

## DECISION MEMORANDUM

**TO:** COMMISSIONER KJELLANDER  
COMMISSIONER SMITH  
COMMISSIONER HANSEN  
COMMISSION SECRETARY  
COMMISSION STAFF  
LEGAL

**FROM:** DONOVAN E. WALKER

**DATE:** JULY 20, 2006

**SUBJECT:** IDAHO POWER'S APPLICATION FOR A CERTIFICATE OF PUBLIC  
CONVENIENCE AND NECESSITY FOR THE EVANDER ANDREWS  
POWER PLANT – CASE NO. IPC-E-06-9

On April 14, 2006, Idaho Power Company filed an Application with the Commission seeking a Certificate of Public Convenience and Necessity for the construction of the Evander Andrews Power Plant. The Application also requests approval to rate base the prudent capital costs for the project and recover prudent fuel costs in the Company's Power Cost Adjustment mechanism.

On May 9, 2006, the Commission issued a Notice of Application and set an intervention deadline of May 18, 2006. The Industrial Customers of Idaho Power (ICIP) and Mountain View Power, Inc. each petitioned for intervention, which was granted. The Commission Secretary issued a Notice of Parties on June 16, 2006.

The parties all met for an informal prehearing scheduling conference on June 13, 2006. Preliminary issues were discussed and the parties agreed to an initial discovery deadline of July 12, 2006. The parties also agreed to reconvene the informal scheduling conference on July 12, 2006, after the initial round of discovery was complete.

At the July 12, 2006, scheduling conference the parties agreed to recommend a procedural schedule to the Commission as follows:

October 2, 2006	Staff and Intervenor prefile of direct testimony
November 6, 2006	Idaho Power's rebuttal testimony
November 20-21, 2006	Technical Hearing

The Company informed the parties at the July 12, 2006, scheduling conference that the current price from Siemens, the winning bidder, will be available until December 15, 2006, after which there may be an increase in price for the construction of the plant. November 20-21 is the only available date for the technical hearing from October 25 through November. The only other dates available for the technical hearing on the Commission's schedule would be October 19-20, or October 23-24, 2006.

### COMMISSION DECISION

(1) Procedural Schedule – Does the Commission wish to adopt the procedural schedule recommended by the parties? (November 20-21 Technical Hearing, November 6 Rebuttal, October 2 Prefile)

(2) Rule 125 Public Workshop(s) – Rule 125 requires the Commission to determine if the Staff should conduct a public workshop to dispense information regarding the Company's Application prior to Staff filing testimony in a case. IDAPA 31.01.010125.01. Rule 125 applies only when a public utility files an application to increase any rate, fare, toll, rental or charge regarding any classification or service. *Id.*

This Application, although seeking assurance that prudent costs for constructing the plant will be recoverable, if granted will not itself result in an increase in rates. Does the Commission wish Staff to conduct a Rule 125 workshop prior to filing its testimony?

(3) Public Hearing(s) – Does the Commission wish to schedule public hearing(s) for this matter?

  
DONOVAN E. WALKER

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