

DECISION MEMORANDUM

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

FROM: SCOTT WOODBURY
DEPUTY ATTORNEY GENERAL

DATE: MAY 21, 2010

SUBJECT: CASE NO. IPC-E-10-13 (Idaho Power)
NEW ENERGY COMPANY LLC, ET AL., COMPLAINANT v. IDAHO POWER
COMPANY
JOINT MOTION FOR EXTENDED TIME TO FILE ANSWER

On April 15, 2010, the New Energy Company LLC (New Energy) and Western States Equipment Company, Inc. (Western States) filed a “grandfathering” complaint against Idaho Power Company (Idaho Power; Company) claiming entitlement to published avoided cost rates established in Commission Order No. 30744. The rates of Order No. 30744 were superseded on March 16, 2010, by rates established in Order No. 31025.

On April 16, 2010, the Commission caused to be issued a Summons in Case No. IPC-E-10-13 directing Idaho Power to file a written answer or motion in defense of said complaint within 21 days, i.e., May 7, 2010.

Pursuant to Joint Motion of the parties filed on May 7, 2010, the parties request that Idaho Power be granted an additional 30 days to file its answer to New Energy’s complaint in this proceeding. The parties agree that Idaho Power’s answer shall now be filed on or before June 7, 2010, unless otherwise agreed to by the parties or Order by the Commission.

COMMISSION DECISION

A Joint Motion has been filed by respondent and complainant in Case No. IPC-E-10-13 requesting a 30-day extension of time for Idaho Power to file its answer to the complaint in this proceeding. Does the Commission find it reasonable to grant the Joint Motion and to extend the answer deadline to June 7, 2010?



Scott Woodbury
Deputy Attorney General