

Davison Van Cleve PC

TEL (503) 241-7242 • FAX (503) 241-8160 • mail@dvclaw.com

Sulte 400
333 SW Taylor
Portland, OR 97204

RECEIVED

MAY 27 2009

May 22, 2009

Via Electronic and U.S. Mail

Public Utility Commission of Oregon
Administrative Hearing Division

Public Utility Commission
Attn: Filing Center
550 Capitol St. NE #215
P.O. Box 2148
Salem OR 97308-2148

Re: In the Matter of PACIFICORP Request for a General Rate Revision
Docket No. UE 210

Dear Filing Center:

Enclosed please find an original Proposed Budget for Issue Fund Grant on behalf of the Industrial Customers of Northwest Utilities in the above-referenced docket.

Thank you for your assistance.

Sincerely,


Allison M. Wils

Enclosures

cc: Service List

BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON

RECEIVED

MAY 27 2009

UE 210

Public Utility Commission of Oregon
Administrative Hearing Division

In the Matter of)
PACIFICORP)
Request for a General Rate Revision)
PROPOSED BUDGET FOR
ISSUE FUND GRANT OF THE
INDUSTRIAL CUSTOMERS OF
NORTHWEST UTILITIES

Pursuant to Section 6.3 of the First Amended and Restated Intervenor Funding Agreement (“IFA”) approved by the Oregon Public Utility Commission (“Commission”) by Order No. 07-564 (December 19, 2007), the Industrial Customers of Northwest Utilities (“ICNU”) files this Proposed Budget in UE 210 (the “Proceeding”) for an Issue Fund Grant in the amount of \$89,720. ICNU proposes that this grant be funded from the PacifiCorp Issue Fund Account. ICNU respectfully requests that the Commission act on this Proposed Budget within fourteen days of receipt, as provided by Section 6.4 of the IFA. The following information is provided in accordance with Section 6.3 of the IFA:

(1) Statement of the work to be performed by ICNU for which ICNU is seeking the Issue Fund Grant:

ICNU has retained Davison Van Cleve, P.C. to represent ICNU in UE 210. In UE 210, PacifiCorp filed an application for its Request for a General Rate Revision. The IFA defines an Eligible Proceeding as “any Commission proceeding that directly affects one or more of the Participating Public Utilities. . . .” IFA, Section 1(c). UE 210 directly affects PacifiCorp, which falls under the definition of “Participating Public Utility” in Section 1(k) of the IFA.

Therefore, UE 210 is an Eligible Proceeding and an Issue Fund Grant may be made for this proceeding under Section 6.1 of the IFA.

ICNU intends to conduct discovery, and attend all clarifying sessions, workshops, settlement conferences and hearings in UE 210. In addition, ICNU intends to sponsor expert witness testimony and prepare briefs as called for by the procedural schedule in this Docket.

(2) Description of the areas to be investigated by ICNU:

ICNU intends to investigate PacifiCorp's proposed Request for a General Rate Revision, including but not limited to issues involving its net power costs, rate spread and rate design, return on equity, general accounting issues, and the prudence of resource acquisitions.

(3) Description of the particular customer class or classes that will benefit from ICNU's participation:

ICNU's participation will directly benefit industrial customers who take service from PacifiCorp. ICNU's investigation regarding the Request for a General Rate Revision should benefit all of PacifiCorp's customers. ICNU has participated in previous PacifiCorp General Rate Case proceedings, including UE 179 (PacifiCorp's most recent Oregon rate case), and PacifiCorp's other recent rate proceedings. Thus, ICNU and its members possess significant interest and expertise with respect to issues regarding PacifiCorp's rates and services.

(4) Identification of the specific Fund account from which ICNU is seeking the Issue Fund Grant:

ICNU is seeking an Issue Fund Grant in the amount of \$89,720. ICNU proposes that the grant amount be allocated from the PacifiCorp Issue Fund Account established under IFA Section 4.2.3. ICNU has been informed that the amount available in the PacifiCorp Issue Fund Account is \$208,440.

(5) Budget showing estimated attorney and consultant fees and expert witness fees:

Attached as Exhibit A are ICNU's estimated attorney and consultant fees in UE 210. ICNU's witness(es) will address PacifiCorp's Request for a General Rate Revision.

(6) Matching Funds

ICNU represents that it will use matching funds in the form of either in-house resources or outside funding to account for or pay at least 20% of the Eligible Expenses for which ICNU is seeking an Issue Fund Grant.

Basis for Request

ICNU respectfully requests that the Commission grant its request for this Issue Fund Grant in the amount of \$89,720 based on the following considerations:

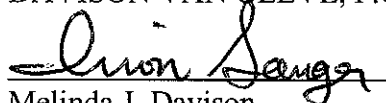
1. In this Docket, PacifiCorp proposes to increase industrial rates by 13.7%. As a result, UE 210 may have a significant and direct impact on PacifiCorp's industrial customers.
2. Although PacifiCorp has increased rates on an annual basis, this is the first recent general rate case since 2006. ICNU needs to thoroughly analyze the costs that PacifiCorp is proposing to recover.
3. ICNU represents the interests of industrial customers and has significant experience participating in Commission proceedings involving rates and rate revisions. ICNU's participation will benefit all PacifiCorp industrial customers.
4. ICNU has been pre-certified under Section 5.1 of the IFA and OAR § 860-017-0050(3) as eligible to receive an Issue Fund Grant by Order No. 03-502, which was entered on August 21, 2003.

Therefore, ICNU respectfully requests that the Commission issue an order granting an Issue Fund Grant in the amount of \$89,720. ICNU prepared the attached budget on the basis of the schedule adopted in the prehearing conference report issued in this Docket on April 21, 2009.

Dated this 22nd day of May, 2009.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.



Melinda J. Davison

Irion Sanger

333 S.W. Taylor, Suite 400

Portland, Oregon 97204

(503) 241-7242 phone

(503) 241-8160 facsimile

ias@dvclaw.com

Of Attorneys for Industrial Customers
of Northwest Utilities

Exhibit A

Proposed Budget of ICNU

UE 210

Exhibit A

ICNU Proposed Budget for Issue Fund Grant

Personnel	Hours	Rate	Cost
<i>Attorney Fees</i>			
Senior Attorney	50	\$225.00	\$11,250
Associate Attorney	140	\$185.00	\$25,900
<i>Expert Witness Fees</i>			
Witness 1 (Discovery, Travel, Testimony, and Hearing regarding Net Power Costs)		\$17,500	\$17,500
Witness 2 (Discovery, Travel, Testimony, and Hearing regarding Rate Spread/Rate Design)		\$25,000	\$25,000
Witness 3 (Discovery, Travel, Testimony, and Hearing regarding ROE (Return on Equity))		\$20,000	\$20,000
Witness 4 (Discovery, Travel, Testimony, and Hearing regarding A&G (pension, labor costs, etc.))		\$10,000	\$10,000
<i>Other Expenses</i>			
Travel			\$2,000.00
Printing and Postage			\$500.00
Subtotal			\$112,150
Less 20% In-House Resources			\$22,430
Total			\$89,720

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing Proposed Budget for Issue Fund Grant on behalf of the Industrial Customers of Northwest Utilities upon the parties, on the service list, by causing the same to be deposited in the U.S. Mail, postage-prepaid, and via electronic mail.

Dated at Portland, Oregon, this 22nd day of May, 2009.

Sincerely,


Allison M. Wils

(W) PACIFIC POWER & LIGHT JORDAN A WHITE JOELLE STEWARD SENIOR COUNSEL 825 NE MULTNOMAH STE 1800 PORTLAND OR 97232 jordan.white@pacificorp.com joelle.steward@pacificorp.com	(W) PACIFICORP OREGON DOCKETS 825 NE MULTNOMAH ST STE 2000 PORTLAND OR 97232 oregondockets@pacificorp.com
(W) MCDOWELL & RACKNER PC KATHERINE A MCDOWELL AMIE JAMIESON 520 SW SIXTH AVE - SUITE 830 PORTLAND OR 97204 katherine@mcd-law.com amie@mcdlaw.com	DEPARTMENT OF JUSTICE JASON W JONES (C) ASSISTANT ATTORNEY 1162 COURT ST NE SALEM OR 97301-4096 jason.w.jones@state.or.us
PUBLIC UTILITY COMMISSION OF OREGON JUDY JOHNSON PO BOX 2148 SALEM OR 97301 judy.johnson@state.or.us	(W) CITIZEN'S UTILITY BOARD OF OREGON G. CATRIONA MCCRACKEN (C) GORDON FEIGHNER ROBERT JENKS (C) 610 SW BROADWAY - STE 308 PORTLAND OR 97205 catriona@oregoncub gordon@oregoncub.org bob@oregoncub.org
CABLE HUSTON BENEDICT ET AL (W) J LAURENCE CABLE RICHARD LORENZ 1001 SW 5TH AVE STE 2000 PORTLAND OR 97204-1136 lcable@chbh.com rlorenz@cablehuston.com	KLAMATH WATER USERS ASSOCIATION (W) GREG ADDINGTON 2455 PATTERSON ST - STE 3 KLAMATH FALLS OR 97603 greg@cvcwireless.net

PORTLAND GENERAL ELECTRIC (W) RANDALL DAHLGREN 121 SW SALMON ST 1WTC 0702 PORTLAND OR 97204 pge.opuc.filings@pgn.com	PORTLAND GENERAL ELECTRIC (W) DOUGLAS C TINGEY 121 SW SALMON 1WTC13 PORTLAND OR 97204 doug.tingey@pgn.com