



825 NE Multnomah, Suite 2000  
Portland, Oregon 97232

March 20, 2020

***VIA ELECTRONIC FILING***

Public Utility Commission of Oregon  
201 High Street SE, Suite 100  
Salem, OR 97301-3398

Attn: Filing Center

**RE: UI \_\_\_\_—PacifiCorp Application Requesting Approval for an Affiliate Interest Transaction with Coca-Cola North America**

PacifiCorp d/b/a Pacific Power encloses for filing its Application Requesting Approval of an Affiliate Interest Transaction with Coca-Cola North America.

Confidential information in this application is provided in accordance with OAR 860-001-0070.

PacifiCorp respectfully requests that all data requests regarding this matter be addressed to:

By email (preferred): [datarequest@pacificorp.com](mailto:datarequest@pacificorp.com)

By regular mail: Data Request Response Center  
PacifiCorp  
825 NE Multnomah, Suite 2000  
Portland, OR 97232

Please direct any informal questions concerning this filing to Cathie Allen, Regulatory Affairs Manager, at (503) 813-5934.

Sincerely,



Etta Lockey  
Vice President, Regulation

Enclosures

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

UI \_\_\_\_\_

In the Matter of

PACIFICORP d/b/a PACIFIC POWER

Application for Approval of an Affiliated  
Transaction.

**APPLICATION OF PACIFICORP**

Under ORS 757.495 and in accordance with OAR 860-027-0040, PacifiCorp d/b/a Pacific Power seeks approval from the Public Utility Commission of Oregon (Commission) of an affiliated transaction in which PacifiCorp enters into an agreement with its affiliate Coca-Cola North America (Coca-Cola) for four Freestyle beverage machines. These machines are to be installed in two employee breakrooms which PacifiCorp is constructing at its offices located in Portland, Oregon. As a component of these spaces the *Freestyle* beverage machines will enhance the opportunity for employees to interact with each other apart from the work environment during their breaks and lunches. A verified copy of *The Coca-Cola Freestyle Equipment Agreement* (Agreement), as executed, is included with this application as Confidential Attachment A. PacifiCorp respectfully requests that the Commission approve this transaction with Coca-Cola as an affiliated interest agreement.

**I. BACKGROUND**

PacifiCorp is a wholly-owned indirect subsidiary of Berkshire Hathaway Energy Company (BHE). BHE is a subsidiary of Berkshire Hathaway, Inc. (Berkshire Hathaway). Coca-Cola is also a subsidiary of Berkshire Hathaway. “Affiliated interest,” as defined in ORS 757.015(3), includes every corporation five percent or more of whose voting securities are owned by any corporation or person owning five percent of the voting securities of a

public utility or in any successive chain of ownership of a public utility. Berkshire Hathaway's ownership interest in PacifiCorp through BHE, and ownership interest in Coca-Cola, qualifies the latter as an affiliated interest of PacifiCorp.

An integral design of the two modernized breakrooms planned by PacifiCorp at its Lloyd Center Tower office in Portland, Oregon, are the *Freestyle* beverage dispensing machines. Coca-Cola is the sole-source vendor for these machines. The purpose of constructing these interactive spaces and providing refreshments is to give employees an enhanced experience intended to foster retention of current workers and to attract the best qualified workers; the consequence of which, will ensure PacifiCorp is able to continue to provide safe and reliable electric service to customers. The value of this agreement between PacifiCorp and Coca-Cola for the four *Freestyle* beverage machines during the term specified is \$55,000.00. With this Application, PacifiCorp requests Commission authorization to continue to engage in business transactions with Coca-Cola as described herein.

## **II. COMPLIANCE WITH OAR 860-027-0040 FILING REQUIREMENTS**

### **A. Name and Address**

PacifiCorp's exact name and address of its principal business office are:

PacifiCorp  
825 NE Multnomah Street, Suite 2000  
Portland, Oregon 97232-2152

### **B. Communications and Notices**

All notices and communications pertinent to this Application should be addressed to:

Ajay Kumar  
Senior Attorney  
825 NE Multnomah Street, Suite 2000  
Portland, Oregon 97232-2152  
Telephone: (503) 813-5161  
Email: [ajay.kumar@pacificorp.com](mailto:ajay.kumar@pacificorp.com)

PacifiCorp Oregon Dockets  
825 NE Multnomah Street, Suite 2000  
Portland, Oregon 97232-2152  
Email: [OregonDockets@pacificorp.com](mailto:OregonDockets@pacificorp.com)

Additionally, PacifiCorp respectfully requests that all information requests regarding this matter be addressed to:

By email (**preferred**)      [datarequest@pacificorp.com](mailto:datarequest@pacificorp.com)

By regular mail      Data Request Response Center  
PacifiCorp  
825 NE Multnomah Street, Suite 2000  
Portland Oregon 97232-2152

Informal inquires may also be directed to Jennifer Angell, Regulatory Projects Manager, at (503) 331-4414.

**C. Relationship Between PacifiCorp and Affiliated Interest**

PacifiCorp is a wholly-owned, indirect subsidiary of BHE. BHE is a subsidiary of Berkshire Hathaway, Inc., which owns a 9.34 percent interest in Coca-Cola. Therefore, Coca-Cola is an “affiliated interest” of PacifiCorp as set forth in ORS 757.015(3).

**D. Voting Securities**

PacifiCorp and Coca-Cola do not own voting securities in each other.

**E. Common Officers and Directors**

PacifiCorp and Coca-Cola do not share any officers or directors.

**F. Pecuniary Interest**

No officer or director of PacifiCorp or Coca-Cola is a party to, or has a pecuniary interest in, the contemplated business transaction between PacifiCorp and Coca-Cola.

**G. Description of Goods and Services Provided, Cost(s) Incurred; Market Value; Pricing Methods**

The transaction provides PacifiCorp with beverage dispensing equipment to be integrated in two on-site employee breakrooms. Coca-Cola is the sole vendor. The market value of this affiliate transaction has been calculated to be \$55,000.

**H. Estimate of Amount PacifiCorp will Pay or Collect Annually**

The amount described in Section II.G above will be \$55,000 over the three-year term of the Agreement.

**I. Reasons Relied Upon for Providing the Proposed Services, and Benefits to the Public**

The Agreement is in the public interest because the enhancement to the breakrooms provided through the contract allows PacifiCorp to retain current employees and to attract highly qualified candidates to fill new and open positions. Thus, by continuing to develop a robust work force PacifiCorp is able to provide the communities it serves with safe and reliable electric service. Accordingly, this transaction between Coca-Cola and PacifiCorp is consistent with the public interest.

**J. Description of the Procurement Process**

See Section II.G above.

**K. Relationship of Cost of Provision of Services and Market Value**

As described above, the market value of the transaction is \$55,000.

**L. Contract Between Affiliated Interest and PacifiCorp**

A verified copy of the executed Agreement is included with this application as Confidential Attachment A.

**M. Copy of Board Resolutions**

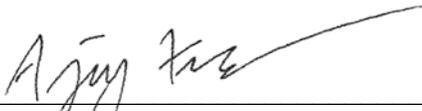
This transaction did not require approval from PacifiCorp's Board of Directors.

**III. PRAYER FOR RELIEF**

PacifiCorp respectfully requests a Commission order (1) finding that the agreement is consistent with the public interest; and (2) approving the agreement as an affiliated interest agreement.

Respectfully submitted this 20<sup>th</sup> day of March, 2020,

By:

  
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Ajay Kumar, OSB No. 183903  
Senior Attorney  
PACIFICORP

**CONFIDENTIAL ATTACHMENT A**

**THE COCA-COLA FREESTYLE EQUIPMENT AGREEMENT**  
(Between Coca-Cola North America and PacifiCorp)

**THIS ATTACHMENT IS CONFIDENTIAL IN ITS  
ENTIRETY AND IS PROVIDED UNDER SEPARATE  
COVER**