

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON
LC 52**

In the Matter of)	
)	PETITION TO INTERVENE OF
PACIFICORP)	SIERRA CLUB
)	
2011 Integrated Resource Plan.)	
_____)	

Pursuant to ORS § 756.525 and OAR § 860-001-0300(2), the Sierra Club petitions the Public Utility Commission of Oregon (“OPUC” or the “Commission”) to intervene in this proceeding with full party status as described in OAR § 860-001-0010(7).

1. Sierra Club is represented in this proceeding by Gloria D. Smith. All documents relating to these proceedings should be served on Sierra Club and its experts at the following addresses.

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2. The Sierra Club, founded in 1892, is the nation’s oldest non-profit, grass-roots environmental organization. The Oregon Chapter of the Sierra Club is a non-profit member supported, public interest organization that promotes conservation of the Oregon natural environment by influencing public policy decisions—legislative, administrative, legal, and electoral. The Oregon Sierra Club

has more than 20,000 members in the state. The Sierra Club's 1.3 million members nationwide are dedicated to the protection and preservation of the natural and human environment, including protecting public health. The Sierra Club's most important current priority is to advance smart, clean energy solutions that address the critical problems of global warming, air pollution, and our nation's dependence on fossil fuels.

BASIS FOR SIERRA CLUB INTERVENTION

3. Sierra Club has a substantial interest in this docket. Its members seek to advance energy development and resource procurement policies in Oregon that recognize the benefits of appropriately-sited, low-emission electricity generating resources for Oregon's economy and the health and well being of its citizens and natural environment. Sierra Club is concerned that aspects of PacifiCorp's Integrated Resource Plan ("IRP") would increase pollution - including emissions of greenhouse gases - into the atmosphere, thus exacerbating the environmental and human health impacts already harming their members' interests. Petitioners' members in Oregon seek to promote clean energy alternatives to fossil fuels, such as wind, solar, and geothermal energy, so as to protect public health, Oregon's unique ecosystems.

4. More specifically, Sierra Club members in the PacifiCorp service territory have a direct and substantial interest in this proceeding because according to the IRP, the company has made significant expenditures on pollution control equipment for its aging coal fleet. There is evidence that these capital investments may have been premature, calling into question whether such expenditures were prudent in the first place and in the best interest of ratepayers.

5. PacifiCorp has invested in hundreds of millions of dollars on capital improvements in anticipation of a final federal Clean Air Act rule to control regional haze. Yet, Utah and Wyoming have no final regional haze rules, thus the company does not know whether its retrofit work will, in the end, constitute best available retrofit technology ("BART"). Should the final regional haze rules include

additional retrofit work, such as the commonly required selective catalytic reduction (“SCR”), the company will have to request approval to expend additional ratepayer resources to make its power plants compliant. In addition, the company’s coal plants will be subject to additional compliance requirements once EPA finalizes rules to control hazardous air pollutants; cooling water regulations for existing plants; rules regulating coal combustion waste; and revisions to the National Ambient Air Quality Standards.

GOOD CAUSE FOR LATE-INTERVENTION

6. Sierra Club recognizes it is requesting to intervene out of time. However, we are very familiar with the central issues presented here. Sierra Club participated extensively in the Company’s IRP process over the last year; thus, Sierra Club and its experts are very familiar with the IRP’s components. In addition, Sierra Club is a party to and litigated the recent Rocky Mountain Power general rate case in Utah.

7. Sierra Club’s extensive preparation for and involvement in the initial IRP process and the Utah rate case resulted in a temporary shortage of resources to participate in this docket. However, with the conclusion of those efforts, we can fully turn our attention to Oregon’s consideration of the IRP. Importantly, granting Sierra Club party status will not prejudice any other party in this proceeding, nor will Sierra Club seek to broaden the issues or in any way change the docket or schedule. Sierra Club will not file any motions or otherwise seek any extensions or delays of deadlines that could affect the schedule of this proceeding and commits to working with the other parties to minimize impacts to resources and time. Given the substantial interest Sierra Club has in this proceeding, and the fact that **it will have no trouble filing comments by the August 25, 2011 deadline**, Sierra Club respectfully requests that the Commission grant this request. If the Commission grants intervention, Sierra Club commits to being a constructive and solution-oriented party throughout this proceeding.

For the foregoing reasons, Sierra Club respectfully requests that the Commission grant its petition to intervene in this proceeding, and allow Sierra Club to participate as a party.

Dated: August 10, 2011

Respectfully submitted,

/s/

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CERTIFICATE OF SERVICE

I hereby certify that on this 10th day of August, 2011, I caused to be served the foregoing PETITION TO INTERVENE OF SIERRA CLUB on all party representatives on the official service list for this proceeding via electronic mail.

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Dated this 10th day of August, 2011 at San Francisco, CA.

/s/

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