment), 3.8, 3.10, and 3.12, and Staff Data Request 12
Stipulating Parties/301	2013 PUC Industry Restructuring Report

Dated this 16th day of May, 2014.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.



S. Bradley Van Cleve

333 S.W. Taylor, Suite 400

Portland, Oregon 97204

(503) 241-7242 phone

(503) 241-8160 facsimile

bvc@dvclaw.com

Of Attorneys for the Industrial Customers of
Northwest Utilities on behalf of the Stipulating Parties

1 **BEFORE THE PUBLIC UTILITY COMMISSION**
2 **OF OREGON**
3 **UE 267**

4 In the Matter of

5
6 **PACIFICORP**

7 Transition Adjustment, Five-Year Cost of
8 Service Opt-Out

STIPULATION

9 **INTRODUCTION**

- 10 1. The parties to this Stipulation are the Public Utility Commission of Oregon (the
11 “Commission” or “OPUC”) staff (“Staff”), Industrial Customers of Northwest
12 Utilities (“ICNU”), Noble Americas Energy Solutions LLC (“Noble Solutions”),
13 Wal-Mart Stores, Inc. (“Wal-Mart”), Shell Energy North America (US), LP (“Shell”),
14 Constellation NewEnergy, Inc. (“Constellation”), Fred Meyer Stores, Inc./Kroger,
15 Co. (“Fred Meyer”), the Northwest and Intermountain Power Producers Coalition
16 (“NIPPC”), Safeway Inc. (“Safeway”), and Vitesse, LLC (“Vitesse”) collectively
17 referred to as “the Stipulating Parties.” Other parties to the case include PacifiCorp
18 d/b/a Pacific Power (“PacifiCorp”), and Portland General Electric Company (“PGE”).
19 PacifiCorp opposes this Stipulation, and PGE takes no position.

20 **BACKGROUND**

- 21 2. In Order No. 12-500 in Docket No. UM 1587, the Commission noted that PacifiCorp
22 has chosen not to file a five-year opt-out program similar to the PGE five-year opt-out
23 program. The Commission stated that it found no basis to maintain the difference in
24 the programs of the two utilities, and adopted a PGE-type model for PacifiCorp. As a
25 result, the Commission directed PacifiCorp to file a tariff for “a five-year opt-out
26 program that allows a qualified customer to go to direct access and pay fixed

- 1 transition charges for the next five years, and then to be no longer subject to transition
2 adjustments.”
- 3 3. On February 28, 2013, PacifiCorp filed its proposed five-year opt-out tariff in Advice
4 No. 13-004. The specific tariff filing was Schedule 296-Transition Adjustment, Five-
5 Year Cost of Service Opt-Out (“Schedule 296”).
- 6 4. PacifiCorp’s tariff filing was docketed as UE 267, and, in Order No. 13-130, the
7 Commission suspended Schedule 296 for an investigation.
- 8 5. Pursuant to the schedule adopted by the Administrative Law Judge, PacifiCorp filed
9 opening testimony on June 14, 2013, and Staff, ICNU, Noble Solutions, Wal-Mart,
10 and Constellation/Shell filed reply testimony on September 13, 2013. Fred Meyer,
11 Vitesse, Safeway, NIPPC, and PGE did not file opening or reply testimony.
- 12 6. The Parties participated in a settlement conference on September 26, 2013. All
13 parties were invited to participate in the settlement conference. As a result of the
14 discussions at the settlement conference, the Stipulating Parties enter into this
15 Stipulation.

16 **STIPULATION**

- 17 7. The Stipulating Parties agree to submit this Stipulation to the Commission and
18 request that the Commission approve the Stipulation as presented without
19 modification.
- 20 8. To address disputed issues of potential undue cost shifting and fairness to all
21 customers, the Stipulating Parties agree to recommend that the Commission modify
22 PacifiCorp’s proposed Schedule 296, as explained herein. The Stipulating Parties
23 intend for these changes to be made before the 2014 election window for service
24 commencing in 2015 and thereafter.
- 25 9. Consumer Opt-Out Charge. PacifiCorp has proposed recovery of fixed generation
26 costs for a twenty-year period over five years of the transition period through a

- 1 “Consumer Opt-Out Charge.” The Stipulating Parties agree that there should be no
2 Consumer Opt-Out Charge.
- 3 10. Post Five-Year Transition Period Recovery of Fixed Generation Costs. The
4 Stipulating Parties agree that during the five-year opt-out transition period, consumers
5 electing this rate option shall pay the effective applicable Schedule 200 rate for Base
6 Supply Service. Subsequent to the five-year opt-out, the nonresidential consumer
7 shall not pay Schedule 200 rates and shall have no responsibility for any PacifiCorp
8 fixed generation costs until such time as the consumer returns to standard PacifiCorp
9 cost of service rates.
- 10 11. Right to Return to Cost of Service Rates. PacifiCorp proposed that a consumer that
11 opts out under Schedule 296 never be allowed to return to cost of service rates. The
12 Stipulating Parties agree that customers that opt out under Schedule 296 be allowed to
13 return to cost of service rates with four years’ notice.
- 14 12. Transition Charge Calculation. PacifiCorp proposed to use the GRID model to
15 determine the value of the proposed Schedule 296 transition charge for eligible rate
16 schedules, differentiated by voltage and by heavy load hours (“HLH”) and light load
17 hours (“LLH”). The Stipulating Parties agree that transition charge calculations
18 should use the GRID model, using the calculation methodology proposed by
19 PacifiCorp in this docket, to determine the value of transition charge credits;
20 however, the Stipulating Parties also agree that four changes should be made to the
21 transition charge calculations:
- 22 a. The transition charge rates should not differentiate between HLH and LLH,
23 although differences in market values between HLH and LLH would
24 continue to be reflected in the GRID calculation;
- 25 b. The Schedule 296 Transition Adjustment should be calculated using GRID
26 by assuming that 50 aMW of direct access load departs in the first year of

1 the program, rather than assuming all 175 aMW of eligible load departs at
2 the same time. In subsequent years, the Schedule 296 Transition
3 Adjustment for new departing customers should be calculated using GRID
4 by incorporating the amount of actual departed load experienced in prior
5 years, and by assuming that an additional 50 aMW of direct access load
6 departs in the year for which the Schedule 296 rate is being calculated. The
7 amount of departing load incorporated into GRID for any year shall not
8 exceed 175 aMW, unless the Program Cap is increased;

- 9 c. The transition charge calculations should include a credit for Bonneville
10 Power Administration (“BPA”) transmission based on 80% of the BPA
11 point to point (“PTP”) rate with a 100% load factor. The BPA transmission
12 credit should be based on the then current BPA PTP rates in effect, and may
13 change over the five year opt-out period. Based on the BPA PTP rates in
14 effect on October 1, 2013, the BPA transmission credit would be
15 (\$1.61)/MWh for service in 2015; and
- 16 d. Treatment of thermal generation in the GRID model that is backed down for
17 the assumed direct access load shall be based on the Company’s historical
18 practice, as incorporated in the Company’s 2009-2013 TAM calculations. A
19 general description of that practice follows: thermal generation is priced at
20 the simple monthly average of the California Oregon Border (“COB”)
21 prices, the Mid-Columbia prices, and the avoided cost of thermal generation
22 determined by GRID. The monthly COB and Mid-Columbia prices is
23 applied to the HLH and LLH separately, consistent with the adjustments that
24 PacifiCorp incorporated in its Schedule 294 calculation in Docket No. UE
25 264 and which have been incorporated in the Company’s 2009-2013 TAM
26 calculations.

- 1 13. Program Cap. PacifiCorp proposed a 175 aMW cap on total participation. For at
2 least an interim period, the Stipulating Parties agree to a 175 aMW cap. The
3 Stipulating Parties agree that any party can request at a future time that the size of the
4 cap be increased.
- 5 14. Eligibility. PacifiCorp proposed that eligibility be limited to certain large
6 nonresidential consumers. The Stipulating Parties agree to the PacifiCorp proposal as
7 clarified in the summary below. Eligibility will be limited to large nonresidential
8 consumers who have chosen the five-year opt-out of PacifiCorp's cost-based supply
9 service Schedule 201 and who currently receive delivery service under Schedules 47,
10 48, 747, 748, or consumers' meters who receive service under delivery service
11 Schedules 30, 47 and/or 48, or 730, 747, and/or 748 under a single corporate name or
12 billing address with meters of more than 200 kW of billing demand at least once in
13 the previous thirteen months that total to at least 2 MW in aggregate. Once a meter
14 meets the opt-out eligibility requirement, all other nonresidential meters billed to the
15 same entity or billing address with lesser annual usage located on the same property
16 are also eligible to opt out at the time the large nonresidential consumer elects to opt-
17 out of cost-based supply service for that property. For these other meters, the
18 Schedule 296 transition charge will be the charge associated with the largest meter at
19 the premises.
- 20 15. Election Window. The Stipulating Parties agree that the duration of the election
21 window for the five-year opt-out shall be one month, during the month of November
22 each year.
- 23 16. It is the intent of the Stipulating Parties that the terms of this Stipulation regarding
24 long-term direct access issues and the five-year opt-out option will be in effect for at
25 least the four service years 2015 through 2018. The Stipulating Parties agree that
26 they will not propose or support changes to PacifiCorp's five-year opt-out program

1 inconsistent with the terms of this Stipulation during this period, unless agreed to by
2 all Stipulating Parties. The Stipulating Parties intend that PacifiCorp's five-year
3 program will be re-evaluated prior to expiration of the term of this Stipulation, and
4 thereby agree to reconvene no later than January 2017 to evaluate the effectiveness of
5 the long term opt-out program, to propose any changes to program parameters, and to
6 attempt to reach consensus on a request for Commission approval of subsequent
7 enrollments in the multi-year opt-out programs. The Stipulating Parties recommend
8 that the Commission instruct PacifiCorp to participate in such meetings.

9 17. Vitesse has proposed that transition adjustment charges for new customers should
10 reflect only those costs, if any, that were actually incurred by PacifiCorp in serving
11 new customers that otherwise could not be mitigated. Although many of the
12 Stipulating Parties expressed support for the concept proposed by Vitesse, the
13 provision was not included in this Stipulation because Staff did not agree that it was
14 an appropriate issue to be resolved through this Stipulation. The Stipulating Parties
15 therefore agree that no person shall be precluded from raising, supporting or opposing
16 the issue of the appropriate transition adjustment charge for new customers at any
17 time in the future.

18 18. The Stipulating Parties recommend and request that the Commission approve the
19 adjustments and provisions described herein as an appropriate and reasonable
20 resolution of this UE 267 docket.

21 19. The Parties agree that this Stipulation is in the public interest.

22 20. The Parties agree that this Stipulation represents a compromise in the positions of the
23 parties. Without the written consent of all parties, evidence of conduct or statements,
24 including but not limited to term sheets or other documents created solely for use in
25 settlement conferences in this docket, are confidential and not admissible in the
26

1 instant or any subsequent proceeding, unless independently discoverable or offered
2 for other purposes allowed under ORS 40.190.

3 21. The Stipulating Parties have negotiated this Stipulation as an integrated document. If
4 the Commission rejects all or any material part of this Stipulation, or adds any
5 material condition to any order that is not consistent with this Stipulation, each
6 Stipulating Party reserves its right to withdraw from the Stipulation, upon written
7 notice to the Commission and the other Parties within five (5) business days of
8 service of the order that rejects this Stipulation, in whole or material part, or adds
9 such material condition. If any Stipulating Party exercises its right to withdraw from
10 the Stipulation, all Stipulating Parties:

- 11 i. reserve the right to recommend that the Commission resolve issues in a
12 different manner than contained in this Stipulation, including but not
13 limited to the recommendations in their reply testimony;
- 14 ii. reserve the right to present evidence and argument on the record in support
15 of the Stipulation and/or different positions, including the right to cross-
16 examine witnesses, introduce evidence as deemed appropriate to respond
17 fully to issues presented, and raise issues that are incorporated in the
18 settlements in this proceeding;
- 19 iii. agree that pursuant to OAR 860-01-0350(9), further hearings should be
20 held to fully address the issues in this case because, by entering into this
21 Stipulation at this stage in the proceedings prior to hearing and legal
22 briefing, the Stipulating Parties have foregone the ability to fully develop
23 and present their individual positions they have agreed to concede for
24 purposes of entering into this Stipulation; and
25
26

1 iv. agree that, pursuant to ORS 756.561 and OAR 860-001-0720, all
2 Stipulating Parties may seek rehearing or reconsideration, or, pursuant to
3 ORS 756.610, to appeal of any Commission order.

4 Nothing in this paragraph provides any Stipulating Party the right to withdraw from
5 this Stipulation as a result of the Commission’s resolution of issues that this
6 Stipulation does not resolve.

7 22. This Stipulation will be offered into the record in this proceeding as evidence
8 pursuant to OAR 860-001-0350(7). The Stipulating Parties agree to support this
9 Stipulation throughout this proceeding and in any appeal, provide witnesses to
10 support this Stipulation, and recommend that the Commission issue an order adopting
11 the settlements contained herein. By entering into this Stipulation, no Stipulating
12 Party shall be deemed to have approved, admitted or consented to the facts,
13 principles, methods or theories employed by any other Stipulating Party in arriving at
14 the terms of this Stipulation. Except as provided in this Stipulation, no Stipulating
15 Party shall be deemed to have agreed that any provision of this Stipulation is
16 appropriate for resolving issues in any other proceeding.

17 23. This Stipulation may be signed in any number of counterparts, each of which will be
18 an original for all purposes, but all of which taken together will constitute one and the
19 same agreement.

20 The Stipulation is entered into by each Stipulating Party on the date entered below.

21
22 PUBLIC UTILITY COMMISSION STAFF

INDUSTRIAL CUSTOMERS OF
NORTHWEST UTILITIES

23
24 Dated: _____

Dated: Oct. 14, 2013

25 By: _____
26 Johanna Riemenschneider

By: Irion Sanger
Irion Sanger

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INDUSTRIAL CUSTOMERS OF
NORTHWEST UTILITIES

23
24 Dated: October 14, 2013

Dated: _____

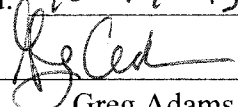
25 By: Johanna Riemenschneider
26 Johanna Riemenschneider

By: _____
Irion Sanger

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NOBLE AMERICAS ENERGY
SOLUTIONS LLC

WAL-MART STORES, INC.

Dated: 10-14-13
By: 
Greg Adams

Dated: _____
By: _____
Sam Roberts

SHELL ENERGY NORTH
AMERICA

CONSTELLATION NEWENERGY, INC.

Dated: _____
By: _____
John Leslie

Dated: _____
By: _____
John Leslie

FRED MEYER STORES INC.
KROGER CO.

NORTHWEST AND
INTERMOUNTAIN POWER
PRODUCERS COALITION

Dated: _____
By: _____
Kurt Boehm

Dated: _____
By: _____
Carl Fink

SAFEWAY INC.

Dated: _____
By: _____
George Waidelich

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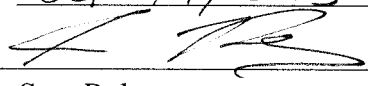
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By: 

Greg Adams

Sam Roberts

SHELL ENERGY NORTH
AMERICA

CONSTELLATION NEWENERGY, INC.

Dated: _____

Dated: _____

By: _____

By: _____

John Leslie

John Leslie

FRED MEYER STORES INC.
KROGER CO.

NORTHWEST AND
INTERMOUNTAIN POWER
PRODUCERS COALITION

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By: _____

Kurt Boehm

Carl Fink

SAFEWAY INC.

Dated: _____

By: _____

George Waidelich

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NOBLE AMERICAS ENERGY
SOLUTIONS LLC

WAL-MART STORES, INC.

Dated: _____

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By: _____

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Greg Adams

Sam Roberts

SHELL ENERGY NORTH
AMERICA

CONSTELLATION NEWENERGY, INC.

Dated: October 14, 2013

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By: 

By: 

John Leslie

John Leslie

FRED MEYER STORES INC.
KROGER CO.

NORTHWEST AND
INTERMOUNTAIN POWER
PRODUCERS COALITION

Dated: _____

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By: _____

By: _____

Kurt Boehm

Carl Fink

SAFEWAY INC.

Dated: _____

By: _____

George Waidelich

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NOBLE AMERICAS ENERGY
SOLUTIONS LLC

WAL-MART STORES, INC.

Dated: _____

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Greg Adams

Sam Roberts

SHELL ENERGY NORTH
AMERICA

CONSTELLATION NEWENERGY, INC.

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By: _____

John Leslie

John Leslie

FRED MEYER STORES INC.
KROGER CO.

NORTHWEST AND
INTERMOUNTAIN POWER
PRODUCERS COALITION

Dated: 10-14-13

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Kurt Boehm

Carl Fink

SAFEWAY INC.

Dated: _____

By: _____

George Waidelich

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NOBLE AMERICAS ENERGY
SOLUTIONS LLC

WAL-MART STORES, INC.

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SHELL ENERGY NORTH
AMERICA

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Dated: _____

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FRED MEYER STORES INC.
KROGER CO.

NORTHWEST AND
INTERMOUNTAIN POWER
PRODUCERS COALITION

Dated: _____

Dated: 10/14/13

By: _____

By: 

Kurt Boehm

Carl Fink

SAFEWAY INC.

Dated: _____

By: _____

George Waidelich

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NOBLE AMERICAS ENERGY
SOLUTIONS LLC

WAL-MART STORES, INC.

Dated: _____

Dated: _____

By: _____

By: _____

Greg Adams

Sam Roberts

SHELL ENERGY NORTH
AMERICA

CONSTELLATION NEWENERGY, INC.

Dated: _____

Dated: _____

By: _____

By: _____

John Leslie

John Leslie

FRED MEYER STORES INC.
KROGER CO.

NORTHWEST AND
INTERMOUNTAIN POWER
PRODUCERS COALITION

Dated: _____

Dated: _____

By: _____

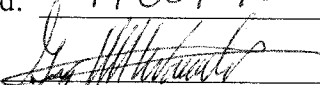
By: _____

Kurt Boehm

Carl Fink

SAFEWAY INC.

Dated: 14 OCT 13


By: 

George Waidelich

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VITESSE LLC

Dated: 10/14/13

By: 
Richard Lorenz

UE-267/PacifiCorp
April 15, 2014
ICNU Data Request 3.1

ICNU Data Request 3.1

Does the Company agree that it periodically modifies the amount of BPA long-term firm Point-to-Point (PTP) capacity that it purchases to service its west system loads?

In responding to this request, please provide a table detailing all such modifications that have occurred from 2009 to the present and provide an explanation of why each change was made.

Response to ICNU Data Request 3.1

Yes, periodic modifications have been made to the amount of Bonneville Power Administration (BPA) long-term firm (LTF) point-to-point (PTP) capacity used to serve west system loads. These changes are, however, localized to the Prineville load pocket and Leaning Juniper II station service load. Please refer to the table below, which provides information regarding the periodic modifications from 2009 to present:

AREF	Start Date	End Date	Description (Prineville Load Service)
76191343	November 11, 2011	November 1, 2016	Additional load.
75842669	July 1, 2012	July 1, 2017	Additional Leaning Juniper II station service.
77810169	March 1, 2013	March 1, 2018	Additional load.
77810173	March 1, 2013	November 1, 2017	Additional load.

UE-267/PacifiCorp
April 15, 2014
ICNU Data Request 3.2

ICNU Data Request 3.2

Does the Company agree that the forecasted level of west system loads serviced by BPA long-term firm PTP impact the amount of PTP capacity it acquires to service those loads? If not, please explain.

Response to ICNU Data Request 3.2

Yes, the amount of forecasted load impacts the amount of Bonneville Power Administration (BPA) long-term firm (LTF) point-to-point (PTP) capacity purchased.

ICNU Data Request 3.5

Assume that the level of west system loads serviced by BPA long-term firm PTP capacity were to become less than the amount of capacity available to the Company to service those loads.

- (a) Does the Company have the option to resell or reassign unused BPA long-term firm PTP capacity to other parties?
- (b) Does the Company have the option to resell or reassign an unused BPA long-term firm PTP capacity right to another party for a period shorter than the full term of Company's right?
- (c) Does the Company have the right to redirect or otherwise change the point of receipt or point of delivery for BPA long-term firm PTP rights?
- (d) Please provide a table summarizing all long-term firm PTP contracts for the west control area that the Company has the option to redirect or reassign and all long-term firm PTP contracts that the Company does not have the option to redirect or reassign.

Response to ICNU Data Request 3.5

- (a) Yes, assuming that there is a market opportunity to resell, reassign or redirect this capacity and that capacity is permanently freed-up.
- (b) See response to ICNU 3.5(a).
- (c) See response to ICNU 3.5(a).
- (d) Please refer to Attachment ICNU 3.5, which provides a list of the Bonneville Power Administration (BPA) long-term firm (LTF) point-to-point (PTP) contracts which include the option to redirect or reassign. The Company does not have any BPA LTF PTP without the option to redirect or reassign.

OASIS #	Expiration	Capacity	POR	POD
72950887	6/30/2014	100	Jones Canyon 230 kV	Midway 230 kV PAC
73359314	10/31/2014	8	Albany 115 kV	Vantage 230 kV MidC-Rem
73359317	10/31/2014	8	Troutdale 230 kV	Vantage 230 kV MidC-Rem
73600930	10/31/2014	88	Woodland 230 kV	Troutdale
73359319	10/31/2014	146	Yamsay 230 kV	Vantage 230 kV MidC-Rem
73359321	10/31/2014	30	Vantage 230 kV MidC-Rem	Albany 115 kV
73359322	10/31/2014	100	Vantage 230 kV MidC-Rem	Troutdale 230 kV
73359325	10/31/2014	85	Vantage 230 kV MidC-Rem	Yamsay 230 kV
75387943	10/31/2014	75	Vantage 230 kV MidC-Rem	Foster 115 kV
75387944	10/31/2014	10	Vantage 230 kV MidC-Rem	Troutdale 230 kV
73359327	10/31/2014	100	Vantage 230 kV MidC-Rem	Reston 230 kV
73518379	10/31/2015	144	Midway (MidC-Rem)	Midway 230 kV PAC
74754673	10/31/2015	6	Midway (MidC-Rem)	Napavine 500 kV Chehalis
73518383	10/31/2015	85	Midway (MidC-Rem)	Outlook 230 kV
73604581	12/31/2015	70	Garrison 500 kV	Buckley 500 kV
74027888	6/30/2016	222	Woodland 230 kV	Troutdale 230 kV
74027903	6/30/2016	18	Woodland 230 kV	Troutdale 230 kV
74636110	8/31/2016	8	Troutdale 230 kV	Woodland Tap 230 kV
76191343	10/31/2016	40	Ponderosa 500 kV	Ponderosa 230 kV
74723497	11/30/2016	21	Redmond 115 kV	Yew Avenue 115 kV
76145322	12/31/2016	137	Troutdale 230 kV	Alvey 500 kV
77810169	2/28/2017	35	Ponderosa 500 kV	Ponderosa 230 kV
76475596/19191196	2/28/2017	38	Rock Creek 230 kV	Vantage 230 kV MidC-Rem
76522087	3/31/2017	75	Midway 230 kV PAC	Wine Country 230 kV
75766088	6/30/2017	1	Troutdale 230 kV	Jones Canyon 230 kV
75819074	6/30/2017	28	Alvey 500 kV	Midway 230 kV MidCR
75846783	6/30/2017	88 CF	Woodland 230 kV	Alvey 230 kV
75841669	6/30/2017	1	Troutdale 230 kV	Jones Canyon 230 kV
76106891	6/30/2017	4	Troutdale 230 kV	Slatt 230 kV
77810173	10/31/2017	5	Ponderosa 500 kV	Ponderosa 230 kV
76182574/79191207	10/31/2017	56	Rock Creek 230 kV	Vantage 230 kV MidC-Rem
76970392	6/30/2018	1	Vantage 230 kV (Mid-C-Rem)	Rock Creek 230 kV

77322753	9/30/2018	1	Troutdale 230 kV	ARLNGTNWIND
77322823	9/30/2018	5	Lion Mtn 230 kV	Hot Springs 230 kV
77322834	9/30/2018	76	Garrison 500 kV	Hot Springs 230 kV
77400411	9/30/2018	10	Townsend	Garrison 500 kV
77424318	11/30/2018	120	Ponderosa 500 kV	Ponderosa 230 kV
77424414	11/30/2018	190	Ponderosa 500 kV	Pilot Butte 230 kV
77424479	11/30/2018	30	Ponderosa 500 kV	Pilot Butte 230 kV
77520585	12/31/2018	2	Troutdale 230 kV	Jones Canyon 230 kV
79131028	12/31/2019	8 CF	Dalreed 230 kV	Troutdale 230 kV
78385466	6/30/2019	100	Jones Canyon 230 kV	Midway 230 kV PAC
78398821	8/31/2019	10	Garrison 500 kV	Hot Springs 230 kV
78720215	10/31/2019	8	Troutdale 230 kV	Vantage 230 kV MidC-Rem
78720311	10/31/2019	8	Albany 115 kV	Vantage 230 kV MidC-Rem
78720424	10/31/2019	30	Vantage 230 kV MidC-Rem	Albany 115 kV
78720451	10/31/2019	146	Yamsay 230 kV	Vantage 230 kV MidC-Rem
78720471	10/31/2019	100	Vantage 230 kV MidC-Rem	Troutdale 230 kV
78720493	10/31/2019	100	Vantage 230 kV MidC-Rem	Reston 230 kV
78720629	10/31/2019	85	Vantage 230 kV MidC-Rem	Yamsay 230 kV
78720634	10/31/2019	75	Vantage 230 kV MidC-Rem	Foster 115 kV
78720640	10/31/2019	10	Vantage 230 kV MidC-Rem	Troutdale 230 kV
78721010	10/31/2019	88	Woodland 230 kV	Troutdale
76116412	9/30/2027	6	Townsend	Garrison 500 kV
72510734	10/31/2033	100	Napavine 500 kV	Troutdale 230 kV - PAC
72513702	10/31/2033	100	Napavine 500 kV	Troutdale 230 kV - PGE
75503469	10/31/2033	250	Napavine 500 kV	Alvey 500 kV
72604325	10/31/2033	80	Napavine 500 kV	Wine Country 230 kV
75503471	10/31/2033	70	Napavine 500 kV	Alvey 500 kV
72604342	10/31/2033	100	Napavine 500 kV	Alvey 230 kV

UE-267/PacifiCorp
 April 15, 2014
 ICNU Data Request 3.8

ICNU Data Request 3.8

Does the Company agree that it has re-directed or otherwise changed the point of receipt or point of delivery for some of its BPA long-term firm PTP transmission rights in the years 2010, 2011, 2012, 2013 or 2014? As part of the response please identify the MW and term (i.e., duration) of the re-direct transaction and whether the duration of the re-direct is for the entire term of the transmission right.

Response to ICNU Data Request 3.8

The Company agrees it has redirected Bonneville Power Administration (BPA) long-term firm (LTF) point-to-point (PTP) transmission rights. Please refer to the table below:

Assign Ref	Start Time	Stop Time	MW Grant	Remaining Term?
72419777	2008-10-01 00:00:00 PD	2013-10-01 00:00:00 PD	1	Yes
72604283	2009-01-01 00:00:00 PS	2033-11-01 00:00:00 PD	250	Yes
72604325	2009-02-01 00:00:00 PS	2033-11-01 00:00:00 PD	80	Yes
72604332	2009-02-01 00:00:00 PS	2033-11-01 00:00:00 PD	70	Yes
72604342	2009-02-01 00:00:00 PS	2033-11-01 00:00:00 PD	100	Yes
73600930	2010-01-01 00:00:00 PS	2014-11-01 00:00:00 PD	88	Yes
74754673	2010-12-01 00:00:00 PS	2015-11-01 00:00:00 PD	6	Yes
75387943	2011-06-01 00:00:00 PD	2014-11-01 00:00:00 PD	75	Yes
75387944	2011-06-01 00:00:00 PD	2014-11-01 00:00:00 PD	10	Yes
75397855	2011-06-01 00:00:00 PD	2033-11-01 00:00:00 PD	100	Yes
75503469	2011-06-01 00:00:00 PD	2033-11-01 00:00:00 PD	250	Yes
75503471	2011-06-01 00:00:00 PD	2033-11-01 00:00:00 PD	70	Yes
76116412	2011-10-01 00:00:00 PD	2027-10-01 00:00:00 PD	10	Yes
76116418	2011-10-01 00:00:00 PD	2013-10-01 00:00:00 PD	6	Yes
77119166	2012-10-01 00:00:00 PD	2017-07-01 00:00:00 PD	88	Yes
79191196	2014-05-01 00:00:00 PD	2017-03-01 00:00:00 PS	38	Yes
79191207	2014-05-01 00:00:00 PD	2017-11-01 00:00:00 PD	56	Yes

UE-267/PacifiCorp
April 15, 2014
ICNU Data Request 3.10

ICNU Data Request 3.10

Admit or deny that if any loads PacifiCorp serves with BPA network transmission rights were reduced by declining loads that PacifiCorp could later use those same BPA network transmission rights to serve growing loads.

Response to ICNU Data Request 3.10

Admit. Network transmission (NT) service is based upon the customers' Network Load, and would therefore be increased to serve growing loads.

UE-267/PacifiCorp
April 15, 2014
ICNU Data Request 3.12

ICNU Data Request 3.12

Does the Company agree that the cost of Network Transmission (NT) service purchased from BPA is based on the Company's Network Load on the hour of Monthly Transmission Peak Load? If not, please explain.

Response to ICNU Data Request 3.12

Agree. Under Bonneville Power Administration's 2014 rate schedule, the "Monthly Billing Factor" is the customer's "Network Load" on the hour of the "Monthly Transmission System Peak Load."

UE-267/PacifiCorp
May 15, 2014
OPUC Data Request 12

OPUC Data Request 12

Assume 50 average megawatts (aMW) of departing direct access load in years 2015 through 2019. What is the projected annual reduction in Oregon's revenue requirement owing to that departure? What portion of the annual reduction is owing to a reduction in Schedule 201 revenues that would have been collected from the departed customers?

Response to OPUC Data Request 12

Oregon's revenue requirement would not be expected to change under the hypothetical posed in the question assuming the departing direct access load was subject to the Company's current and proposed direct access programs. This impact is illustrated in column (f) of Exhibit PAC/402 - Errata, which shows \$0.00 million of shifted costs in the first five years (2015-2019).

Status Report

Oregon Electric Industry Restructuring (July, 2013)

Portfolio Options*	PGE	PP&L
Fixed Renewable	11,285	10,623
Renewable Usage	81,781	28,772
Habitat		4,321
Habitat Rider***	8,474	
Time-of-use	2,599	1,569
Eligible Customers	815,680	555,747*

* Available to residential and small nonresidential customers. Customers may, in certain circumstances, choose more than one option.

** As of January 1, 2012.

*** Habitat Rider is available to existing renewable customers only, and should not be included in calculation of total renewable enrollment numbers.

Direct Access and Standard Offer Service

Certified Electricity Service Suppliers: 4

Registered Electricity Service Aggregators: 8

Nonresidential Customer Choices (based on load):

	Cost of Service	Market Options	Direct Access
PGE	80.4%	5.7%	13.9%
PP&L	98.4%	0.2%	1.4%

This report reflects prior month results.

**Produced by the Oregon Public Utility Commission
Electric Rates and Planning
(503) 378-6917**