

# Davison Van Cleve PC

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March 16, 2022

## *Via Electronic Filing*

Public Utility Commission of Oregon  
Attn: Filing Center  
201 High St. SE, Suite 100  
Salem OR 97301

Re: In the Matter of PACIFICORP, dba PACIFIC POWER,  
Request for a General Rate Revision.  
**Docket No. UE 399**

Dear Filing Center:

Please find enclosed the Alliance of Western Energy Consumers' Notice of Intent to Request Issue Fund Grant and Proposed Budget in the above-referenced docket.

Thank you for your assistance. If you have any questions, please do not hesitate to call.

Sincerely,

/s/ Jesse O. Gorsuch  
Jesse O. Gorsuch

Enclosure

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

**UE 399**

In the Matter of	)	NOTICE OF INTENT TO REQUEST
PACIFICORP, dba PACIFIC POWER,	)	ISSUE FUND GRANT and PROPOSED
Request for a General Rate Revision.	)	BUDGET FOR ISSUE FUND GRANT
_____	)	OF THE ALLIANCE OF WESTERN
	)	ENERGY CONSUMERS

The Alliance of Western Energy Consumers (“AWEC”) files this Notice of Intent to Request an Issue Fund Grant in Docket No. UE 399, pursuant to OAR § 860-001-0120 and the Fourth Amended and Restated Intervenor Funding Agreement (“IFA”), approved by the Oregon Public Utility Commission (“Commission”) in Order No. 18-020 (January 17, 2018).

1. On March 1, 2022, PacifiCorp (or the “Company”) filed its request for a general rate revision. The Commission docketed the filing as UE 399.
2. UE 399 is an Eligible Proceeding for Issue Funds under Article 1(c)(i) of the IFA. Accordingly, an Issue Fund Grant may be made for this proceeding under the IFA.
3. As required by Article 6.2 of the IFA, this Notice of Intent is being served on each affected Participating Public Utility, all precertified organizations, and all parties identified on the service list for UE 399.
4. AWEC identifies the PacifiCorp Issue Fund Account as the account from which AWEC intends to request the Issue Fund Grant.

5. AWEC has been precertified under Articles 5.1 and 5.2 of the IFA and OAR § 860-001-0120(3)(b) as eligible to receive an Issue Fund Grant, by Commission Order No. 03-502, which was entered on August 21, 2003.

6. Pursuant to Article 6.3 of the IFA, AWEC files this Proposed Budget in Docket No. UE 399 (the “Proceeding”) for an Issue Fund Grant in the amount of \$27,642.18. If additional PacifiCorp Issue Funds become available, AWEC reserves the right to file an amended proposed budget and request an additional Issue Fund Grant. AWEC respectfully requests that the Commission act on this Proposed Budget within fourteen days of receipt, as provided in Article 6.4 of the IFA. The following information is provided in accordance with Article 6.3 of the IFA:

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

AWEC has retained Davison Van Cleve, P.C. to represent it in UE 399. AWEC will attend all clarifying sessions, workshops, public meetings, oral presentations and hearings in UE 399, and plans to conduct discovery in this proceeding. In addition, AWEC will submit expert witness testimony and briefs as called for by the procedural schedule in this Docket.

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

AWEC intends to investigate numerous aspects of PacifiCorp’s 2022 General Rate Case, including the prudence of PacifiCorp’s new system investments, its wildfire cost recovery mechanism, rate spread and rate design, and other issues. In addition, AWEC will review any other issues raised by PacifiCorp’s filing or by other parties.

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

AWEC's participation will directly benefit industrial customers, as well as all other large non-residential customers of PacifiCorp.

**(4) Identification of the specific Fund account from which AWEC is seeking the Issue Fund Grant and Available Funds:**

AWEC proposes a total budget of \$34,552.72 and is seeking an Issue Fund Grant in the amount of \$27,642.18. AWEC estimates that the amount currently available in the PacifiCorp Issue Fund Account for 2022 is \$118,342.39

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

Attached as Exhibit A is AWEC's proposed budget in UE 399.

**(6) Matching Funds**

As required by Article 6.3(g) of the IFA, AWEC represents that it will use matching fund resources 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 AWEC is seeking an Issue Fund Grant. AWEC's proposed budget assumes a fully litigated case. If the case is settled prior to hearing, actual expenses could be lower.

**Basis for Request**

AWEC respectfully requests that the Commission grant its request for this Issue Fund Grant in the amount of \$27,642.18, based on the following considerations:

1. Any change in PacifiCorp's rates could substantially impact the rates PacifiCorp charges its customers, including AWEC's members, and warrants considerable scrutiny. In addition, the case raises important questions of policy and fact.

2. AWEC represents the interests of large energy consumers and has significant experience participating in Commission proceedings involving the Commission and PacifiCorp. In addition, AWEC has participated in numerous previous cases related to setting rates for PacifiCorp. Thus, AWEC possesses significant interest and expertise with respect to this proceeding. AWEC's participation will benefit all PacifiCorp industrial and large non-residential customers.

3. AWEC has been precertified under Articles 5.1 and 5.2 of the IFA and OAR § 860-001-0120(3)(b), as eligible to receive an Issue Fund Grant, by Commission Order No. 03-502, which was entered on August 21, 2003.

Therefore, AWEC respectfully requests that the Commission issue an order granting an Issue Fund Grant in the amount specified above.

Dated this 16<sup>th</sup> day of March, 2022.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

/s/ Tyler C. Pepple

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Of Attorneys for the

Alliance of Western Energy Consumers

UE 399

Exhibit A

AWEC Proposed Budget for Issue Fund Grant

Personnel	Hours	Rate	Cost
<i>Attorney Fees</i>			
Partner	40	\$310	\$12,400
Of Counsel	37	\$295	\$10,915
Paralegal	15	\$180	\$2,700
<i>Expert Witness Fees</i>			
Expert	28	\$290	\$8,120
<i>Other Expenses</i>			
Travel			\$300
Printing and Postage			\$117.72
Subtotal			\$34,552.72
20% of AWEC Funded Expenditures			\$6,910.54
<b>Total AWEC-PacifiCorp Issue Fund Grant Request</b>			<b>\$27,642.18</b>