

STOP B2H Coalition  
60366 Marvin Rd  
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January 10, 2023

VIA ELECTRONIC FILING  
Public Utility Commission of Oregon  
Attn: Filing Center  
201 High Street SE, Suite 100  
Salem, OR 97301-3398

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

The STOP B2H Coalition objects to Idaho Powers motion for Expedited Consideration of a Modified Protective Order in this docket. STOP has engaged with Idaho Power regarding this motion in several lengthy email exchanges and has expressed its concerns to no avail.

Idaho Power claims the MPO is narrowly crafted. STOP feels the motion is overly broad and gives the company overly broad discretion to decide what categories of future information would qualify as “Highly Confidential Information”. Further, as drafted the Motion such that nobody associated with STOP could ever qualify to view the information that Idaho Power decides is Highly Confidential, nor would STOP ever be allowed to challenge such designation. The Pandora’s Box of allowing the company sole discretion to put anything they deem as highly confidential information without vetting is unacceptable.

Their motion reveals the Pandora’s Box in several locations where it states: 1) “and future discovery that may be requested in this Proceeding (page 1); 2) “With a Modified Protective Order in place, Idaho Power will be able to respond quickly to Staff’s pending discovery request and future discovery requests in this proceeding (page 2); 3) Other Highly Confidential Information may also be requested by parties in discovery during the course of this proceeding. Idaho Power will be able to expedite its response to discovery with a Modified Protective Order in place (page 2).

Idaho Power represents that Commission Staff’s immediate need for a single page one-line diagram of an existing substation is the sole justification for Expediting Idaho Power’s request for an MPO. Our understanding was that there would be a discussion of the staff’s insistence on Idaho Power’s Request for Expedited Consideration with staff and STOP prior to the filing of this Motion by Idaho Power, and that never occurred.

In summary, STOP objects to the Motion as drafted, and further requests that the Judge deny Idaho Power’s request for expedited consideration of the subject Motion, so as to allow time for the parties to reach agreement on the form and substance of the MPO, under the procedures outlined in Rule 860-001-0080.

Submitted by



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