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**LISA D. NORDSTROM**  
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January 6, 2011

**VIA HAND DELIVERY**

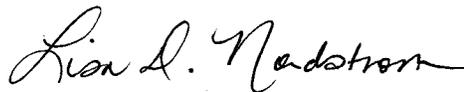
Jean D. Jewell, Secretary  
Idaho Public Utilities Commission  
472 West Washington Street  
P.O. Box 83720  
Boise, Idaho 83720-0074

Re: Case No. IPC-E-10-25  
*IN THE MATTER OF THE APPLICATION OF IDAHO POWER COMPANY  
FOR ACCEPTANCE OF ITS 2011 RETIREMENT BENEFITS PACKAGE*

Dear Ms. Jewell:

Enclosed for filing please find an original and seven (7) copies each of Idaho Power Company's Motion to File Response to Sur-Reply Comments and Response to Sur-Reply Comments of the Industrial Customers of Idaho Power in the above matter.

Very truly yours,



Lisa D. Nordstrom

LDN:csb  
Enclosures

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Attorneys for Idaho Power Company

Street Address for Express Mail:  
1221 West Idaho Street  
Boise, Idaho 83702

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION )  
OF IDAHO POWER COMPANY FOR ) CASE NO. IPC-E-10-25  
ACCEPTANCE OF ITS 2011 )  
RETIREMENT BENEFITS PACKAGE. ) IDAHO POWER COMPANY'S  
) MOTION TO FILE RESPONSE TO  
) SUR-REPLY COMMENTS  
)  
\_\_\_\_\_ )

COMES NOW, Idaho Power Company ("Idaho Power" or "Company") and, pursuant to the Idaho Public Utilities Commission ("Commission") Rule of Procedure 56 (IDAPA 31.01.01.56), hereby moves the Commission for leave to file a Response to Sur-Reply Comments filed by the Industrial Customers of Idaho Power ("ICIP") on December 30, 2010, in this case ("Response"). Idaho Power makes this request based on the following:

1. Idaho Power filed its Application in this docket on October 1, 2010, and requested the Commission "issue its order accepting Idaho Power's 2011 Retirement Benefits Package on or before February 28, 2011, to allow sufficient time to

prepare and process a pension funding docket prior to June 1, 2011.” Application at ¶15.

2. The Commission’s Notice of Application and Notice of Modified Procedure (Order No. 32092) set a Comment deadline of December 14, 2010, and a Reply Comment deadline of December 28, 2010. Commission Order No. 32092 did not address the timing or need for additional filings.

3. On December 30, 2010, the ICIP filed a Motion for Leave to File Sur-Reply Comments that accompanied its Motion.

4. Permitting the filing of the Company’s Response to ICIP’s Sur-Reply Comments will not prejudice the rights of any party because Idaho Power has limited its Response to address only the three arguments raised in ICIP’s Sur-Reply Comments. Moreover, this Response will not cause undue delay to this proceeding because adequate time remains for the Commission to consider this Response prior to the February 28, 2011, date by which a Commission decision has been requested.

5. Permitting the filing of the Company’s Response to ICIP’s Sur-Reply Comments is consistent with notions of due process requiring that the party with the burden of proof has an opportunity to respond to arguments raised against it.

Based on the foregoing, Idaho Power requests that the Commission grant its Motion to File Response to Sur-Reply Comments in this docket and consider the Company’s Response that accompanies this Motion.

DATED at Boise, Idaho, this 6<sup>th</sup> day of January 2011.

  
LISA D. NORDSTROM  
Attorney for Idaho Power Company

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 6<sup>th</sup> day of January 2011 I served a true and correct copy of IDAHO POWER COMPANY'S MOTION TO FILE RESPONSE TO SUR-REPLY COMMENTS upon the following named parties by the method indicated below, and addressed to the following:

**Commission Staff**

Weldon B. Stutzman  
Deputy Attorney General  
Idaho Public Utilities Commission  
472 West Washington  
P.O. Box 83720  
Boise, Idaho 83720-0074

Hand Delivered  
 U.S. Mail  
 Overnight Mail  
 FAX  
 Email [Weldon.Stutzman@puc.idaho.gov](mailto:Weldon.Stutzman@puc.idaho.gov)

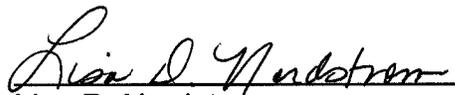
**Industrial Customers of Idaho Power**

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