

**IDAHO
PUBLIC UTILITIES
COMMISSION**

C.L. "Butch" Otter, Governor

P.O. Box 83720, Boise, Idaho 83720-0074

**Mack A. Redford, President
Marsha H. Smith, Commissioner
Jim Kempton, Commissioner**

September 2, 2008

Via Certified Mail

Barton L. Kline, Senior Attorney
Idaho Power Company
P. O. Box 70
Boise, ID 83707-0070

Re: Case No. IPC-E-08-18

Dear Mr. Kline:

Enclosed please find a Summons and Complaint issued against Idaho Power Company in Case No. IPC-E-08-18. As directed in the Summons, you are to file a written answer or motion in defense of said Complaint with this Commission within 21 days of the service date on the Summons.

I have also enclosed a copy of Staff's Decision Memorandum regarding the Complaint.

Sincerely,

Jean D. Jewell
Commission Secretary

Enclosures

Cc: Jonathan Gibbs, Complainant

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

JONATHAN GIBBS,

Complainant

vs.

IDAHO POWER COMPANY,

Respondent.

SUMMONS

CASE No. IPC-E-08-18

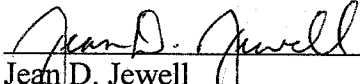
THE STATE OF IDAHO SENDS GREETINGS TO THE ABOVE-NAMED RESPONDENT.

YOU ARE HEREBY NOTIFIED that a Complaint has been filed with the Idaho Public Utilities Commission by the above-named Complainant; and

YOU ARE HEREBY DIRECTED to file a written answer or written motion in defense of said Complaint within twenty-one (21) days of the service of this Summons; and

YOU ARE HEREBY NOTIFIED that unless you do so within the time herein specified, the Idaho Public Utilities Commission may take such action against you as is prayed for in the Complaint or as it deems appropriate under Title 61 of the *Idaho Code*.

WITNESS MY hand and the seal of the Idaho Public Utilities Commission this 2nd day of September, 2008.



Jean D. Jewell
Commission Secretary

8/17
Nancy

August 12, 2008

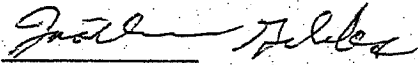
PUC Secretary and Commission
PUC
Po Box 83720
Boise, Id 83720-0074

RECEIVED
2008 AUG 14 AM 8:10
IDAHO PUC
UTILITIES COMMISSION

I would like to appeal the charge made by Idaho Power for Unusual Conditions on the installation of the transformer at our home site at 3742 Van Dorn drive in New Meadows. I filed a complaint with Nancy at the PUC office and was told there was nothing she could do for me. A copy of that letter is enclosed.

I know you have regulated amounts that Idaho Power can charge for the installation of the transformers but it appears that they have a loophole in the regulations when it comes to Unusual Conditions. Nancy told me that I signed the unusual conditions form and it says that they determine the amount. They are the rate setter, judge and jury, no regulation and nobody to account to. I asked Idaho Power to give me the breakdown of the costs of the unusual conditions and all they told me was they had to dig through 160 feet of Solid Rock. I would like to see what they paid the outside contractor for that job. It seems to me that they should have to account to someone for charges they make to the public. I agree that I should be charged for legitimate charges that are encountered in my installation but they should not be arbitrary. Can they charge \$4000, \$6000, \$10000, is there a limit?

Thanks for reviewing my complaint & appeal.



Jonathan Gibbs
9502 Scorpio
Boise, Id 83709
Phone 208-362-3965

July 28, 2008

Nancy
PUC
PO Box 83720
Boise, Id 83720-0074

This is a complaint for the charge by Idaho Power for Unusual Conditions on our new home site at 3742 Van Dorm drive {Lot 2 Van Dorn Estates).

We applied for a transformer for our new home which sets back in about 275 feet from the road where the power is available, so the transformer had to be located within 150 feet of our house. We contacted Flint McDaniel at the McCall Idaho Power office and filled out the forms necessary to get the job done. When I came to the form on Unusual Conditions I asked Flint if we could dig the trench to put the line in ourselves and he told me no, that was part of Idaho Powers revenue business.

When Idaho Power came to put the transformer in, the work was done by an outside contractor. They started digging about 9:30 and all the installation was completed by 5:00 PM.. When you dig in New Meadows you hit fractured rock at about one foot six inches and everyone that works in the area is familiar with the conditions. The crew doing the digging had not brought their smaller backhoe bucket which according to the operator would have made the digging a little easier and quicker. They did encounter some solid rock in places which slowed them down somewhat. No hammer , blasting or additional equipment was needed to complete the job. My excavator (Mr.Thueson) was working that same day and he indicated that if he had done the digging it would have been about \$1,500.00. He dug my 80 foot 4 feet deep water line from the house to the well in less than 2 hours.

Idaho Power told me at the end of job I would get a detail of the Unusual Conditions charges and a refund of any unused deposit. Six weeks after completion I had not received anything from Idaho Power so I called the office and was told that I would get a call from the McCall office. One week later after no word I called again, then I stopped at the McCall office and was told my \$81.00 check was in the mail. I received the check but no explanation of the charges.

I expected a reasonable charge for Unusual Conditions, but \$3,919.00 is not reasonable.

Yours truly,

Jonathan Gibbs
9502 Scorpio
Boise, Id 83709