

To Oregon Public Utilities Commission

January 5, 2026

From: Irene Gilbert

Subject; UI 531 Request to sell PacifiCorp's interest in the B2H transmission line

On December 8, 2025, I submitted comments to the commission indicating my intent to participate in the Oregon Public Utility Commission processing of the PacifiCorp Case No. UI 531 once PacifiCorp provided a more complete application for review and comment.

No additional information has been provided upon which to provide specific comments and/or objections to the planned sale of over 50% of a transmission line to an LLC which is not a Public Utility.

The PUC issued a Certificate of Public Convenience and Necessity for the B2H project based upon the fact that it would be constructed and operated by public utilities and that it would be necessary or useful in the performance of the public utility's duties to the public.

The sale of over 50% of the project and transfer of control over the majority interest in the project to a non-utility is a change that removes any basis for the Condemnation of private property. It removes the basis for denial of the petitions to revoke the CPCN due to the long-term promises that the utility would pursue future use of the project to serve the public interests upon which the original CPCN and Site Certificate were issued. The special purpose entity is not a utility in the business of constructing or operating transmission lines. It was created specifically to provide a barrier between PacifiCorp's financial mismanagement of their existing infrastructure and resulting financial obligations and it is not controlled by Oregon laws regarding Public Utilities. The PUC and Oregon lacks statutes or rules which address the long-term impacts of the kind of sale proposed by PacifiCorp which will undermine existing laws and statutes regarding the construction and use of utility lines by public utilities. For example, the SPE cannot obtain a CPCN nor does it have the right to condemn private property for

the construction of the transmission line, they are not under the same controls as a public utility related to cost controls and future uses of the transmission line. It negates all previous Commission decisions regarding it being a least cost, least risk method of serving the public interest. Further, any arguments regarding the use of the B2H transmission line as stated on Page 2 of the Application will only be in place for the duration of the lease agreement with PacifiCorp which can be cancelled at any time. Please note that the application, Page 2, paragraph 2 continues to provide false information regarding the use of the transmission line as has been documented during the challenge to the CPCN due to previous changes by PacifiCorp. It will not be providing 1,000 megawatts of reliable power in each direction, there is no assurance that the power being sold and transmitted by the Special Purpose Entity will be affordable or help other utilities meet customer demand, and the intended single direction of the 55% use of the line will not provide an interconnection between East and West due to the designated use of the line to serve a single entity.

The PUC has a responsibility to the public to refuse to allow the B2H transmission line to be sold to an “affiliated interest” which will have long-term control over 55% of the transmission line, but lacks previous involvement and experience regarding requirements that it serve a public interest and need. **The requested sale subjects the public and property owners who have had their land condemned through PUC approval of the CPCN to a contract that is not fair and reasonable in its terms and one which is contrary to the public interest.**

The SPE was created to remove B2H from requirements of public utilities to benefit a conglomerate which has only a limited investment in serving the public interest.

I am requesting that I be allowed to participate in any future actions regarding this proposed change as a representative of the public interest and myself as an individual once there is an application to be considered.

Thank you very much.

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