

ORDER NO. 04-752

ENTERED DEC 22 2004

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BEFORE THE PUBLIC UTILITY COMMISSION

OF OREGON

UM 1050

In the Matter of)	
)	
PACIFICORP)	ORDER
)	
Request to Initiate an Investigation of)	
Multi-Jurisdictional Issues and Approve an)	
Inter-Jurisdictional Cost Allocation)	
Protocol.)	

DISPOSITION: ISSUE FUND GRANT REQUEST APPROVED

On December 7, 2004, the Industrial Customers of Northwest Utilities (ICNU) filed a Request for Payment of PacifiCorp's Issue Fund Grant with the Public Utility Commission of Oregon (Commission). Section 7.3 of the Intervenor Funding Agreement (IFA), which the Commission adopted in Order No. 03-388, governs the procedures for payment of Issue Fund Grants. To be eligible to receive intervenor funding under the Agreement, an intervenor must become either precertified under section 5.2 of the Agreement or case certified under section 5.3 of the Agreement. ICNU was precertified for Issue Fund Grants in Order No. 03-502.

ICNU asks for \$86,125 from PacifiCorp's Issue Fund. Under section 7.3 of the IFA, the Request for Payment must:

- (1) Itemize the expenses, payees and hourly rates of amount to be reimbursed;
- (2) Demonstrate that the expenses are reasonable and are directly attributable to issues and positions pursued on behalf of a particular customer class and consistent with the intervenor's proposed budget; and
- (3) Provide information sufficient to show that the intervenor has complied with any conditions imposed on the Issue Fund Grant.

We find that ICNU has met the requirements of the IFA, and its request should be approved. *See Appendix A.* Section 7.2 of the IFA provides that the utility shall pay the Issue Fund Grant to the requesting intervenor within 30 days after receipt of Commission directive.

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The IFA also provides that the Commission shall make a determination in each proceeding as to how the participating utilities are to recover the funding grants from the various customer classes. Pursuant to Section 7.7(b), Issue Fund Grants should be allocated so as to fairly align the costs of the advocacy with the intended potential beneficiaries of the advocacy. We have considered the intended beneficiaries, and find that the issue fund expenditures should be allocated to PacifiCorp's industrial customers.

ORDER

IT IS ORDERED that:

1. ICNU has met the requirements of the Intervenor Funding Agreement, and its request is approved.
2. PacifiCorp shall pay \$86,125 from its Issue Fund to ICNU within 30 days after receipt of this Order, and the grant shall be assessed to PacifiCorp's industrial customers.

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.