

Peter J. Richardson (ISB No. 3195)
Gregory M. Adams (ISB No. 7454)
Richardson Adams, PLLC
515 N. 27th Street
Boise, Idaho 83702
Telephone: (208) 938-7900
Fax: (208) 938-7904
peter@richardsonadams.com
greg@richardsonadams.com

RECEIVED
2013 DEC 20 PM 1:35
IDAHO PUBLIC UTILITIES COMMISSION

Attorneys for Cassia Wind Farm, LLC

BEFORE THE
IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF TARIFF ADVICE NO.)
13-05 OF IDAHO POWER COMPANY FOR) CASE NO. IPC-E-13-25
AUTHORITY TO UPDATE SCHEDULE 86.)
) PETITION TO INTERVENE
) OF CASSIA WIND FARM, LLC
)
)
)
)
)
)

Pursuant to IDAPA 31.10.01.071-.074 and the Notice of Intervention Deadline issued by the Idaho Public Utilities Commission (“Commission”) on December 6, 2013, Cassia Wind Farm, LLC, hereinafter referred to as “Intervenor,” hereby petitions the Commission for leave to intervene herein and to appear and participate herein as a party, and as grounds therefore states as follows:

1. The name and address of this Intervenor is:

Cassia Wind Farm, LLC
c/o Exelon Wind LLC
4601 Westown Parkway, Ste. 300
West De Moines, Iowa 50266

2. This Intervenor will be represented herein by:

Peter J. Richardson (ISB No. 3195)
Gregory M. Adams (ISB No. 7454)
Richardson Adams, PLLC
515 N. 27th Street
Boise, Idaho 83702
Telephone: (208) 938-7900
Fax: (208) 938-7904
peter@richardsonadams.com
greg@richardsonadams.com

3. Copies of all pleadings, production requests, production responses, Commission orders and other documents should be provided to Peter Richardson as noted above and to:

Paul Ackerman
Assistant General Counsel
Exelon Business Services Corporation
100 Constellation Way
Baltimore, MD 21202

4. This Intervenor is qualified to conduct business in the State of Idaho under applicable provisions of Idaho law. This Intervenor currently operates Cassis Wind Farm, LLC, (“Plant”) a small power production qualifying facility (“QF”) in Idaho selling its output to Idaho Power Company. This Intervenor has a PURPA contract providing for Idaho Power to purchase the output of the Plant.

5. This Intervenor sells the output under a Firm Energy Sales Agreement (“FESA”) executed in 2006, which contains the Commission-approved 90%/110% performance band provision. *See generally* Order No. 29632. That FESA provides for payment at a specified market index rate for “Surplus Energy” deliveries that fall outside of the performance band. This Intervenor’s interest could be impacted by this proceeding to the extent that any party attempts to

utilize this proceeding to address payments made under that FESA or a replacement market index utilized in that FESA.

6. Therefore, this Intervenor claims a direct and substantial interest in this proceeding because it is a QF that may be impacted by the outcome of this proceeding.

7. This Intervenor intends to participate herein as a party, and if necessary, to introduce evidence, cross-examine witnesses, call and examine witnesses, and be heard in argument. The nature and quality of evidence which this Intervenor will introduce is dependent upon the nature and effect of other evidence in this proceeding.

8. Without the opportunity to intervene herein, this Intervenor would be without any means of participation in this proceeding which may have a material impact on its ability to enter into PURPA contracts in the State of Idaho.

9. Granting this Intervenor's petition to intervene will not unduly broaden the issues nor will it prejudice any party to this case.

WHEREFORE, Cassia Wind Farm, LLC respectfully requests that this Commission grant its Petition to Intervene in these proceedings and to appear and participate in all matters as may be necessary and appropriate; and to present evidence, call and examine witnesses, present argument and to otherwise fully participate in these proceedings.

DATED this 20th day of December, 2013.

RICHARDSON ADAMS, PLLC

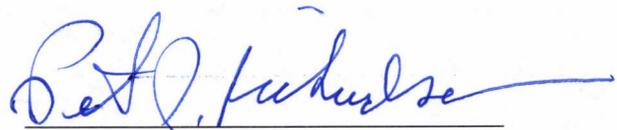
By 
Peter Richardson
Of Attorneys for Cassia Wind Farm, LLC

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 20th day of December, 2013, a true and correct copy of the within and foregoing PETITION TO INTERVENE BY THE CASSIA WIND FARM, LLC, Case No. IPC-E-13-25, was served by electronic mail and hand delivery, to:

Donovan Walker
Idaho Power Company
1221 West Idaho Street (83702)
PO Box 70
Boise, Idaho 83707-0070
dwalker@idahopower.com

Greg Said
Idaho Power Company
1221 West Idaho Street (83702)
PO Box 70
Boise, Idaho 83707-0070
gsaid@idahopower.com



Peter Richardson