

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

**IN THE MATTER OF THE APPLICATION )  
OF IDAHO POWER COMPANY FOR A ) CASE NO. IPC-E-11-01  
DETERMINATION REGARDING A FIRM )  
ENERGY SALES AGREEMENT WITH )  
WESTERN DESERT ENERGY, LLC FOR ) ORDER NO. 32223  
THE SALE AND PURCHASE OF )  
ELECTRIC ENERGY )**

On March 10, 2011, the Commission issued a Notice of Application and Notice of Modified Procedure in the case referenced above. In the Firm Energy Sales Agreement, Western Desert Energy agrees to sell electric energy to Idaho Power Company for a 20-year term. Because the Commission determined that the Agreement should be processed under Modified Procedure, there was not a provision in the Notice that set a deadline for the filing of Petitions to Intervene. Order No. 32203.

On April 7, 2011, Western Desert Energy, LLC filed a Petition to Intervene in this case.

**COMMISSION FINDINGS**

We decline to grant intervenor status to Western Desert Energy because we find that it is a party to the Firm Energy Sales Agreement. As a counterparty to the Firm Energy Sales Agreement with Idaho Power, Western Desert Energy is an actual party to the Agreement submitted to the Commission for our consideration. In other words, the wind company is a counterparty to Idaho Power and has a direct interest in the Firm Energy Sales Agreement. Consequently, a Petition to Intervene to obtain party status is not necessary in this case.

**ORDER**

IT IS HEREBY ORDERED that the Petition to Intervene filed by Western Desert Energy, LLC is denied as unnecessary because the Petitioner is a party to the Firm Energy Sales Agreement identified above.

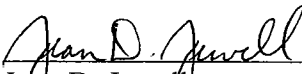
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 13<sup>th</sup>  
day of April 2011.

  
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PAUL KJELLANDER, PRESIDENT

  
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MACK A. REDFORD, COMMISSIONER

  
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MARSHA H. SMITH, COMMISSIONER

ATTEST:

  
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Jean D. Jewell  
Commission Secretary

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