

example and without limitation, incremental loads DOE may wish to locate at the INL site over the term of a newly negotiated electric service agreement, as well as any load reductions DOE may wish to pursue associated with energy efficiency improvements and renewable energy projects.” *Id.* at ¶ 7.

The Petition indicates that DOE has many steps to “complete as part of the government contracting process prior to being in a position to execute a new contract.” *Id.* at ¶ 6. For example, each of the steps requires the INL to prepare information for review and approval by DOE headquarters in Washington, D.C. *Id.* Idaho Power expects that this administrative review will be completed within the next 60 days.

The Petition also noted that but for the special contract, there is no tariff under which INL could be supplied with electric service. Idaho Power’s Schedule 19 serves large customers but is capped at 20,000 kW. Currently, INL’s energy demand ranges from 27,000 kW to 54,000 kW. “Thus, DOE is ineligible to receive Schedule 19 services at the INL site.” *Id.* at ¶ 8.

In addition to the Petition, Idaho Power also filed a Pro Hac Vice Motion to allow Jason B. Williams to enter an appearance for the Company, pursuant to Commission Rule 43. Mr. Williams has recently relocated from Montana for the purposes of working as an in-house attorney for Idaho Power. The Motion certifies that he is an active member of the Montana Bar in good standing and anticipates that Mr. Williams will become a member of the Idaho Bar before the end of the year. A copy of the Motion, accompanied by the \$200 fee, has been provided to the Idaho State Bar.

FINDINGS

After reviewing the Petition, we find there is good cause to approve the 120-day extension to the existing special contract. We find that Idaho Power and DOE are actively engaged in negotiating a new special service contract. In addition, we note that Staff has concurred with the Company’s extension request. We further find that it is reasonable to approve the 120-day extension without further public notice or comment. *Idaho Code* § 61-304. The 120-day extension continues the existing contract until August 11, 2011.

We next turn to the Pro Hac Vice Motion. Based upon the representations made in the Motion and the fact that Mr. Williams is in good standing with the Montana Bar, we find that it is reasonable to grant him limited admission for this calendar year to represent Idaho Power in this and other cases before the Commission.

CONCLUSIONS OF LAW

The Idaho Public Utilities Commission has jurisdiction over Idaho Power Company and the special contract (Schedule 30) for electric service between the utility and the U.S. Department of Energy pursuant to *Idaho Code* §§ 61-129, 61-502, and Section 12 of the Addendum to the Special Contract No. GS-00P-99-BSD-0124.

The Commission also has jurisdiction over the Motion for Limited Admission for Jason B. Williams pursuant to Idaho Code, Title 61, and Commission Rule 43, IDAPA 31.01.01.043.


ORDER

IT IS HEREBY ORDERED that Idaho Power Company's Petition for a 120-day extension to the underlying April 20, 2006, special contract between Idaho Power and the U.S. Department of Energy for electrical services at the Idaho National Laboratory is approved. The 120-day extension to the special contract contained in Schedule 30 shall run through August 11, 2011.

IT IS FURTHER ORDERED that Jason B. Williams is hereby granted limited admission to appear as legal counsel for Idaho Power Company in this and other cases until such time as he is admitted to the Idaho State Bar in calendar year 2011. Mr. Williams' sponsors, Donovan E. Walker and Lisa D. Nordstrom, are excused from attending all further proceedings in this case and other cases unless requested by Idaho Power Company.

THIS IS A FINAL ORDER. Any person interested in this Order (or in issues finally decided by this Order) or in interlocutory Orders previously issued in this Case No. IPC-E-11-02 may petition for reconsideration within twenty-one (21) days of the service date of this Order with regard to any matter decided in this Order or in interlocutory Orders previously issued in this case. Within seven (7) days after any person has petitioned for reconsideration, any other person may cross-petition for reconsideration. See *Idaho Code* § 61-626.


DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 9th
day of March 2011.


JIM D. KEMPTON, PRESIDENT


MARSHA H. SMITH, COMMISSIONER


MACK A. REDFORD, COMMISSIONER

ATTEST:


Jean D. Jewell
Commission Secretary

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