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2010 OCT -1 AM 10:30

Chas. F. McDevitt  
Dean J. (Joe) Miller

October 1, 2010  
IDAHO PUBLIC UTILITIES COMMISSION

*Via Hand Delivery*

Jean Jewell, Secretary  
Idaho Public Utilities Commission  
472 W. Washington St.  
Boise, Idaho 83720

RE: Yellowstone Power Inc.; Case No. IPC-E-10-19<sup>22</sup>

Dear Ms. Jewell:

Enclosed for filing, please find an original and seven (7) copies of Yellowstone Power Inc.'s Motion to Permit Filing of Reply Comments and Establish a Reply Comment Filing Date.

Kindly return file stamped copies to me.

Very truly yours,

McDEVITT & MILLER LLP



Dean J. Miller

DJM/hh  
Enclosures

ORIGINAL

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RECEIVED  
2010 OCT -1 AM 10:30  
IDAHO PUBLIC  
UTILITIES COMMISSION

*Attorney for Yellowstone Power Inc.*

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION  
OF IDAHO POWER COMPANY FOR  
APPROVAL OF A FIRM ENERGY SALES  
AGREEMENT WITH YELLOWSTONE  
POWER, INC., FOR THE SALE AND  
PURCHASE OF ELECTRIC ENERGY.

CASE NO. IPC-E-10-19<sup>22</sup>

**MOTION TO PERMIT FILING OF  
REPLY COMMENTS AND  
ESTABLISH A REPLY COMMENT  
FILING DATE**

COMES NOW Yellowstone Power Inc., (Yellowstone) and moves the  
Commission for an Order to Permit the Filing of Reply Comments and Establish a Reply  
Comment filing date, and in support thereof, respectfully shows as follows:

1. The Application in this case seeks approval of a Firm Energy Sales Agreement  
(Agreement) between Yellowstone and Idaho Power Company containing  
published avoided cost rates in existence prior to March 16, 2010. The  
Commission's Notice of Application, issued herein, established an initial  
Comment deadline of October 1, 2010, but did not establish a deadline for the  
filing of Reply Comments.
2. Commission Staff has filed Comments of the Commission Staff dated October 1,  
2010, in which Staff concludes, "Staff is unable to recommend that the

Commission approve the Idaho Power/Yellowstone Agreement...” (Staff  
Comments Pg. 8).

3. Yellowstone disagrees with the Staff conclusion and desires to present argument and evidence demonstrating that the Agreement should be approved as submitted.
4. Yellowstone recommends that the Commission establish a Reply Comment filing date of October 18, 2010.

Respectfully Submitted   3   day of October, 2010.

MCDEVITT & MILLER LLP

By: 

Dean J. Miller (ISB No. 1968)  
*Attorneys for Yellowstone Power Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that on the 15<sup>th</sup> day of October, 2010, I caused to be served, via the method(s) indicated below, true and correct copies of the foregoing document, upon:

Jean Jewell, Secretary  
Idaho Public Utilities Commission  
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MCDEVITT & MILLER LLP