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Chas. F. McDevitt
Dean J. (Joe) Miller
Celeste K. Miller

November 26, 2013

Via Hand Delivery

Jean Jewell, Secretary
Idaho Public Utilities Commission
472 W. Washington St.
Boise, Idaho 83720

Re: Case No: IPC-E-13-16/Snake River Alliance

Dear Ms. Jewell:

Enclosed for filing in the above matter, please find an original and seven (7) copies of the Snake River Alliance's Petition for Intervenor Funding, Affidavit of Dean J. Miller and Affidavit of Liz Woodruff.

Kindly return a file stamped copy to me.

Very Truly Yours,

McDevitt & Miller LLP



Dean J. Miller

DJM/hh
Enclosures

RECEIVED
2013 NOV 26 AM 9:31
IDAHO PUBLIC UTILITIES COMMISSION

ORIGINAL

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Attorney for Snake River Alliance

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF IDAHO POWER
COMPANY'S APPLICATION FOR A
CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY FOR
THE INVESTMENT IN SELECTIVE
CATALYTIC REDUCTION CONTROLS
ON JIM BRIDGER UNITS 3 AND 4

Case No. IPC-E-13-16

**SNAKE RIVER ALLIANCE'S
PETITION FOR INTERVENOR
FUNDING**

COMES NOW the Snake River Alliance (SRA or Alliance) and pursuant to RP 161 *et. Seq.*, petitions for an award of intervenor funding and in support thereof respectfully shows as follows, to wit:

1. **List of Expenses.** As required by RP 162.01, an itemized list of expenses that the Alliance requests to recover, broken down into categories of legal fees, and out of pocket expenses, is attached to the Affidavit of Dean J. Miller, filed herewith.

2. **Statement of Proposed Findings.** The recommendations that the Alliance wishes the Commission to adopt, as set forth in the Direct Testimony of Ken Miller and the Alliance's Post Hearing Brief, is as follows: if a certificate of public convenience and necessity is issued, it should include the conditions that (1) the Commission does not make a finding as to

the prudence of the proposed investments; (2) the Commission does not make a binding ratemaking commitment.

3. **Statement Showing Costs.** See the Affidavits of Dean J. Miller and Liz Woodruff, filed herewith.

4. **Explanation of Cost Statement.** See the Affidavit of Liz Woodruff, filed herewith.

5. **Statement of Difference.** In contrast to the Commission Staff, the Alliance opposed a blanket CPCN and opposed binding ratemaking treatment under Idaho Code § 61-541. The Alliance presented detailed factual, policy and legal arguments to support its recommendation. Through written testimony, cross-examination and post hearing briefing, the Alliance contributed to this case a perspective that otherwise would not have been presented.

6. **Statement of Recommendation:** The Alliance's recommendation and position addressed issues of concern to the general body of utility users and consumers in the following respects: Idaho Power Company's continued reliance on coal-fired generation to meet almost 50% of its average annual energy requirements poses significant economic and environmental risks to its customers and residents of the State of Idaho.

7. **Statement Showing Class of Customers.** The members of the Alliance are primarily residential customers, although the Alliance's advocacy benefited all customers of Idaho Power Company.

WHEREFORE the Alliance respectfully requests that this Application be granted.

DATED this 26 day of November, 2013.

MCDEVITT & MILLER, LLP

By: 

Dean J. Miller

Attorneys for Snake River Alliance

CERTIFICATE OF SERVICE

I hereby certify that on the 20th day of November, 2013, I caused to be served, via the method(s) indicated below, true and correct copies of the foregoing document, upon:

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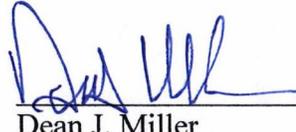
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BY: Heather Howe
MCDEVITT & MILLER LLP

interest nature of the representation. I am aware that in the recent case, IPC-E-12-27 (net metering), the Commission determined a reasonable hourly rate to be \$185 and I recognize the Commission may use its judgment to determine a reasonable hourly rate in this case.

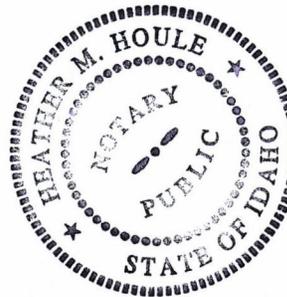
3. Attached hereto is an itemized schedule of time expended and costs incurred in the representation of the Alliance in this matter. All of the time and costs were reasonably incurred given the complexity of the issues involved in the matter.

Dated this 26 day of November, 2013.



Dean J. Miller

SUBSCRIBED AND SWORN to before me this 26th day of November, 2013.



Heather Houle
Notary Public for IDAHO
Residing at Boise
Commission Exp.: 10/2018

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Idaho Public Utilities Commission	U.S. Mail	<input type="checkbox"/>
472 West Washington Street	Fax	<input type="checkbox"/>
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jjewell@puc.state.id.us		

Kris Sasser	Hand Delivered	<input type="checkbox"/>
Deputy Attorney General	U.S. Mail	<input type="checkbox"/>
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lnordstrom@idahopower.com		

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BY: Heather Houk
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Chas. F. McDevitt
Dean J. (Joe) Miller
Celeste K. Miller

November 25, 2013

Liz Woodruff, Executive Director
Snake River Alliance
223 N. 6th St
Boise, ID 83702

Professional Services Rendered Re: Snake River Alliance/IPCo
Case No. IPC-E-13-16

<u>Date</u>	<u>Activity</u>	<u>Time</u>
30-Jul	Initial Conference w/ Clients	N/C
1-Aug	Review IPCo Application & SRA Materials; Memo to Clients	1.50
5-Aug	Conference w/ Miller & Woodruff; Review IPCo Discovery Responses	1.25
6-Aug	Review Wyo. & UT PSC Orders; Review IPCo Testimony	2.00
13-Aug	Memos to B. Otto & K. Miller; Prepare NOA; Correspondence w/ parties; Conference w/ K. Miller	2.00
14-Aug	Review Testimonies; Conference w/ Intervenors; Memos to/from K. Sasser	3.00
16-Aug	Review Testimony & Prepare Discovery	1.50
19-Aug	Prepare Discovery Requests to IPCO	3.00
20-Aug	Investigate WIP & SIP; Revise Discovery; Review IPCo Discovery Responses; Memos to/from Parties re: Status Conference	1.75

Snake River Alliance

11/25/2013

Page 2

21-Aug	Conference w/ L. Woodruff & K. Miller re: Strategy; Review Staff Discovery Questions	1.00
22-Aug	Attend Pre-hearing Conference	1.75
27-Aug	Receive & Review Staff discovery	0.50
28-Aug	Memos to/from K. Miller re: Procedure	0.25
3-Sep	Receive, review & transmit Scheduling Order; Memo to client;	1.00
4-Sep	Receive, Review & transmit IPCo response to discovery;	0.75
5-Sep	Receive, review & transmit IPCo discovery;	0.50
9-Sep	Client correspondence; Review discovery responses;	0.75
10-Sep	Review discovery requests & responses, policy papers;	1.00
11-Sep	Prepare discovery index; Memo to clients;	1.50
16-Sep	Review discovery, prepare testimony outline;	2.00
17-Sep	Conference w/ K. Miller re: testimony; research coal policy papers;	1.50
18-Sep	Conference w/ L. Nordstrom re: Confidentiality; Memos to/from K. Miller re: Ex. 5; Review IPUC Order NO.32890;	2.00
19-Sep	Memos to/from K. Miller re: Ex. 5; Conference w/ L. Nordstrom re Ex. 5;	0.75
20-Sep	Review EPA proposed rules, RIA, press statements;	1.00
23-Sep	Research EPA CAA applied to existing plants;	1.50
24-Sep	Research re: CAA;	1.00
25-Sep	Memos to/from L. Nordstrom re: Ex 5; Memos to from B. Otto re Ex 5;	0.75

26-Sep	Conference w/ B. Otto; Memos to/from L. Nordstrom re: Ex 5 redactions;	1.00
1-Oct	Research CPCN; Memos to/from K. Miller re: energy policy;	1.00
2-Oct	Review/revise draft testimony;	2.00
3-Oct	Revisions to Testimony; Transmit to clients;	3.00
7-Oct	Revise Testimony; Conference w/ K. Miller & L. Woodruff;	1.75
8-Oct	Revise Testimony; Memos to/from clients;	2.00
10-Oct	Miller & L. Woodruff;	2.00
11-Oct	Finalize & file Testimony;	2.00
14-Oct	Review testimonies; Memos to/from K. Miller;	1.00
18-Oct	Correspondence to parties re: scheduling;	0.50
21-Oct	Conference w/ K. Miller; Correspondence to parties;	0.75
24-Oct	Prepare discovery requests to Staff;	2.50
25-Oct	Memos to/from K. Miller re: Testimony;	0.50
28-Oct	Work on discovery responses;	1.00
29-Oct	Investigate OPUC IRP proceedings;	0.75
	Receive & review IPUC Rebuttal Testimony; Memo to clients;	1.00
30-Oct	Finalize & file discovery responses;	1.25
31-Oct	Memos to/from parties re: IPCo newsletter; review discovery for hearing;	1.50
1-Nov	Review testimony and discovery for hearing;	2.00
4-Nov	Memos to/from clients re: press coverage; Conference w/ K. Miller re: hearing;	1.00

5-Nov	Memos to/from clients; Conference w/ parties; prepare for hearing;	2.00
6-Nov	Prepare exhibits for hearing; prepare cross exam of IPCo & Staff witnesses; Conference w/ K. Miller & L. Woodruff re: hearing preparation;	4.50
7-Nov	Participate in technical hearing;	5.50
11-Nov	Work on post hearing Brief;	1.50
12-Nov	Work on post hearing Brief; Memos to ICL, ICIP re: Brief;	2.50
13-Nov	Revise Brief; Memos to/from K. Miller re: Brief;	2.00
14-Nov	Revise Brief; Memos to/from clients;	2.00
15-Nov	Finalize & file Brief;	1.50
22-Nov	Conference w/ L. Woodruff & K. Miller; Prepare funding application;	2.50

<u>Date</u>	<u>Item</u>	<u>Cost</u>
1-Aug	300 copies @.15 each	45.00
	Postage	2.25
1-Sep	67 copies @.15 each	10.05
1-Oct	422 copies @.15 each	63.30
1-Nov	338 copies @.15 each	50.70

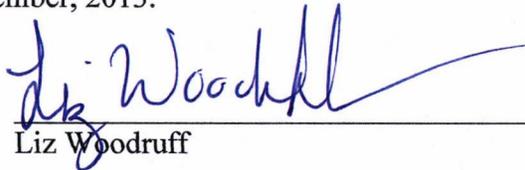
Total Attorney Hours:	88.00	
Total Costs:		171.30
Attorney Fees @ \$185:		\$16,280.00

Total Requested Intervenor Funding Award	\$16,451.30
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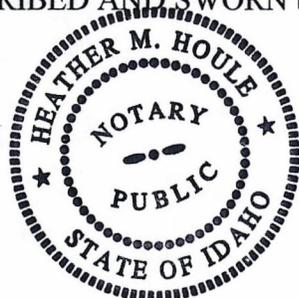
renewable energy development while also working to reduce utility reliance on traditional fossil fuel supply-side resources. The Alliance is a not-for-profit Idaho Corporation. The Alliance is not seeking intervenor funding for the time expended by witnesses Ken Miller.

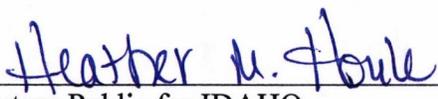
3. As a not-for-profit organization the Alliance's sources of income include: grants from foundations interested in environmental issues; dues from a membership of about 500 individuals and families; and contributions from individual members of the public. Our 2013 annual budget supports the salaries of four, full-time staff members, and one quarter-time employee, the rent for two offices (one in Boise and one in Pocatello), other operational costs, such as phone, internet, printing and postage, and limited travel expenses. Our participation in this case was not budgeted in 2013, but we felt our participation was essential to representing the interests of our members and the overall public interest our organization seeks to promote as a clean energy advocate. Absorbing these legal fees, without compensation, would be an enormous financial hardship for the Alliance.

Dated this 25 day of November, 2013.


Liz Woodruff

SUBSCRIBED AND SWORN to before me this 25th day of November, 2013.




Notary Public for IDAHO
Residing at Boise, ID
Commission Exp.: 11/2018

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