

BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON

LC 67

In the Matter of
PACIFICORP, dba PACIFIC POWER,
2017 Integrated Resource Plan

SIERRA CLUB'S MOTION TO
SUPPLEMENT THE RECORD WITH
COALITION LETTER REQUESTING
PACIFICORP TRANSPARENCY

In accordance with O.A.R. 860-001-0420, Sierra Club submits this motion to supplement the record to include an August 1, 2018 letter demonstrating coalition support for Sierra Club's Written Objection to PacifiCorp's Confidential Designations filed on July 9, 2018.

In its July 26, 2018 Sur-Reply, PacifiCorp claimed—without any basis—that “not a single stakeholder in any of PacifiCorp's six states has supported Sierra Club's challenge” to PacifiCorp's confidential designations and that “stakeholders have not historically challenged the confidentiality of substantively identical PVRR(d) results.”¹ PacifiCorp relies on these assertions to support its argument that the public interest favors protecting as confidential the Coal Analysis and related documents.²

The August 1, 2018 letter from HEAL Utah, Powder River Basin Resource Council, The Utility Reform Network, and Western Resource Advocates (collectively “the Coalition”) establishes that PacifiCorp's unsupported assertions are patently false. As the letter explains,

¹ PacifiCorp's Sur-reply to Sierra Club's Objection to PacifiCorp's Confidential Designation at 12.

² *Id.* at 10–12.

these groups, throughout PacifiCorp's June 28, 2018 confidential presentation, "voiced concerns with PacifiCorp keeping the Coal Analysis results confidential" because, among other reasons, it prohibited the groups "from sharing the information with others in our organization or our members."³ The undersigned organizations are, and have been, actively engaged in numerous PacifiCorp dockets before public utilities commissions in various states. Thus, contrary to PacifiCorp's unfounded claims, there is broad public support for increased transparency and there is significant public concern over PacifiCorp's decision to shield the Coal Analysis from the public.

Accordingly, Sierra Club respectfully requests that the Commission accept this Motion to Supplement the Record. A complete copy of the August 1, 2018 letter is attached as Exhibit 1 to this motion.

Respectfully submitted this 1st day of August 2018.

/s/ Gloria Smith

Gloria Smith
Managing Attorney
Sierra Club Environmental Law Program
2101 Webster Street, Suite 1300
Oakland, CA 94612
(415) 977-5532
gloria.smith@sierraclub.org

³ Coalition Letter Requesting PacifiCorp Transparency (Aug. 1, 2018) (Exhibit 1).

Exhibit 1



August 1, 2018

Public Utility Commission of Oregon

201 High Street SE, Suite 100

Salem, Oregon 97301-3398

Dear Commissioners:

We the undersigned organizations are longtime stakeholders and intervenors in PacifiCorp dockets in our respective states. We represent our organizations in the company's IRP process, pre-approval dockets and general rate cases, among other matters. All but TURN attended PacifiCorp's June 28, 2018 confidential meeting where the utility provided the results of its Coal Analysis ordered by this Commission in Oregon docket LC 67. Prior to the presentation, each attendee had to sign a non-disclosure agreement or intervene in an Oregon IRP proceeding to enter into a protective order.

During the course of the company's presentation, many of us voiced concerns with PacifiCorp keeping the Coal Analysis results confidential prohibiting us from sharing the information with others in our organization or our members.

Accordingly, we have reviewed the filings in LC 67 and write in support of Sierra Club's objection to PacifiCorp designating as confidential all of the results in its Coal Analysis as depicted in the PowerPoint presentation. Like Sierra Club, we believe PacifiCorp's customers are best served through transparent decision-making and not secrecy. Transparency requires that the public be provided access to information that analyzes whether their utility's coal plants perform economically against other alternatives; opening up this ongoing conversation to a broader audience is the right thing to do.

/s/ Shannon Anderson

Shannon Anderson
Staff Attorney/Organizer
Powder River Basin Resource Council
934 N. Main St.
Sheridan, WY 82801
(307) 672-5809
sanderson@powderriverbasin.org

/s/ Sophie Hayes

Sophie Hayes
Senior Staff Attorney
Western Resource Advocates
150 South 600 East, Suite 2A
Salt Lake City, UT 84102
(801) 487-9911
sophie.hayes@westernresources.org

/s/ Michael Shea

Michael Shea
Executive Director
HEAL Utah
824 South 400 West, Suite B111
Salt Lake City, UT 84101
(801) 355-5055
michael@healutah.org

/s/ Matthew Freedman

Matthew Freedman

Staff Attorney

The Utility Reform Network

785 Market St #1400

San Francisco, CA 94103

(415) 954-8084

matthew@turn.org