

# WILLIAMS · BRADBURY

A T T O R N E Y S A T L A W

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November 10, 2010

IDAHO PUBLIC  
UTILITIES COMMISSION

Ms. Jean Jewell  
Commission Secretary  
Idaho Public Utilities Commission  
472 W. Washington  
Boise, ID 83702

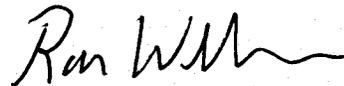
Re: GNR-E-10-04

Dear Ms. Jewell:

Please find enclosed an original and seven copies of the Petition of Cedar Creek Wind, LLC for Leave to Intervene for filing in the above referenced case.

Thank you for your assistance in this matter. Please feel free to give me a call should you have any questions.

Sincerely,



Ronald L. Williams

RLW/jr  
Enclosures

Ronald L. Williams, ISB No. 3034  
Williams Bradbury, P.C.  
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IDAHO PUBLIC  
UTILITIES COMMISSION

Attorneys for Cedar Creek Wind, LLC

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

IN THE MATTER OF THE JOINT )	Case No. GNR-E-10-04
PETITION OF IDAHO POWER COMPANY,) )	
AVISTA CORPORATION, AND ROCKY )	PETITION OF
MOUNTAIN POWER TO ADDRESS )	CEDAR CREEK WIND, LLC
AVOIDED COST ISSUES AND JOINT )	FOR LEAVE TO INTERVENE
MOTION TO ADJUST THE PUBLISHED )	
<u>AVOIDED COST RATE ELIGIBILITY CAP )</u>	

Pursuant to Rule 71 of the Idaho Public Utilities Commission's Rules of Practice and Procedure, IDAPA 31.01.01.71, Cedar Creek Wind, LLC ("Cedar Creek Wind") petitions the Idaho Public Utilities Commission (the "Commission") for leave to intervene. In support of this Petition, Cedar Creek Wind states as follows:

1. The name and address of Cedar Creek Wind is:

Cedar Creek Wind, LLC  
c/o Scott Montgomery  
668 Rockwood Drive  
North Salt Lake, Utah 84054

2. Cedar Creek Wind will be represented in this proceeding by Williams Bradbury, P.C. All documents relating to these proceedings should be served on the following persons, on behalf of Cedar Creek Wind:

Ronald L. Williams  
Williams Bradbury, P.C.  
1015 W. Hays St.  
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[ron@williamsbradbury.com](mailto:ron@williamsbradbury.com)

Scott Montgomery  
President, Cedar Creek Wind, LLC  
668 Rockwood Drive  
North Salt Lake, Utah 84054  
801-556-5153  
[scott@westernenergy.us](mailto:scott@westernenergy.us)

Dana Zentz  
Vice President, Summit Power Group, Inc.  
2006 E. Westminster  
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509-448-7589  
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3. Cedar Creek Wind is a Delaware Limited Liability Company, duly formed and registered to do business in Idaho and actively engaged in development of the Cedar Creek Wind Project in Bingham County, Idaho. Cedar Creek Wind has been, since late 2009, in active negotiations with PacifiCorp/Rocky Mountain Power (“RMP”) for the sale of wind power from PURPA<sup>1</sup> Qualifying Facilities owned by Cedar Creek Wind. The Joint Petition will have a direct impact on Cedar Creek Wind and a potentially chilling and substantial affect on its ability to finalize power purchase terms and conditions with RMP.

4. Cedar Creek Wind has a direct and substantial interest in this proceeding that will not be adequately represented by any other party, and may be affected by any Commission determination made in connection with these proceedings. Cedar Creek Wind

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<sup>1</sup> The Public Utilities Regulatory Policy Act of 1978.

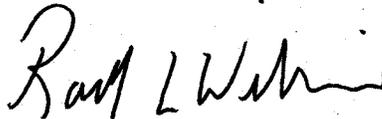
intends to participate as a party in these proceedings and, if necessary, introduce evidence, cross-examine witnesses, call and examine witnesses and be heard in argument.

5. Without the opportunity to intervene herein, Cedar Creek Wind would be without a manner or means of participating in the lawful determination of issues presented in the Joint Petition and which will have a material impact on Cedar Creek Wind. Granting this petition to intervene will not unduly broaden the issues nor prejudice any party in this case.

WHEREFORE, Cedar Creek Wind respectfully requests that the Commission grant its petition to intervene with full party status in this proceeding and to appear and participate in all matters as may be necessary and appropriate; and to present evidence, call and examine witnesses, cross-examine witnesses, present argument, and to otherwise fully participate in the proceedings.

Dated this 10<sup>th</sup> day of November, 2010.

Respectfully submitted,



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Ronald L. Williams  
Williams Bradbury, P.C.  
1015 W. Hays St.  
Boise ID, 83702  
Telephone: 208-344-6633  
ron@williamsbradbury.com  
of Attorneys for Cedar Creek Wind, LLC

**CERTIFICATE OF MAILING**

I HEREBY CERTIFY that on this 10<sup>th</sup> day of November, 2010, I caused to be served a true and correct copy of the foregoing document upon the following individuals in the manner indicated below:

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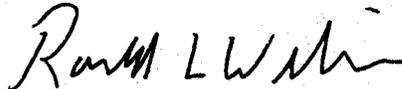
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Ronald L. Williams