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Tel: 208-938-7900 Fax: 208-938-7904

P.O. Box 7218 Boise, ID 83707 - 515 N. 27th St. Boise, ID 83702

May 17, 2006

Ms. Jean Jewell Commission Secretary Idaho Public Utilities Commission P O Box 83720 Boise ID 83720-0074

RE: Case No.IPC-E-06-09

Dear Ms. Jewell:

Enclosed please find an original and seven (7) copies of the **PETITION TO INTERVENE OF THE INDUSTRIAL CUSTOMERS OF IDAHO POWER TO IDAHO POWER COMPANY** in the above case.

I have also enclosed an extra copy to be service-dated and returned to us for our files. Thank you.

Sincerely,

Nina Curtis

Administrative Assistant

encl.

Peter J. Richardson ISB No. 3195 Richardson & O'Leary 515 N. 27<sup>th</sup> Street P.O. Box 7218 Boise, Idaho 83702

Telephone: (208) 938-7901 Tel

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peter@richardsonandoleary.com

Attorneys for the Industrial Customers of Idaho Power

ALLINES CONTRESION

## **BEFORE THE**

## IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF IDAHO POWER COMPANY'S APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR THE EVANDER ANDREWS POWER PLANT

CASE NO. IPC-E-06-9

PETITION TO INTERVENE OF THE INDUSTRIAL CUSTOMERS OF IDAHO POWER

COMES NOW, The Industrial Customers of Idaho Power, hereinafter referred to as "Intervenor," and pursuant to that Notice of Application and Notice of Intervention Deadline issued on May 9, 2006 and this Commission's Rules of Procedure, Rule 71 IDAPA 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:

Industrial Customers of Idaho Power c/o Peter J. Richardson Richardson & O'Leary 515 N. 27<sup>th</sup> St P.O. Box 7218 Boise, Idaho 83702 Telephone: (208) 938-7901 Fax: (208) 938-7904

peter@richardsonandoleary.com

Copies of all pleadings, production requests, production responses, Commission orders and other documents should be provided to Peter J. Richardson as noted above and to:

Dr. Don Reading 6070 Hill Road Boise, Idaho 83703 (208) 342-1700 Tel (208) 383-0401 Fax dreading@mindspring.com

- 2. This Intervenor, the Industrial Customers of Idaho Power, ("ICIP") is an unincorporated association of Schedule 19 customers of Idaho Power. All ICIP members receive electric utility services from Idaho Power Company. The ICIP claims a direct and substantial interest in this proceeding in that their rates for service from Idaho Power Company may be affected by the outcome of this proceeding.
- 3. This Intervenor, in its capacity as a representative of industrial customers 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.
- 5. 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 electric rates and terms and conditions of service.

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

WHEREFORE, the Industrial Customers of Idaho Power 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 17<sup>th</sup> day of May 2006.

Richardson & O'Leary, LLP

Peter J. Richardson

Industrial Customers of Idaho Power

## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 17<sup>th</sup> day of May, a true and correct copy of the within and foregoing PETITION TO INTERVENE BY THE INDUSTRIAL CUSTOMERS OF IDAHO POWER, was served by U.S. Mail, postage prepaid, to:

Barton Kline Monica Moen Idaho Power Company PO Box 70 Boise, Idaho 80707-0070 Ronald L. Williams Williams Bradbury, PC P.O. Box 2128 Boise, Idaho 83701 ron@williamsbradbury.com

Robert D. Looper President, Mountain View Power, Inc. 1015 W. Hays Street Boise, Idaho 83702 rlooper@spellc.com

And hand-delivered to:

Jean Jewell Commission Secretary Idaho Public Utilities Commission 472 West Washington Boise, Idaho 83702

usa Centis

Nina Curtis

Administrative Assistant