

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION)	
OF IDAHO POWER COMPANY FOR A)	CASE NO. IPC-E-11-10
DETERMINATION REGARDING THE)	
FIRM ENERGY SALES AGREEMENT)	
WITH INTERCONNECT SOLAR)	ORDER NO. 32350
DEVELOPMENT, LLC FOR THE SALE)	
AND PURCHASE OF ELECTRIC ENERGY)	

On June 17, 2011, Idaho Power Company filed an Application with the Commission requesting acceptance or rejection of a 25-year Firm Energy Sales Agreement (Agreement) between Idaho Power and Interconnect Solar Development LLC (Interconnect Solar; Project). On July 8, 2011, the Commission issued a Notice of Application and Notice of Modified Procedure. Order No. 32290.

On August 15, 2011, Grand View PV Solar Two, LLC (Grand View Solar) petitioned to intervene pursuant to Rule of Procedure 71 of the Idaho Public Utilities Commission, IDAPA 31.01.01.071. Grand View Solar claims that, as a developer of solar QF projects in Idaho, it has a direct and substantial interest in this proceeding regarding the methodology used by Idaho Power to calculate Interconnect Solar's avoided cost rates.

On August 22, 2011, Idaho Power filed a Motion in Opposition to Grand View Solar's Petition to Intervene. Idaho Power maintains that Grand View Solar's Petition should be denied because Grand View Solar has other opportunities before the Commission to address its issues and because Grand View Solar's involvement would cause costly delay and unnecessary confusion of the issues. In addition, Idaho Power argues that much of the information in Interconnect Solar's Agreement is confidential and proprietary and, therefore, inappropriate for review by a competitor in solar development.

On August 23, 2011, Grand View Solar filed an answer to Idaho Power's Motion in Opposition. On August 25, Interconnect Solar filed a response to Idaho Power's Motion and Grand View's answer. The Commission's Rules of Procedure governing intervention (Rules 71 through 75) provide that "[a]ny party opposing a petition to intervene must do so by motion in opposition filed within seven (7) days after receipt of the petition to intervene. . . ." IPUC Rule 75. The intervention rules do not provide for additional filings. Therefore, the Commission will

not consider the arguments addressed in Grand View Solar's answer filed on August 23 or Interconnect Solar's response filed on August 25, 2011.

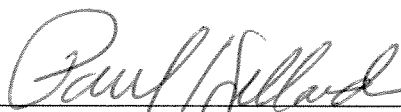
DISCUSSION

After reviewing Grand View Solar's petition for intervention and Idaho Power's Motion in Opposition, we conclude that Grand View Solar should not be granted intervenor status in this case. This Commission has a long-standing practice of liberally granting intervention to persons who allege a direct and substantial interest in a proceeding. However, the Commission's consideration of a power purchase contract between Idaho Power and Interconnect Solar is not the appropriate forum for Grand View Solar to debate generally about how avoided costs are calculated. Consequently, allowing Grand View Solar to intervene in this proceeding would not serve the purposes of intervention as described by Rule 74 of the Rules of Procedure. We find that Grand View Solar's interests are better served by participating as a party to the third phase of the generic PURPA case (GNR-E-11-03) currently before the Commission. It is through Case No. GNR-E-11-03 that the Commission intends to address the larger issues surrounding avoided cost calculations and methodologies. Accordingly, Grand View Solar's Petition to Intervene in this proceeding is denied.

ORDER

IT IS HEREBY ORDERED that Grand View Solar's Petition to Intervene is denied.

DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 31st
day of August 2011.



PAUL KJELLANDER, PRESIDENT




MACK A. REDFORD, COMMISSIONER



MARSHA H. SMITH, COMMISSIONER

ATTEST:



Jean D. Jewell
Commission Secretary

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