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IDAHO PUBLIC
UTILITIES COMMISSION

Attorneys for the Industrial Customers of Idaho Power

BEFORE THE
IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION OF)
IDAHO POWER FOR AN ORDER)
AUTHORIZING THE RETIREMENT OF ITS)
GREEN TAGS)

CASE NO. IPC-E-08-24

PETITION FOR CLARIFICATION BY
THE INDUSTRIAL CUSTOMERS OF
IDAHO POWER

COMES NOW, the Industrial Customers of Idaho Power (“ICIP”) by and through its attorney of record, Peter J. Richardson, and pursuant to Rule 53(2) of this Commission’s Rules of Procedure and hereby lodges its Petition for Clarification.

The Commission’s order on reconsideration in this docket requires Idaho Power to “formulate a prudent business plan outlining how it plans to manage Green Tags generated in 2009 and later. This plan should be submitted to the Commission no later than December 31, 2009.” The Commission’s finding relative to Green Tags that are vintage-2007 and vintage-2008 was that their best use is to be sold by the Company with the proceeds benefiting the ratepayers. The Commission may or may not find that the best use of vintage-2009 Green Tags

Petition for Clarification of the Industrial Customers of Idaho Power IPC-E-08-24

is to likewise sell them and return the funds to the ratepayers. If it adheres to precedent set in this docket that obviously the likely outcome, however.

The ICIP seeks clarification in this docket because as Green Tags age, they rapidly become less valuable. For instance, vintage-2007 Green Tags are worth much less than vintage-2008 Green Tags. With that logic in mind, it does not seem prudent to allow the Company until 2010 to decide what to do with its 2009 Green Tags. Allowing until the end of the year to decide what to do with vintage-2009 Green Tags will foreclose the option of maximizing their value for ratepayer benefit. Absent a requirement to immediately submit a Green Tag management plan, and in the event the principle goal of the Green Tag management plan ultimately approved by the Commission is to maximize return to the ratepayers, then the ICIP seeks clarification as to whether or not the diminished value of 2009 Green Tags that are sold in 2010 will be a shareholder liability.

Therefore the ICIP respectfully request this Commission to clarify its intent with respect to maximizing ratepayer value for Green Tags going forward.

Respectfully submitted this 8th day of June, 2009.

RICHARDSON & O'LEARY PLLC

By 
Peter J. Richardson
Attorneys for the Industrial Customers of
Idaho Power

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 8th day of June, 2009, a true and correct copy of the within and foregoing PETITION FOR CLARIFICATION OF THE INDUSTRIAL CUSTOMERS OF IDAHO POWER, was served in the manner shown to:

Ms. Jean Jewell

Commission Secretary
Idaho Public Utilities Commission
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