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2009 MAY 11 PM 4:50

IDAHO PUBLIC
UTILITIES COMMISSION

Chas. F. McDevitt
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May 11, 2009

Via Hand Delivery

Jean Jewell, Secretary
Idaho Public Utilities Commission
472 W. Washington St.
Boise, Idaho 83720

Re: Sagebrush Energy LLC
Case No. AVU-E-09-04

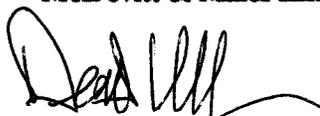
Dear Ms. Jewell:

Enclosed for filing in the above matter, please find the original and seven copies of a Petition to Intervene of Sagebrush Energy LLC.

Kindly return a file stamped copy to me.

Very Truly Yours,

McDevitt & Miller LLP



Dean J. Miller

DJM/hh
Enclosures

ORIGINAL

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IDAHO PUBLIC
UTILITIES COMMISSION

Attorney for *Sagebrush Energy LLC*

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF A PETITION
FILED BY AVISTA CORPORATION
FOR AN ORDER DETERMINING THE
OWNERSHIP OF THE
ENVIRONMENTAL ATTRIBUTES
("RECS") ASSOCIATED WITH A
QUALIFYING FACILITY UPON
PURCHASE BY A UTILITY OF THE
ENERGY PRODUCED BY A
QUALIFYING FACILITY

CASE NO. AVU-E-09-04

**PETITION TO INTERVENE OF
SAGEBRUSH ENERGY LLC**

COMES NOW Sagebrush Energy LLC (Sagebrush) and, pursuant to RP 71-75,
Petitions to Intervene in the above matter and in support thereof respectfully shows as
follows, to wit:

I.

Sagebrush is a limited liability company organized and existing under the laws of
the State of Wyoming and having its principle place of business at 25 South Willow
Street, Jackson Wyoming.

II.

Sagebrush is an independent renewable energy company that is working across the Intermountain West to develop wind projects that are sensitive to the concerns of local communities.

III.

Sagebrush will be represented in this proceeding by, and all pleadings, papers, notices, orders and discovery documents should be served upon:

Dean J. Miller
McDEVITT & MILLER LLP
P.O. BOX 2564-83701
Boise, Idaho 83702
Phone : (208)-343-7500
Fax : (208)-336-6912
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And

Benjamine Ellis
Vice President
20 Willow Street
Jackson Wyoming 83001
ben.ellis@sagebrushenergy.net

IV.

Sagebrush is in the process of developing an electric power wind generating facility, known as the Norris Hill Project, located in Madison County, Montana. The Norris Hill Project is a Qualifying Facility within the meaning of the Public Utilities Regulatory Practices Act.

V.

Since February 5, 2009, Sagebrush has been actively engaged in contract negotiations with the Petitioner, Avista Corporation, for the execution of a long term purchase power agreement.

VI.

If the Commission were to grant the relief requested by Petitioner, Avista Corporation, the Norris Hill project would likely be rendered non-viable from a financial point of view.

VII.

Based on the foregoing, Sagebrush has a direct and substantial interest in this proceeding, which interest is not adequately represented by other parties.

VIII.

Participation by Sagebrush in this proceeding will not unduly broaden the issues in the proceeding or cause undue delay.

WHEREFORE Sagebrush respectfully requests that this Petition be granted and that Sagebrush be granted full rights as a party including participating in discovery, filing testimony, appearing at hearings and cross examination of witnesses.

DATED this 11 day of May, 2009.

SAGEBRUSH ENERGY LLC

By: _____

Dean J. Miller

Attorney for *Sagebrush Energy LLC*

CERTIFICATE OF SERVICE

I hereby certify that on the 11th day of May, 2009, I caused to be served, via the method(s) indicated below, true and correct copies of the foregoing document, upon:

Jean Jewell, Secretary
Idaho Public Utilities Commission
472 West Washington Street
P.O. Box 83720
Boise, ID 83720-0074
jjewell@puc.state.id.us

Hand Delivered
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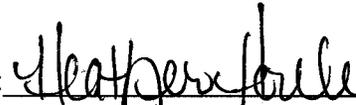
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