

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1209

In the Matter of)	
)	
MIDAMERICAN ENERGY HOLDINGS)	ORDER
COMPANY)	
)	
Application for Authorization to Acquire)	
Pacific Power & Light, dba PacifiCorp.)	

DISPOSITION: ISSUE FUND GRANT REQUEST APPROVED

On April 3, 2006, the Citizens' Utility Board (CUB) filed a Request for Payment of PacifiCorp's Issue Fund Grant with the Public Utility Commission of Oregon (Commission). In Order No. 05-1031, the Commission previously approved CUB's budget for \$60,000. CUB now seeks payment of \$39,343.10 for eligible expenses it incurred in this proceeding. CUB explains that it was able to come in under budget for a variety of reasons, including the fact that the case settled and it was able to share the costs of a consultant with the Washington State Public Counsel office for analysis that was common to both jurisdictions.

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. CUB was automatically precertified for Issue Fund Grants under section 5.2(a) of the IFA.

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 CUB has met the requirements of the IFA, and its request should be approved. 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.


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 residential customers.

ORDER


IT IS ORDERED that:

1. The Citizens' Utility Board has met the requirements of the Intervenor Funding Agreement, and its request is approved.
2. PacifiCorp shall pay \$39,343.10 from its Issue Fund to the Citizens' Utility Board within 30 days after receipt of this Order, and the grant shall be assessed to PacifiCorp's residential customers.

Made, entered, and effective APR 13 2006.



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 by filing a petition for review with the Court of Appeals in compliance with ORS 183.480-183.484.