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IDAHO PUBLIC UTILITIES COMMISSION

**DONOVAN E. WALKER**  
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February 14, 2014

**VIA HAND DELIVERY**

Jean D. Jewell, Secretary  
Idaho Public Utilities Commission  
472 West Washington Street  
Boise, Idaho 83702

Re: Case No. IPC-E-13-22  
Update to Wind Integration Rates and Charges – Idaho Power Company's  
Motion Regarding Response to Motions/Joinders

Dear Ms. Jewell:

Enclosed for filing in the above matter are an original and seven (7) copies of Idaho Power Company's Motion Regarding Response to Motions/Joinders.

Very truly yours,

Donovan E. Walker

DEW:csb  
Enclosures

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Attorneys for Idaho Power Company

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF IDAHO POWER )  
COMPANY'S APPLICATION TO UPDATE ) CASE NO. IPC-E-13-22  
ITS WIND INTEGRATION RATES AND )  
CHARGES. ) IDAHO POWER COMPANY'S  
) MOTION REGARDING RESPONSE  
) TO MOTIONS/JOINDERS  
)

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In accordance with RP 57 and RP 256, Idaho Power Company ("Idaho Power") hereby provides notice that its Answer to the Motions/Joinders filed by the intervening parties to this proceeding will be filed on February 21, 2014, fourteen (14) days following the filing of the last Motion/Joinder pursuant to RP 256.04. In the alternative, Idaho Power respectfully requests the Idaho Public Utilities Commission ("Commission") grant additional time with which to answer the Motions/Joinders to February 21, 2014.

**I. BACKGROUND**

Idaho Power filed its Application to update its wind integration rates and charges on November 29, 2013. On December 31, 2013, the Commission issued a Notice of Application and Notice of Intervention Deadline, with an intervention deadline of January

21, 2014. The following parties intervened in the case: Idaho Winds, LLC (“Idaho Winds”); Snake River Alliance (“SRA”); Cold Springs Windfarm, LLC (“Cold Springs”); Desert Meadow Windfarm, LLC (“Desert Meadow”); Hammett Hill Windfarm, LLC (“Hammett Hill”); Mainline Windfarm, LLC (“Mainline”); Ryegrass Windfarm, LLC (“Ryegrass”); Two Ponds Windfarm, LLC (“Two Ponds”); Cassia Windfarm LLC (“Cassia”); Hot Springs Windfarm, LLC (“Hot Springs”); Bennett Creek Windfarm, LLC (“Bennett Creek”); Cassia Gulch Wind Park, LLC (“Cassia Gulch”); Tuana Springs Energy, LLC (“Tuana”); High Mesa Energy, LLC (“High Mesa”); Renewable Northwest Project (“RNP”); American Wind Energy Association (“AWEA”); Idaho Wind Partners I, LLC (“Idaho Wind Partners”); Meadow Creek Project Company, LLC (“Meadow Creek”); and Rockland Wind Farm, LLC (“Rockland”). The Commission granted intervention for each of the above.

On January 31, 2014, Cold Springs, Desert Meadow, Hammett Hill, Mainline, Ryegrass, Two Ponds, Cassia, Hot Springs, Bennett Creek, Cassia Gulch, Tuana, and High Mesa collectively filed a Motion to Dismiss based upon Idaho R. Civ. Pro. 12(c) (“Cold Springs Motion to Dismiss”).

On February 7, 2014, AWEA and RNP filed Comments in support of the Cold Springs Motion to Dismiss. SRA also filed Comments on the Cold Springs Motion to Dismiss. Meadow Creek, Rockland, and Idaho Wind Partners filed to join in the Cold Springs Motion to Dismiss with additional comments. On February 7, 2014, Idaho Winds also filed a Motion to Dismiss.

## **II. ANSWERS TO MOTIONS/JOINDERS**

RP 57.03, Answers to Motions, provides, “In no event is a party entitled to more than fourteen (14) days to answer a motion or to file a motion for additional time to

answer. The Commission may act upon a motion under Rule 256.” However, RP 256.04, Support or Opposition to Prehearing Motion, states:

When a prehearing motion has been filed, all parties seeking similar substantive or procedural relief must join in the motion or file their own motion within seven (7) days after receiving the original motion. The party answering to or responding to the motion(s) will have fourteen (14) days from the time of filing of the last motion or joinder pursuant to the requirements of the previous sentence in which to respond, except as provided in Rule 256.02 and 256.03 of this rule.

### **III. REQUESTED RELIEF**

Here, the initial Motion to Dismiss was filed on January 31, 2014, and several Motions/Joinders were filed on February 7, 2014. Idaho Power intends to file one Answer to all Motions/Joinders filed in this matter, and pursuant RP 256.04 believes its Answer to be due on February 21, 2014, fourteen (14) days after the filing of the last Motion/Joinder.

However, because RP 57 states that a party may not have more than fourteen (14) days to answer a motion, and pursuant to RP 256, Idaho Power’s Answer would be filed fourteen (14) days after the last Motion/Joinder, but twenty-one (21) days after filing of the initial Motion to Dismiss, Idaho Power requests in the alternative that the Commission grant Idaho Power additional time with which to answer the initial Motion to February 21, 2014.

DATED at Boise, Idaho, this 14<sup>th</sup> of February 2014.



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DONOVAN E. WALKER  
Attorney for Idaho Power Company

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 14<sup>th</sup> day of February 2014 I served a true and correct copy of IDAHO POWER COMPANY'S MOTION REGARDING RESPONSE TO MOTIONS/JOINDERS upon the following named parties by the method indicated below, and addressed to the following:

**Commission Staff**

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**Cassia Wind Farm LLC; Hot Springs  
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LLC; Cassia Gulch Wind Park LLC; Tuana  
Springs Energy, LLC; and High Mesa  
Energy, LLC**

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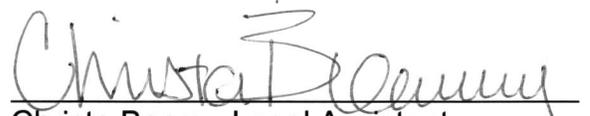
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**Idaho Wind Partners I, LLC; Meadow  
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Rockland Wind Farm, LLC**

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Christa Bearry, Legal Assistant