

RECEIVED

2006 SEP 25 PM 2: 25

IDAHO PUBLIC
UTILITIES COMMISSION

Peter Richardson
ISB 3195
Richardson & O’Leary
515 N. 27th Street
P.O. Box 7218
Boise, Idaho 83702
Telephone: (208) 938-7901 Tel
Fax: (208) 938-7904 Fax
peter@richardsonandoleary.com
Attorneys for the Industrial Customers of Idaho Power

BEFORE THE

IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF IDAHO POWER)	
COMPANY’S APPLICATION FOR A)	CASE NO. IPC-E-06-9
CERTIFICATE OF PUBLIC CONVENIENCE)	
AND NECESSITY FOR THE EVANDER)	INDUSTRIAL CUSTOMERS OF
ANDREWS POWER PLANT)	IDAHO POWER MOTION FOR
)	EXPEDITIOUS PROCEDURAL
)	RELIEF TO COMPEL RESPONSE TO
)	REQUESTS FOR PRODUCTION

COMES NOW, The Industrial Customers of Idaho Power, hereinafter referred to as the “ICIP,” and pursuant to Rule 256.03 and hereby moves this Commission for expeditious procedural relief to compel Idaho Power Company (“Idaho Power”) to fully and completely respond to the Confidential Third Production Request of the Industrial Customers, Nos. 49, 50, 51, 52, and 53.

Idaho Power filed answers to the above referenced production requests on September 12, 2006 taking the full 28 days allowed under Commission Rule 225.03. However its answer is actually an objection based on the alleged confidential nature of the requested information. Because the production requests that Idaho Power has refused to answer are confidential and were filed on yellow paper pursuant to a confidentially

agreement executed between the Commission Staff, Idaho Power and the ICIP, this motion will not address the specific information requested because doing so will violate that confidentiality agreement. Idaho Power and the ICIP have agreed to waive briefing this issue and request an in camera oral argument be scheduled as soon as possible.

DATED this 22nd day of September 2006.

Richardson & O'Leary, LLP

By 
Peter J. Richardson
Industrial Customers of Idaho
Power

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 22nd day of September 2006, a true and correct copy of the within and foregoing PETITION TO INTERVENE BY THE INDUSTRIAL CUSTOMERS OF IDAHO POWER, was served by tele-fax to:

Barton Kline
Monica Moen
Idaho Power Company
PO Box 70
Boise, Idaho 80707-0070
Via telefax (208) 388-6936

Jean Jewell
Commission Secretary
Idaho Public Utilities Commission
472 West Washington
Boise, Idaho 83702
Via telefax (208) 334-3762


Peter Richardson