ORDER NO. 26-438

ENTERED Nov 10 2026

BEFORE THE PUBLIC UTILITY COMMISSION

OF OREGON

UM 2401

In the Matter of PACIFICORP, dba PACIFIC POWER, Application for Approval of 2026 Inter-Jurisdictional Allocation Protocol.	ORDER

DISPOSITION: PROPOSED BUDGET FOR ISSUE FUND GRANT APPROVED;
ISSUE FUND GRANT REQUEST APPROVED

On October 1, 2026, the Alliance of Western Energy Consumers filed a proposed budget for an issue fund grant in this proceeding. AWEC's proposed budget shows eligible expenses in the amount of $13,012.50 and it seeks an issue fund grant in the amount of $10,410.00 from the 2026 PacifiCorp, dba Pacific Power, Issue Fund. To accommodate its proposed budget, AWEC concurrently filed requests to reallocate $4,052.73 from its 2026 PacifiCorp issue fund grant in docket UE 470 and $6,357.77 from its 2026 PacifiCorp issue fund grant in docket UE 463 to the budget in this proceeding.

AWEC also filed a request for final payment of this issue fund grant on October 1, 2026, conditioned on the approval of its proposed budget. AWEC requests final payment of $10,410.00 from the 2026 PacifiCorp Issue Fund, noting it incurred expenses sufficient to justify the final payment amount in these proceedings, as described in AWEC's confidential Attachment A.

AWEC, as Industrial Customers of Northwest Utilities (ICNU), was precertified to receive Intervenor Funding Grants on August 21, 2003, in Order No. 03-502.[1] The Commission delegated responsibility to sign uncontested orders relating to Intervenor Funding Agreements, including authorizing partial or final payments to the Chief Administrative Law Judge, consistent with Order No. 25-408.[2]

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[1] *In the Matter of Industrial Customers of Northwest Utilities, Request for Intervenor Funding Precertification*, Docket No. UM 1095, Order No. 03-502 (Aug. 21, 2003).
[2] *In the Matter of Public Utility Commission of Oregon, The Delegation of Certain Duties and Powers of the Public Utility Commission of Oregon*, Docket No. CD 27, Order No. 25-408 (Oct. 15, 2025).

The Fifth Amended and Restated Intervenor Funding Agreement (IFA),[3] requires that a proposed issue fund grant budget contain the following information:

1. A statement of the work to be performed;
2. A description of the areas to be investigated;
3. A description of the particular customer class(es) that will benefit from the intervenor's participation;
4. A budget showing estimated attorney, consultant and expert witness fees, which may include the cost for appropriate support staff and operations support; and
5. A representation that the intervenor will use matching funds in the form of either in-house resources or outside funding to account for or pay at least 20 percent of the eligible expenses for which the intervenor is seeking an Issue Fund grant.

The IFA also requires that the proposed issue fund grant budget identify the specific fund accounts from which the intervenor is seeking monies and an estimate of the amount of available funds in that account.

Once a proposed budget is received, the Commission decides whether issue fund grants are available for use based on factors identified in the agreement. The Commission has the authority to accept, deny or partially deny the request, and may place reasonable conditions on the grant. AWEC provided the required documentation in its proposed budget.

Under the Agreement, the Request for Final Payment must:

1. Itemize the expenses, payees and hourly rates of amounts 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.

Further, under the terms of the Agreement, AWEC must establish that it has "used in-house resources or outside funding to account for or pay at least 20% of the Eligible Expenses for the work to be performed in the proceeding for which the intervenor is

[3] *In the Matter of Public Utility Commission of Oregon, Approval of the Fifth Amended and Restated Intervenor Funding Agreement*, Docket No. UM 2264, Order No. 22-506 (Dec. 29, 2022).

seeking an Issue Fund Grant."[4] AWEC provided the required documentation in its request for final payment.

The Agreement provides that the Commission will make a determination in each proceeding as to how the participating utilities are to recover the funding grants from the various customer classes. Under 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.[5] The Commission has considered the intended beneficiaries and finds that the issue fund expenditures should be allocated to PacifiCorp's industrial customers.

In light of the issues being addressed, the complexity of the issues and the significant policy decisions to be made, the Commission finds that AWEC's proposed budget is reasonable and should be approved. The Commission finds that AWEC has met the requirements of the Agreement, and its request for final payment should be approved. Section 7.8 of the Agreement provides that the utility must pay the Issue Fund Grant to the requesting intervenor within 30 days after receipt of the Commission directive.

[4] Order No. 22-506 at Appendix A, 20-21.
[5] *Id*. at Appendix A, 28-29.

ORDER

IT IS ORDERED that:

1. The Alliance of Western Energy Consumers' proposed budget for an issue fund grant is approved.

2. An issue fund grant is approved up to $10,410.00 from the 2026 PacifiCorp Issue Fund.

3. The Alliance of Western Energy Consumers has met the requirements of the Fifth Amended and Restated Intervenor Funding Agreement and its request for final payment is approved.

4. PacifiCorp, dba Pacific Power pay $10,410.00 from its 2026 PacifiCorp Issue Fund to the Alliance of Western Energy Consumers within 30 days after receipt of this Order, and the grant be assessed to PacifiCorp's industrial customers.

Made, entered, and effective Nov 10, 2026.

Alison Lackey
Chief Administrative Law Judge
Administrative Hearings Division