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BEFORE THE PUBLIC UTILITY COMMISSION

OF OREGON

UE 169

In the Matter of)	
)	
PACIFICORP, dba PACIFIC POWER & LIGHT)	ORDER
)	
Request for Approval of Tariffs for Energy Profiler Online, an optional service that provides interval meter data and energy use information to customers on a secure Internet website.)	

DISPOSITION: ADVICE NO. 04-010 ALLOWED

On July 23, 2004, PacifiCorp dba Pacific Power & Light (PacifiCorp) filed Advice No. 04-010 with the Public Utility Commission of Oregon, proposing Schedule 271 - Energy Profiler Online to become effective November 10, 2004. A description of Schedule 271 - Energy Profiler Online is included in Staff's Report attached as Appendix A and incorporated by reference.

At its public meeting on November 9, 2004, the Commission adopted Advice No. 04-010 as modified below:

PacifiCorp will provide historical data to third-party providers, to the extent it is collected by the Company in its billing for normal utility services, for an appropriate charge and with the customer's consent.

ORDER

IT IS ORDERED that PacifiCorp dba Pacific Power & Light's Advice No. 04-010 is allowed into effect on November 10, 2004, subject to the conditions set forth in Advice No. 04-010 and the additional condition as set forth in Staff's Report.

Made, entered, and effective _____.

Lee Beyer
Chairman

John Savage
Commissioner

Ray Baum
Commissioner

A party may request rehearing or reconsideration of this order pursuant to ORS 756.561. A request for rehearing or reconsideration must be filed with the Commission within 60 days of the date of service of this order. The request must comply with the requirements in OAR 860-014-0095. A copy of any such request must also be served on each party to the proceeding as provided by OAR 860-013-0070(2). A party may appeal this order to a court pursuant to applicable law.

**PUBLIC UTILITY COMMISSION OF OREGON
STAFF REPORT
PUBLIC MEETING DATE: November 9, 2004**

REGULAR _____ **CONSENT** X **EFFECTIVE DATE** November 10, 2004

DATE: November 2, 2004

TO: Lee Sparling through Marc Hellman and Rebecca Trujillo

FROM: Syed Rezvi and Michael Dougherty

SUBJECT: PACIFIC POWER & LIGHT: (Advice No. 04-010) Tariffs Energy Profiler Online, an optional service that provides interval meter data and energy use information to customers on a secure internet website.

STAFF RECOMMENDATION:

Staff recommends that the Commission approve PacifiCorp's Advice No. 04-010, Schedule 271 – Energy Profiler Online, as filed on October 6, 2004, to become effective November 10, 2004, with the following additional condition:

PacifiCorp will provide historical data to third-party providers, to the extent it is collected by the Company in its billing for normal utility services, for an appropriate charge and with the customers' consent.

DISCUSSION:

On July 23, 2004, PacifiCorp (the Company) filed Advice No. 04-010, Energy Profiler Online, to be effective on September 8, 2004. The Company has submitted three requests for extensions to allow Staff to investigate the issues associated with this filing. Following the Company's responses to Staff's data requests and subsequent meetings regarding terms and conditions, the Company and Staff agreed to tariff the variances to the standard Setup Fee, and to an additional condition, to address Staff concerns regarding the potential for barriers to competitive supply. In particular, Staff wanted to ascertain that third-party providers have appropriate and necessary access.

As described in PacifiCorp's advice letter, the Energy Profiler Online service provides interval meter data to the customer. The Company has represented to Staff that customers have voiced a need for such service. As described by the Company, the interval meter data is recorded at the point of use. It is remotely transmitted to a

receiving system where the data is formatted for use and posted on an internet site where the customer can access that data with a User ID and password. The customer can view and use that information in a number of ways. They can download the raw data or view their energy use in a graphical or table format online. The customer can choose from a variety of presentations and time interval options. The customer can also track their energy use, determine baselines for comparison, see the effects of conservation, and compare energy use between facilities or parts of operations. In addition, Energy Profiler Online has the ability to show estimated billing, peak demand use, and normalization of energy use by production units or square footage. Energy Profiler Online can be used to provide historical comparisons if such data had been previously collected by the Company.

As stated above, Staff had concerns regarding the potential for competitive supply and appropriate third-party provider access. As the utility provider, the Company's Energy Profiler Online service can use historical data it has collected to add base line comparisons. To be able to provide similar historical usage comparisons, a third-party provider must have access to the same data. In discussions with Staff, the Company agreed to provide historical data to third-party providers, to the extent it is collected by the Company in its billing for normal utility services, for an appropriate charge and with the customers' consent.

In addition, the Special Conditions in Advice No. 04-010, as filed on October 6, 2004, and reflecting a resolution of issues between Staff and the Company, are:

1. All services provided under this schedule require a signed contract.
2. All fully distributed costs and revenues associated with the provision of Energy Profiler Online service shall be charged or credited to non-utility accounts.
3. If the Company chooses to use bill inserts to market this service, it will allow other providers of similar services access to provide inserts in the Company's bills under the same prices, terms and conditions that apply to the Company's Energy Profiler Online service.
4. Service under this schedule requires that the appropriate metering (15 minute interval) and communications equipment be in place and functioning. The interval meter remains the property of PacifiCorp. There may be a delay from the time service is ordered until it actually begins due to the installation of necessary equipment.
5. The customer is responsible for provision of the necessary meter communications equipment unless the Company elects to include that equipment as a package with the meter. The communications line is required to be of data-quality and dedicated to the meter. A shared line is not acceptable.

6. In order to receive EPO service, the customer will be required to have certain minimum computer capabilities, generally an ability to access the internet. The Company will provide those specifications on request.
7. The Company will include the following language in bold type on its enrollment form: “Customers do not have to buy Energy Profiler Online to continue to receive safe and reliable electric services from PacifiCorp and a similar product or service may be available from other vendors.”

PROPOSED COMMISSION MOTION:

PacifiCorp’s request for Advice No. 04-010, as filed on October 6, 2004, be allowed to go into effect on November 10, 2004, with the following additional condition:

PacifiCorp will provide historical data to third-party providers, to the extent it is collected by the Company in its billing for normal utility services, for an appropriate charge and with the customers’ consent.

PACIFICORP Advice No. 04-010