

1 **BEFORE THE PUBLIC UTILITY COMMISSION**  
2 **OF OREGON**

3  
4 LC 50  
5  
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**Idaho Power Company**

**STOP IDAHO POWER’S RENEWED  
MOTION TO SET FIELD HEARING  
IN ONTARIO, OREGON**

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10 Pursuant to OAR 860-013-0031, Stop Idaho Power, intervenor in the above-  
11 captioned proceeding, respectfully renews its motion for an order establishing a field  
12 hearing in this docket in the City of Ontario, Oregon. In support of this Motion, Stop  
13 Idaho Power asserts as follows:

14 1. Stop Idaho Power intervened in the predecessor to this docket, LC-41,  
15 and in that docket submitted over 1000 signatures requesting that a field hearing be  
16 held in Ontario, Oregon.

17 2. Pursuant to that request a field hearing was held in Ontario, Oregon, in  
18 March 2009. However, since that hearing Idaho Power Company (“Idaho Power”)  
19 abandoned its application in that docket and subsequently opened the current docket in  
20 its stead.

21 3. The individuals who requested a field hearing in Ontario in prior  
22 submissions to the Commission generally would request a field hearing in the current  
23 docket as well.

24 4. During the telephone conference call on January 25 there was much  
25 discussion regarding the potential impact of an order acknowledging Idaho Power’s  
26 2009 Integrated Resource Plan (“IRP”). During that discussion the leaders of Stop

1 Idaho Power understood that the effect of an acknowledgment of the IRP would be  
2 minimal if any.

3 5. Following the telephone conference call Stop Idaho Power obtained a  
4 copy of the tape of the conference and reviewed the discussions during the conference  
5 (Stop Idaho Power's leaders and counsel were participating by phone and were not able  
6 to understand and monitor all of the discussions). In addition, Stop Idaho Power  
7 received and reviewed the Department of Justice's submission on February 5 indicating  
8 discomfort with the suggested scope of the LC50 proceedings.

9 6. Since the conference Stop Idaho Power has had an opportunity to review  
10 OAR 345-023-020, which appears to make an the Commission's acknowledgement of  
11 an IRP conclusive on the question of the Energy Facility Siting Council's ("EFSC")  
12 determination of a "need" for the facilities listed in the IRP. See OAR 345-23-0020(2).

13 7. Stop Idaho Power notes that, in order for the Commission's determination  
14 to bind the EFSC, the EFSC's rules require that there be a "full, fair, and open public  
15 participation and comment process . . . [in] which the public has reasonable and timely  
16 access to the decision maker . . . ." in order for the Commission's determination of need  
17 to be valid. *Id.* 345-23-0020(1)(L).

18 8. Stop Idaho Power understands that the Boardman to Hemingway  
19 transmission line ("B2H Line") is only one of many possible resources suggested in  
20 Idaho Power's IRP.

21 9. If a field hearing is held in Ontario, Stop Idaho Power would present in-  
22 person testimony and exhibits on the following specific issues that relate directly to the  
23 need for the B2H Line: (1) That Idaho Power's overall need for power is overstated,  
24 and (2) that Idaho Power has understated the risk of the investment in the B2H Line. In

1 addition, such witnesses would present evidence relating to the overall validity of the  
2 IRP.

3 FOR THE FOREGOING REASONS Stop Idaho Power respectfully requests that  
4 the Commission order that a field hearing be held in Ontario, Oregon, once the current  
5 matter is scheduled for hearings.

6 Respectfully submitted this 10<sup>th</sup> day of February, 2010.

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CERTIFICATE OF SERVICE

I hereby certify that, on February 10, 2010, I served a true and correct copy of Stop Idaho Power's Renewed Motion to Set Field Hearing in Ontario, Oregon in Docket LC50 on the following named persons who have not waived paper service. I have served those who have waived paper service, indicated by "W" in the table below, by email.

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