

# GIVENS PURSLEY LLP

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2002 MAY -1 AM 10:47

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Jeffrey A. DeVoe	Kevin T. Maloney	W. Hugh O'Riordan
Emily MacMaster Durkee	Kimberly D. Maloney	Kenneth L. Pursley
Thomas E. Dvorak	John M. Marshall	Brad V. Sneed
Roy Lewis Eiguren	Kenneth R. McClure	Conley E. Ward
Timothy P. Fearnside	Kelly Greene McConnell	Robert B. White
Jeffrey C. Fereday	Cynthia A. Meililo	Raymond D. Givens
Karl T. Klein	Christopher H. Meyer	James A. McClure
Debra K. Kristensen	Kendall L. Miller	Stephanie C. Westermeier
Anne C. Kunkel	L. Edward Miller	OF COUNSEL

May 1, 2002

**VIA HAND DELIVERY**

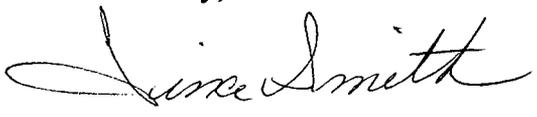
Jean Jewell  
Idaho Public Utilities Commission  
472 W. Washington  
P.O. Box 83720  
Boise, ID 83720-0074

Re: Nu-West Industries, Inc.; Case No.: PAC-E-02-1

Dear Jean:

I am enclosing the original and seven copies of Nu-West Industries' Petition to Intervene. If you have any questions, please call me.

Sincerely,



Tina N. Smith  
Assistant to Conley E. Ward

Enclosure  
S:\Sec\S234\CORR\2002-4-30 PUC Nu-West Intervene.doc

Conley Ward  
GIVENS PURSLEY LLP  
277 North 6th Street, Suite 200  
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Boise, ID 83701  
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IDAHO PUBLIC  
UTILITIES COMMISSION

Attorneys for Nu-West Industries, Inc.  
S:\MACS\CEW\Nu-West\petition to intervene.rtf

**BEFORE THE IDAHO PUBLIC SERVICE COMMISSION**

IN THE MATTER OF THE APPLICATION OF  
PACIFICORP DBA UTAH POWER & LIGHT  
COMPANY FOR APPROVAL OF CHANGES  
TO ITS ELECTRIC SERVICE SCHEDULES

CASE NO.: PAC-E-02-1

NU-WEST INDUSTRIES' PETITION  
TO INTERVENE

Nu-West Industries, Inc. ("Nu-West") petitions this Commission for leave to intervene in the above entitled proceeding pursuant to Rules 72 and 73 of the Commission's Rules of Practice and Procedure, IDAPA 31.01.01.072 and -.073. In support of this Petition, Nu-West states as follows:

1. Nu-West's facility near Soda Springs is PacifiCorp's second largest Idaho customer..
2. Potlatch has a direct and substantial interest in these proceedings because this Commission's decision may, directly or indirectly, affect the rates paid by Nu-West to PacifiCorp.
3. Nu-West is unable to state its position at this stage of the proceedings, and therefore seeks to intervene for the purpose of receiving documents, examining witnesses, and otherwise participating as its interest may appear.
4. Nu-West's representatives for the purpose of service of pleadings and other written materials are:

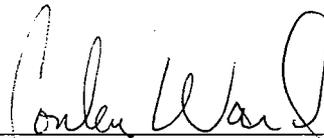
Conley Ward  
GIVENS PURSLEY LLP  
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P.O. Box 2720  
Boise, ID 83701  
(208) 388-1200  
(208) 388-1201 (fax)  
cew@givenspursley.com

Gary Thoms  
Agrium U.S., Inc.  
131 Lake Fraser Dr., S.E.  
Calgary, Alberta  
T2J7E8 Canada  
(403) 225-7566  
(403) 225-7610 (fax)  
gthoms@agrium.com

5. This Petition is late filed as a result of excusable neglect, but will not unjustifiably broaden the issues or otherwise delay these proceedings.

WHEREFORE, Nu-West respectfully requests that the Commission grant this Petition to Intervene and authorize Nu-West to participate in the above entitled proceedings with full rights as a formal party.

DATED this 30th day of April, 2002.



---

Conley Ward  
GIVENS PURSLEY LLP  
Attorneys for Nu-West Industries Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 15<sup>th</sup> day of May, 2002, I caused to be served a true and correct copy of the foregoing by the method indicated below, and addressed to the following:

Jean Jewell  
Idaho Public Utilities Commission  
472 W. Washington Street  
P.O. Box 83720  
Boise, ID 83720-0074  
 U.S. Mail  Fax  By Hand

Doug Larson  
PacifiCorp  
201 S. Main, Suite 2300  
Salt Lake City, UT 84140  
 U.S. Mail  Fax  By Hand

James R. Smith  
Monsanto Company  
P.O. Box 816  
Soda Springs, ID 83276  
 U.S. Mail  Fax  By Hand

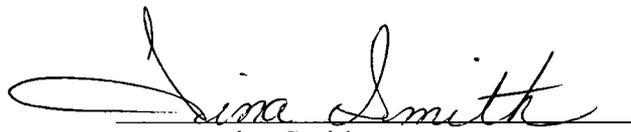
Timothy Shurtz  
411 S. Main  
Firth, ID 83236  
 U.S. Mail  Fax  By Hand

John Eriksson  
Stoel Rives LLP  
201 S. Main, Suite 1100  
Salt Lake City, UT 84111  
 U.S. Mail  Fax  By Hand

Eric L. Olsen  
Racine Olson Nye Budge & Bailey  
P.O. Box 1391  
Pocatello, ID 83204-1391  
 U.S. Mail  Fax  By Hand

Randall C. Budge  
Racine Olson Nye Budge & Bailey  
P.O. Box 1391  
Pocatello, ID 83204-1391  
 U.S. Mail  Fax  By Hand

Anthony J. Yankel  
29814 Lake Road  
Bay Village, OH 44140  
 U.S. Mail  Fax  By Hand

  
Tina Smith

# The City of Firth

P.O. Box 37  
Firth, Idaho 83236

Phone 208-346-6574

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2002 FEB 28 PM 5:06

IDAHO PUBLIC  
UTILITIES COMMISSION

February 26, 2002

Idaho Public Utilities Commission  
P.O. Box 83720  
Boise, Idaho 83720-0074

Ref: Case Number PAC-E-02-1

The Firth City Council held a meeting on February 25, 2002, in that meeting it was voted on not to intervene in the above case. We hope this will not be a problem and are sorry for any inconvenience this may have caused.

*Mike Kress*  
\_\_\_\_\_  
Mike Kress, Mayor

Attest:

*Robert Dial*  
\_\_\_\_\_  
Robert Dial, City Clerk

Timothy J. Shurtz  
411 S. Main  
Firth, ID 83236

Mr. Ron Law  
Idaho Public Utilities Commission  
472 W. Washington  
PO Box 83720  
Boise, ID 83720-0074

Re: CASE NO. PAC-E-02-1

Honorable Commissioners:

I request the right to continue as an intervenor in case no. PAC-E-02-1. The city of Firth has chosen not to continue I feel that I have a strong personal interest this case.

First, I voted to renew the Utah Power franchise for the City of Firth so I feel personal responsibility to the people of Firth for that vote.

As a community leader, other people outside of Firth have approached me and shown an interest in this case. I feel they should also be represented as well.

I am also a power consumer of Utah Power.

I feel for these reasons that I should continue as an intervenor to represent these interests.

I do not plan to expand on the issues in this case.

I appreciate your time and consideration.

Sincerely,

*Timothy J. Shurtz* 02/27/02  
Timothy J. Shurtz

PAUL RAY BYINGTON  
Notary Public  
State of Idaho  
*Paul Ray Byington*

MY COMMISSION EXPIRES  
November 30, 2003  
RONDED TIME NOTARY PUBLIC UNDERWRITERS

RECEIVED LAW OFFICES OF  
RACINE OLSON, NYE BUDGE & BAILEY

2002 JAN 14 PM 3:44  
CHARTERED  
CENTER PLAZA-CORNER FIRST & CENTER  
POST OFFICE BOX 1391  
POCATELLO, IDAHO 83204-1391  
IDaho PUBLIC UTILITIES COMMISSION  
TELEPHONE (208) 232-6101  
FACSIMILE (208) 232-6109

BOISE OFFICE

CONRAD J. AIKEN  
101 SOUTH CAPITOL  
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U.S. BANK PLAZA, SUITE 202  
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W. MARCUS W. NYE  
RANDALL C. BUDGE  
JOHN A. BAILEY, JR.  
JOHN R. GOODELL  
JOHN B. INGELSTROM  
DANIEL C. GREEN  
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KIRK B. HADLEY  
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MITCHELL W. BROWN  
ERIC S. HUNN  
DAVID E. ALEXANDER  
LISA M. CHRISTON  
RICHARD A. HEARN, M.D.  
ERIC L. OLSEN  
LANE V. ERICKSON  
PATRICK N. GEORGE  
SCOTT J. SMITH

SENDER'S E-MAIL ADDRESS: rcb@racinelaw.net

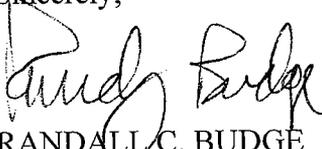
January 10, 2002

Jean Jewell, Secretary  
Idaho Public Utilities Commission  
P.O. Box 83720  
Boise, Idaho 83720-0074

Re: PAC-E-02-1

Dear Jean:

Enclosed for filing in the captioned matter you will find the original and seven copies of  
Petition of Monsanto Company for Leave to Intervene.

Sincerely,  
  
RANDALL C. BUDGE

RCB:rr  
Enclosures

Randall C. Budge, ISB 1949  
RACINE, OLSON, NYE, BUDGE &  
BAILEY, CHARTERED  
P.O. Box 1391; 201 E. Center  
Pocatello, Idaho 83204-1391  
Telephone: (208) 232-6101  
Fax: (208) 232-6109

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IDAHO PUBLIC  
UTILITIES COMMISSION

Attorneys for Intervenor Monsanto Company

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

**In the Matter of the Application of PacifiCorp, )  
dba Utah Power & Light Company, for ) Case No. PAC-E-02-1  
Approval of its Proposed Electric Service )  
Schedules. )  
\_\_\_\_\_ )**

**PETITION OF MONSANTO COMPANY FOR LEAVE TO INTERVENE**

COMES NOW Monsanto Company, herein called "this Intervenor" and pursuant to Rule 72 of the rules of Procedure of the Idaho Public Utility Commission, by this Petition asks leave to intervene herein and to appear and participate as a party herein, and as basis therefor states as follows:

- (1) The name and address of this Intervenor is:

Mark Boswell  
Assistant General Counsel (E2NR)  
Monsanto Company  
800 N. Lindbergh Boulevard  
St. Louis, Missouri 63167

This Intervenor will be represented by:

Randall C. Budge  
Racine, Olson, Nye, Budge & Bailey, Chartered  
P.O. Box 1391; 201 E. Center  
Pocatello, Idaho 83204-1391

and requests that copies of all pleadings and production requests and responses should be provided to the following:

Randall C. Budge  
Racine, Olson, Nye, Budge & Bailey, Chartered  
P.O. Box 1391; 201 E. Center  
Pocatello, Idaho 83204-1391  
Telephone: (208) 232-6101  
Fax: (208) 232-6109

Richard Anderson  
Energy Strategies, Inc.  
39 Market Street, Suite 200  
Salt Lake City, Utah 84101  
Fax: (801) 521-9142

James R. Smith  
Monsanto Company  
P.O. Box 816  
Highway 34 North  
Soda Springs, Idaho 83276  
Phone: 208-547-3391 x 207  
Fax: 208-547-3312

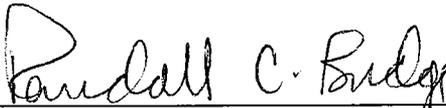
(2) This Intervenor is a special contract customer of PacifiCorp and therefore has a direct and substantial interest in this proceeding and intend to participate in all respects herein as a party as may be required to represent its interests.

(3) Without the opportunity to intervene herein, this Intervenor would be without a manner or means of participating in the lawful determination of issues which will result in affecting its rates for electric service.

WHEREFORE, this Intervenor requests that this Commission confirm this Intervenor's leave 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, cross-examine witnesses, present argument, and to otherwise fully participate in the proceedings.

DATED this 10<sup>th</sup> day of January, 2002.

RACINE, OLSON, NYE, BUDGE &  
BAILEY, CHARTERED

By   
RANDALL C. BUDGE

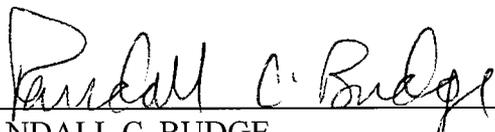
**CERTIFICATE OF MAILING**

I HEREBY CERTIFY that on this 10<sup>th</sup> day of January, 2002, I served a true, correct and complete copy of the foregoing document, to each of the following:

Jean D. Jewell, Secretary  
Idaho Public Utilities Commission  
P.O. Box 83720  
Boise, Idaho 83720-0074

John M. Eriksson  
Stoel Rives LLP  
201 S. Main St., Ste 1100  
Salt Lake City, Utah 84111

Doug Larson  
PacifiCorp  
201 South Main, Suite 2300  
Salt Lake City, Utah 84140-0023

  
RANDALL C. BUDGE

LAW OFFICES OF  
**RACINE, OLSON, NYE, BUDGE & BAILEY**  
**CHARTERED**

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IDAHO PUBLIC UTILITIES COMMISSION

LOUIS F. RACINE, JR.  
WILLIAM D. OLSON  
W. MARCUS W. NYE  
RANDALL C. BUDGE  
JOHN A. BAILEY, JR.  
JOHN R. GOODELL  
JOHN B. INGELSTROM  
DANIEL C. GREEN  
BRENT O. ROCHE  
KIRK B. HADLEY  
FRED J. LEWIS  
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SCOTT J. SMITH

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POCATELLO, IDAHO 83204-1391  
TELEPHONE (208) 232-6101  
FACSIMILE (208) 232-6109

BOISE OFFICE  
CONRAD J. AIKEN  
101 SOUTH CAPITOL  
BOULEVARD  
U.S. BANK PLAZA, SUITE 202  
BOISE, IDAHO 83702  
TELEPHONE: (208) 395-0011  
FACSIMILE: (208) 433-0167

SENDER'S E-MAIL ADDRESS: elo@racinelaw.net

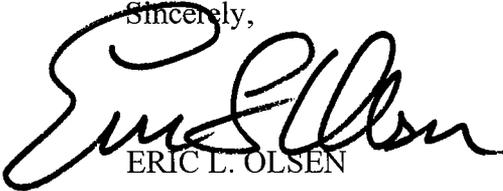
January 10, 2002

Mrs. Jean Jewell, Secretary  
Idaho Public Utilities Commission  
P.O. Box 83720  
Boise, Idaho 83720-0084

Re: Case No. PAC-E-02-1

Dear Mrs. Jewell:

Enclosed for filing in the captioned matter you will find the original and seven copies of  
Petition of Idaho Irrigation Pumpers Association for Leave to Intervene.

Sincerely,  
  
ERIC L. OLSEN

ELO:rr  
Enclosures  
cc: Service List

Eric L. Olsen  
RACINE, OLSON, NYE, BUDGE &  
BAILEY, CHARTERED  
P.O. Box 1391; 201 E. Center  
Pocatello, Idaho 83204-1391  
Telephone: (208) 232-6101  
Fax: (208) 232-6109  
Attorneys for Intervenor  
Idaho Irrigation Pumpers Association, Inc.

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**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

IN THE MATTER OF THE APPLICATION )  
OF PACIFICORP, DBA UTAH POWER & ) **Case No. PAC-E-02-1**  
LIGHT COMPANY FOR APPROVAL OF ITS )  
PROPOSED ELECTRIC SERVICE SCHEDULES )  
\_\_\_\_\_ )

**PETITION OF IDAHO IRRIGATION PUMPERS ASSOCIATION, INC.,**  
**FOR LEAVE TO INTERVENE**

COMES NOW Idaho Irrigation Pumpers Association, Inc., herein called "this Intervenor" and pursuant to Rule 72 of the rules of Procedure of the Idaho Public Utility Commission, by this Petition asks leave to intervene herein and to appear and participate as a party herein, and as basis therefor states as follows:

(1) The name and address of this Intervenor is:

Idaho Irrigation Pumpers Association, Inc.  
c/o Lynn Tominaga  
P.O. Box 2624  
Boise, Idaho 83701-2624

This Intervenor will be represented by:

Eric L. Olsen  
Racine, Olson, Nye, Budge &  
Bailey, Chartered  
P.O. Box 1391; 201 E. Center  
Pocatello, Idaho 83204-1391