JASON S. RISCH ATTORNEY AT LAW

JRISCH@RISCHPISCA.COM

# RISCH • PISCA, PLLC

LAW APPEROFICY ED

407 W. Jefferson Street Boise, Loano 43702 PM 4: 51

IDAHO PUBLIC UTILITIES COMMISSION December 10, 2008 TELEPHONE (208) 345-9929

TELEFAX (208) 345-9928

#### Via Hand Delivery

Jean D. Jewell, Secretary

IDAHO PUBLIC UTILITIES COMMISSION
472 W. Washingston St.
Boise, ID 83720-0074

RE:

Idaho Public Utilities Commission

Case No. IPC-E-08-22

Idaho Power Company Application to Modify Rule H Tariff

Dear Ms. Jewell:

Enclosed with this correspondence please find an original and seven (7) copies of the *Building Contractors Association of Southwestern Idaho's Petition for Intervention* in the above-referenced matter. I have also provided an extra copy to be file-stamped and returned for our file.

If you have any questions regarding this correspondence, please feel free to contact me at 345-9929.

Very truly yours

JASON S. RISCH

JSR/lfd Enclosures

cc: Client

JASON S. RISCH (ISB #6655) JEREMY P. PISCA (ISB #6010) RISCH PISCA, PLLC LAW AND POLICY

407 West Jefferson Street Boise, Idaho 83702-6049

Telephone: Facsimile:

(208) 345-9929

E-mail:

(208) 345-9928

E-mail:

jrisch@rischpisca.com jpisca@rischpisca.com

Attorneys for the Building Contractors Association of Southwestern Idaho

# RECEIVED 2009 DEC 10 PM 4: 52 UTILITIES COMMISSION

#### BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION
OF IDAHO POWER COMPANY FOR
AUTHORITY TO MODIFY ITS RULE H
LINE EXTENSION TARIFF RELATED TO
NEW SERVICE ATTACHMENTS AND
DISTRIBUTION LINE INSTALLATIONS

Case No. IPC-E-08-22

BUILDING CONTRACTORS ASSOCIATION OF SOUTH-WESTERN IDAHO'S PETITION TO INTERVENE

COME NOW, the Building Contractors Association of Southwestern Idaho (hereinafter "BCASWI") and similarly situated and affiliated associations, by and through their counsel of record, Risch Pisca, PLLC, and hereby petition this Commission for leave to intervene in the above-entitled proceeding pursuant to Rule 71 of the Commission's Rules of Practice and Procedure, IDAPA 31.01.01.071, and in support hereof, state as follows:

## 1. Name and Address of Petitioner and Representing Attorney.

The name and address of the intervener is as follows:

BUILDING CONTRACTORS ASSOCIATION OF SOUTHWESTERN IDAHO'S PETITION TO INTERVENE Page 1

Building Contractors Association of Southwestern Idaho c/o Jason S. Risch RISCH PISCA, PLLC LAW AND POLICY 407 West Jefferson Street Boise, Idaho 83702 jrisch@rischpisca.com

#### 2. <u>Petitioner's Interest in this Proceeding.</u>

This intervener, BCASWI, is affiliated with the IBCA, who is an association of contractors, developers and other allied industries organized to seek and promote the responsible development of Idaho communities, and as such, has a direct and substantial interest in this proceeding in that the proposal by the applicant, Idaho Power Company, would result in an immediate and significant cost increase to its members. Applicant Idaho Power has acknowledged the direct and substantial interest of intervener's BCASWI's members in a notification titled "Important Rate Information for Building Contractors and Developers" that stated, these changes to the tariff [are] "to shift a greater portion of the cost of new construction for services from our existing retail customers to those developers and new customers requesting construction" (a copy of which is attached hereto as Exhibit "A").

#### 3. Evidence to Be Presented.

This intervener intends to participate herein as a party, and if necessary, to introduce evidence in the form of documents and/or direct testimony, cross-examine witnesses and present oral argument. The quantity of evidence which this intervener will introduce is directly dependent upon the nature and effect of other evidence introduced by other parties in this proceeding, which cannot be determined at this time.

#### 4. <u>Timeliness</u>.

This Petition is timely filed pursuant to IDAPA 31.01.01073 and will not unduly broaden this issues or delay these proceedings.

**WHEREFORE**, Petitioner BCASWI respectfully requests that the Commission grant this Petition to Intervene, thereby allowing it to participate in the above-entitled proceedings with full rights as a formal party.

DATED This 10th day of December, 2008.

RISCH PISCA, PLLC

Attorneys for Petitioner BCASWI

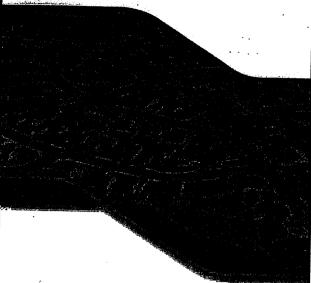
JASON S. RISCH, of the firm

# **CERTIFICATE OF SERVICE**

I hereby certify that on the \( \bullet \) day of December, 2008, I caused to be served a true and correct copy of the foregoing **Building Contractors Association for Southwestern Idaho's Petition to Intervene** as follows:

Jean D. Jewell Commission Secretary IDAHO PUBLIC UTILITIES COMMISSION 472 W. Washington St. Boise, ID 83720-0074	<ul> <li>[ ] U.S. Mail (postage preparties)</li> <li>[ ✔] Hand Delivery</li> <li>[ ] Facsimile</li> <li>[ ] Overnight Mail</li> </ul>	oaid)
Lisa D. Nordstrom Barton L. Kline IDAHO POWER COMPANY 1221 W. Idaho St. Boise, ID 83702	<ul> <li>[ ] U.S. Mail (postage prepart of the pre</li></ul>	oaid)
Scott Sparks Gregory W. Said IDAHO POWER COMPANY 1221 W. Idaho St. Boise, ID 83702	[ ] U.S. Mail (postage preparation of the content o	paid)





## New Construction for Services-Modification of Charges and Credits

Idaho Power filed an application with the Idaho Public Utilities Commission (IPUC) on Oct. 30, requesting modification of Rule H tariff charges and credits for new service attachments and distribution line installations or alterations.

The company is asking the IPUC to accept changes to the tariff that help shift a greater portion of the cost of new construction for services from our existing retail customers to those developers and new customers requesting the construction. The company continues to work with developers and the building community regarding modifications to the tariff and planning for growth.

The company's proposed revisions:

- update charges and allowances for line extensions,
- · modify refund provisions, and
- address funding public roadway relocations.

The company's application is a proposal open to public review and comment and is subject to IPUC approval. The public can view Idaho Power's proposal, Case No. IPC-E-08-22, at <a href="http://www.idahopower.com/aboutus/regulatoryinfo/filings.asp">www.idahopower.com/aboutus/regulatoryinfo/filings.asp</a>, the IPUC Web Site- <a href="http://www.puc.state.id.us">www.puc.state.id.us</a>, or at Idaho Power's Corporate Headquarters, 1221 W. Idaho Street, Boise, Idaho.

Idaho Power is committed to preserving and protecting our precious resources to ensure the delivery of fair-priced, reliable, safe electricity throughout our entire service area.



Exhibit "A"