

**PUBLIC UTILITY COMMISSION OF OREGON
INTEROFFICE CORRESPONDENCE**

DATE: September 25, 2008

TO: Administrative Hearings Division

FROM: Lisa Schwartz

SUBJECT: UM 1129 Compliance Filing of PacifiCorp pursuant to Order No. 07-360
(Advice No. 07-021)

On November 2, 2007, PacifiCorp filed Advice No. 07-021 with a requested effective date of November 5, 2007, pursuant to Order No. 07-360 (Docket UM 1129). The filing included revised tariff sheets for Schedules 37 and 38 and standard form power purchase agreements for the following PURPA Qualifying Facilities (QFs) up to 10 megawatts: existing QFs, new QFs, off-system QFs and QFs relying on intermittent resources. The Hearings Division advised that the compliance filing was effective immediately.

On January 24, 2008, the Industrial Customers of Northwest Utilities (ICNU) and Weyerhaeuser filed joint comments. The Oregon Department of Energy (ODOE) also reviewed the filing and submitted a comment to staff related to incorporation of a Mechanical Availability Guarantee in the standard contract for intermittent QFs.

Staff performed its own review of the filing and provided comments to PacifiCorp on February 11, 2008, including staff's recommendations related to ICNU/Weyerhaeuser's and ODOE's comments. PacifiCorp provided its response on February 29, 2008.

PacifiCorp submitted a revised filing on June 10, 2008, in response to comments received. The filing included revisions to Schedules 37 and 38 and standard form agreements previously filed. The filing also included a standard agreement for non-firm QFs, which the company inadvertently left out of the original filing. Staff reviewed the non-firm QF agreement and recommended changes to make it compliant with Guideline 5 in Order No. 07-360. PacifiCorp filed a revised non-firm QF standard contract on August 12, 2008.

On September 25, 2008, PacifiCorp amended Schedule 37 and Section 5.2 of the firm QF contracts to clarify that the Firm Electric Market option is available to small QFs throughout the contract term.

I find the revised filings comply with Order No. 07-360 and recommend the Commission accept them.

cc: UM 1129 service list

Interest Type(s): **Parties**

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List: **UM 1129**

OFFICIAL SERVICE LIST

Printed: 9/26/2008

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Interest Type(s): **Parties**

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Labels: 43

CERTIFICATE OF SERVICE

UM 1129

I certify that I have this day served the foregoing document upon all parties of record in this proceeding by delivering a copy in person or by mailing a copy properly addressed with first class postage prepaid, or by electronic mail pursuant to OAR 860-13-0070, to the following parties or attorneys of parties.

Dated at Salem, Oregon, this 26th day of September, 2008.



Kay Barnes
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Regulatory Operations
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