

ORDER NO. 13 365
ENTERED OCT 14 2013

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UE 264

In the Matter of

PACIFICORP, dba PACIFIC POWER

ORDER

2014 Transition Adjustment Mechanism.

DISPOSITION: ISSUE FUND GRANT REQUEST APPROVED

On October 2, 2013, the Industrial Customers of Northwest Utilities (ICNU) filed a Request for Final Payment from the PacifiCorp, dba Pacific Power Issue Fund. Section 7.3 of the Second Amended and Restated Intervenor Funding Agreement (Agreement), adopted by the Commission in Order No. 12-452¹, governs the procedures for payment of Issue Fund Grants. ICNU was precertified to receive Issue Fund Grants on August 21, 2003, in Order No. 03-502.

ICNU requests that the remaining balance of the approved budget from UE 263 be reallocated to its approved grant in this docket, and it asks for a final payment of \$30,248.81 from the Pacific Power Issue Fund. Under the Agreement, 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;
3. Provide information sufficient to show that the intervenor has complied with any conditions imposed on the Issue Fund Grant; and
4. Specify whether the request for payment is for a progress payment or a final payment and indicate whether any approved budget amount may be released back to the applicable Issue Fund.

Also, under the terms of the Agreement, ICNU must establish that it has used in-house resources or outside funding for at least 20 percent of the Eligible Expenses for an Eligible Proceeding. Agreement at 19. Section 6.7 of the Agreement provides that an

¹ Order No. 12-452 was subsequently supplemented by Order No. 13-317 to include Exhibits A, B, and C.

intervenor with approved budgets in multiple dockets may request to reallocate approved amounts between dockets by filing a request in both dockets. The request for reallocation must identify the previously approved budget amounts, identify the proposed budget amounts after reallocation, and explain the purpose for the reallocation. ICNU provided the required documentation in its request.

The Agreement 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. Section 7.7(b) of the Agreement provides that Issue Fund Grants should be allocated so as to fairly align the costs of the advocacy with the intended potential beneficiaries of the advocacy. Agreement at 21. We have considered the intended beneficiaries, and find that the issue fund expenditures should be allocated to Pacific Power's industrial customers.


We find that ICNU has met the requirements of the Agreement, and its request should be approved. Section 7.8 of the Agreement provides that the utility shall pay the Issue Fund Grant to the requesting intervenor within 30 days after receipt of Commission directive.

ORDER

IT IS ORDERED that:

1. The Industrial Customers of Northwest Utilities has met the requirements of the Second Amended and Restated Intervenor Funding Agreement, and its request is approved.
2. PacifiCorp, dba Pacific Power shall pay \$30,248.81 from the Pacific Power Issue Fund to the Industrial Customers of Northwest Utilities within 30 days after receipt of this order, and the grant shall be assessed to Pacific Power's industrial customers.

Made, entered, and effective OCT 14 2013.



Susan K. Ackerman
 Chair



John Sayage
 Commissioner



Stephen M. Bloom
 Commissioner

