

April 3, 2023

VIA ELECTRONIC FILING Public Utility Commission of Oregon Filing Center

P.O. Box 1088

201 High Street S.E., Suite 100 Salem, OR 97308-1088

Re: Docket No. PCN 5 – In the Matter of Idaho Power Company’s Petition for Certificate of Public Convenience and Necessity

Response to Idaho Power’s request for clarification:

Dear Judge Mellgrin:

I provided reference documents to assist in making sure that Idaho Power and other recipients of Data Requests clearly understood the basis for my questions. In spite of that, it appears that there was in multiple instances confusion regarding the basis for my data requests. In the case of Statutes, Rules, or court decisions it has been my understanding that these do not have to be presented as Exhibits nor listed as such in order to reference them in my formal testimony. Please include in your response whether my listing of exhibits submitted for Cross Examination must include all those items that may be determined to support my formal testimony presented after the cross examination.

I appreciate the fact that Idaho Power is bringing this issue before you for purposes of clarification.

Insofar as other exhibits or declarations that Idaho Power is objecting to, I will assure that any which relate to my cross examination questions are clearly identified as exhibits with my requests for cross-examination. Any exhibits that do not apply to cross examination questions will not be listed. I am aware that exhibits and declarations must be noted as exhibits and listed with my April 12, 2023 listing of exhibits and cross examination issues and have intended to do so.

Since the ALJ will be issuing an order regarding the request from Idaho Power, I would appreciate it if the order could include either confirmation or correction of the following:

Idaho Power references interpretations that are based upon Consultants that EFSC paid. In one instance, the referenced consultant provided testimony that

the provided information was not consistent with his recommendation. In another, it appears that the implementation of the recommendations was not consistent with the consultant's report. Can I request cross examination of a person who's report is being referenced?

I understand that the individuals who I am requesting to interview must be identified and the exhibits regarding the issues being explored. If I understood the previous information regarding cross-examination, I will be allowed to present additional documents related to the responses I obtained during Data Requests or to support questions regarding the responses provided during Data Requests.

I also understand that responses to Data Requests can be referenced and included in testimony provided to PUC and included in my upcoming testimony, I also understand that the Cross Examination responses and Exhibits used as part of the Cross Examination Process can be referenced and included in testimony included in the Contested Case and information made available to the PUC following the Contested Case process.

I am not entirely clear whether I am to provide a general statement regarding the topic of my questions, or provide the specific questions which I am requesting responses to. I understand that even if the questions are required, I will be provided an opportunity to ask follow-up questions of individuals I am cross examining as well as those who others have called for cross examination.

I am concerned due to the fact that the document from Idaho Power could be interpreted to require a listing of statutes, rules or court decisions which may be referenced in my formal testimony. Must all statutes, rules and court decisions be identified and listed in the documents submitted on April 12, 2023?

Thank you for considering this request for clarification.

Sincerely,

/s/Greg Larkin

Greg Larkin

DOCKET PCN 5 - CERTIFICATE OF SERVICE

I hereby certify that on April 4, 2023 my response to Idaho Power Company's Letter for Clarification of Larkin DRs was served by USPS First Class Mail to:

John C. Williams

PO Box 1384

La Grande, OR 97850 DATED:

April 4, 2023

/s/ Greg Larkin