

DECISION MEMORANDUM

TO: COMMISSIONER KJELLANDER
COMMISSIONER SMITH
COMMISSIONER REDFORD
COMMISSION SECRETARY
COMMISSION STAFF
LEGAL

FROM: SCOTT WOODBURY

DATE: JULY 26, 2007

SUBJECT: CASE NO. IPC-E-07-13 (Idaho Power)
FORMAL COMPLAINT OF EXERGY DEVELOPMENT GROUP OF
IDAHO LLC

On July 22, 2007, Exergy Development Group of Idaho LLC (Exergy) filed a “formal complaint” against Idaho Power Company (Idaho Power; Company). Exergy owns and brings its complaint on behalf of five wind power generating projects located within Idaho, each possessing an approved Firm Energy Sales Agreement with Idaho Power.

The subject matters of the complaint are Idaho Power’s requirements for generation interconnection for PURPA qualifying facilities. In multiple counts, Exergy contends that Idaho Power is failing to provide cost estimates for interconnection pursuant to Schedule 72, is charging unauthorized deposits as a precondition of providing cost estimates, is threatening to remove Exergy’s projects from the Company’s transmission queue for failure to pay the deposits, is failing to treat all interconnection customers in the same manner and is operating under interconnection practices and policies that have not been approved by the Commission.

COMMISSION DECISION

Exergy Development Group of Idaho LLC has filed a complaint against Idaho Power regarding the Company’s interconnection practices and policies. Staff recommends that the Commission Secretary issue a Summons in this case. Does the Commission agree that a Summons should be issued?

Scott Woodbury