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IDAHO PUBLIC UTILITIES COMMISSION

Ted S. Sorenson, P.E.
Birch Power Company
5203 South 11th East
Idaho Falls, Idaho 83404
Telephone: (208) 522-8069
Fax: (208) 522-8223
ted@tsorenson.net

BEFORE THE

IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE JOINT PETITION)	
OF IDAHO POWER COMPANY, AVISTA)	CASE NO. GNR-E-10-04
CORPORATION, AND ROCKY MOUNTAIN)	
POWER TO ADDRESS AVOIDED COST)	PETITION OT INTERVENE
ISSUES AND JOINT MOTION TO ADJUST)	OF BIRCH POWER
THE PUBLISHED AVOIDED COST RATE)	COMPANY
ELIGIBILITY CAP.)	

COMES NOW, Birch Power Company hereinafter referred to as "Intervenor," or the "Company," and pursuant to this Commission's Rules of Procedure, Rule 71 IDA)A 31.01.01.71 hereby petitions the Commission for leave to intervene herein and to appear and participate herein as a party, and as grounds therefore states as follows:

- 1. The name and address of this Intervenor is:

Ted S. Sorenson, P.E.
Birch Power Company
5203 South 11th East
Idaho Falls, Idaho 83404
Telephone: (208) 522-8069
Fax: (208) 522-8223
ted@tsorenson.net

Copies of all pleadings, production requests, production responses, Commission orders and other documents should be provided to Ted S. Sorenson as noted above.

2. This Intervenor, the Birch Power Company is an independent power producer operating 5 small hydropower plants. The purpose of Birch Power Company is to represent the interest of its power plants and others in the state who operate small hydropower plants or who are planning to build small hydro power plants. We utilize the Public Utility Regulatory Policies Act of 1978 ("PURPA") as one means of securing power purchase agreements for the sale of the output of their projects to electric utilities in Idaho.

3. This Intervenor intends to participate herein as a party, and if necessary, to introduce evidence, cross-examine witnesses, call and examine witnesses, and be heard in argument. The nature and quality of evidence which this Intervenor will introduce is dependent upon the nature and effect of other evidence in this proceeding.

4. Without the opportunity to intervene herein, this Intervenor would be without any means of participation in this proceeding which may have a material impact on its members; ability to enter into PURPA contracts in the State of Idaho.

5. Granting this Intervenor's petition to intervene will not unduly broaden the issues nor will it prejudice any party to this case.

WHEREFORE, Birch Power Company respectfully requests that this Commission grant its Petition to Intervene in these proceedings and to appear and participate in all matters as may be necessary and appropriate; and to present evidence, call and examine witnesses, present argument, and to otherwise fully participate in these proceedings.

DATED this 16th day of December, 2010

BIRCH POWER COMPANY



Ted S Sorenson P E

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 16th day of December 2010, a true and correct copy of the within and foregoing PETITION TO INTERVENE BY the BIRCH POWER COMPANY was served by ELECTRONIC MAIL and US MAIL, to:

Donovan E. Walker
Lisa Nordstrom
Idaho Power company
1221 West Idaho Street
Boise ID 83707-0070
dwalker@idahopower.com
lnordstrom@idahopower.com

Daniel E. Solander
Rocky Mountain Power
201 South main
Salt Lake City, UT 84111
Daniel.solander@pacificorp.com

Michael G. Andrea
Avista Corporation
1411 East mission Avenue - MSC -23
Spokane WA 99202
Michael.andrea@avistacorp.com

Jean Jewell
Commission Secretary
Idaho Power Utilities Commission
472 West Washington
Boise ID 83702
Jean.jewell@puc.idaho.gov


Ted S. Sorenson