

DECISION MEMORANDUM

**TO: COMMISSIONER KJELLANDER
COMMISSIONER REDFORD
COMMISSIONER SMITH
COMMISSION SECRETARY
COMMISSION STAFF
LEGAL**

**FROM: KRISTINE SASSER
DEPUTY ATTORNEY GENERAL**

DATE: DECEMBER 14, 2012

SUBJECT: IDAHO POWER'S TARIFF ADVICE NO. 12-13

IPC-E-12-28

On November 28, 2012, Idaho Power Company filed Tariff Advice No. 12-13 with the Commission seeking authority to update Schedule 89 with an effective date of January 1, 2012. Pursuant to Rule 134.02 of the Commission's Rules of Procedure, a "tariff advice not suspended or approved goes into effect thirty (30) days after filing or on the proposed effective date, whichever is later."

THE TARIFF ADVICE

Based on previous Commission Order, the pricing under Schedule 89 is to be adjusted as a result of an Idaho Power general rate case proceeding where net power supply expenses change. Due to extenuating circumstances, Schedule 89 was not updated as part of the Company's original general rate case compliance filing on December 30, 2011.

Upon the Company's review of Schedule 89 and what triggers its update, the Company has concluded that, while the separate events of (1) an update to NPSE and (2) the occurrence of a general rate case proceeding did not occur simultaneously as they had historically, the combined effect of the consecutive occurrences of these individual events had the same effect. Therefore, the Company proposes to update Schedule 89 as if it were part of the Company's original compliance filing on December 30, 2011, with an effective date of January 1, 2012.

STAFF RECOMMENDATION

Staff has reviewed the filing and recommends that, based on the backdated nature of the request and the potential impact on customers, the tariff advice be suspended and the case proceed by Modified Procedure. Idaho Power does not oppose Staff's recommendation.

COMMISSION DECISION

Does the Commission wish to suspend Tariff Advice No. 12-13 and process the case by Modified Procedure?



Kristine A. Sasser
Deputy Attorney General

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