

✓ To A.V. for Int. list. ✓ Ed Howell sent 5/7/02

Jean Jewell

working

From: Ed Howell
Sent: Monday, May 06, 2002 3:15 PM
To: Jean Jewell; Ed Howell; Gene Fadness; Tonya Clark
Subject: Comment acknowledgement

WWW Form Submission:

Monday, May 06, 2002
2:15:17 PM

Case: PAC-E-02-1
Name: Stanley Searle
Street Address: 6267 So. 55 West
City: Idaho Falls
State: Idaho
ZIP: 83402
Home Telephone: 208-523-8609
E-Mail: stansearle@aol.com

Company: PacifiCorp
mailing_list_yes_no: yes

Comment_description: I am writing in opposition to Cas No. PAC-E-02-1, PacifiCorp stipulated agreement and Power Cost Surcharge. First and foremost is that this is a rate increase which is not in compliance with the offer given Idaho customers in the buy out. (Case No. PAC-E-99-1, Order No. 2823, Page 6 of 48) All local papers reported and the commission stated there would be a rate freeze. These two sources are where we get our reports from. This leads me to the next problem. The public did not get informed about the rate case until it was too late to testify. Now we have the public meetings and workshops during one of the busiest times of the year for farmers, our planting season. We have to take critical time off from work to testify. It's like a doctor during an operation saying, "I'll be back in a couple of hours to finish this operation." We rate payers need time to study and prepare. The other side has everything in their favor. Rate payers were never given an opportunity to prove that 25 million is a wrong number. We are just to take what the company gives us. There is no net power cost study in Idaho to verify these numbers. Idaho Irrigators were given a buy back program to save money for the company and the farm. Now the company recovers it's losses and the farmer pays for lost revenue and additional expenses. Rate payers were not a part of the settlement discussions, just as we were not a part of the merger. Rate payers are being given a Merger Credit on the Scottish buyout. Now they want to increase the price and deduct the cost of the buy out. It's like buying a car. They say the price is \$30,000.00, but we will give you a \$2000.00 rebate. In other words, we will cut profits.

BPA Credit used in the stipulation is the farmers or the rate payer, if they qualify for the credit. It is not PacifiCorps. Why can they take a percentage of something that is not theirs?

In terms of the stipulation Order No. 29008, No. 8, page 4 -"A tune up may be implemented over a 12 month period, immediately following the 24 month PCS recovery period to reflect any under or over collection of the total authorized PCS amount." This sounds like we don't know what the charge is. We don't know how it will be collected. But one thing is for sure, the company will get what they want! What about the rate payer? Did the rate payer get a chance to show cost of the power buy back program to them -- The cost of the interruptable rate farmers have had to deal with? Yet they use the C Rate in their numbers not the A Rate which is what needs to be used to get a true picture

Who in Idaho has a right to do business --- the farmer or PacifiCorp?

Transaction ID: 561415.17
Referred by: <http://www.puc.state.id.us/scripts/polyform.dll/ipuc>

RECEIVED

FILED

2002 APR 29 AM 10:00

IDAHO PUBLIC UTILITIES COMMISSION

✓ Men. Ask sent 5/3/02

working

The Great ~~Utah Power~~ PacifiCorp Scottish Power Ripoff

Have you enjoyed the BPA energy discount (BPA Credit) on your electrical power bill the last couple of months?

DON'T GET USED TO IT!

PacifiCorp (dba Utah Power & Light) has filed an application (Case No. PAC-E-02-1) with the Idaho Public Utilities Commission to take most of the BPA credit away from the residential and small farm power users. The BPA credit has resulted in a 44% average reduction in residential power bills. If PacifiCorp has their way this 44% will be cut to about 27% and PacifiCorp will walk away with a nice \$22,700,000.00 (22.7 million dollars) of Idaho residents and farmers money. Actually PacifiCorp will be taking \$25 million as they are also taking \$2.3 million in merger credit that they promised to Idaho customers.

How can this happen you ask? I suggest you ask the Idaho Public Utilities Commission and our elected officials this question. I also suggest that you request that the Stipulation on Case No. PAC-E-02-1 be stopped. This is the stipulation that grants PacifiCorp authority to take your \$25 million.

The Idaho Public Utilities Commission will be holding public hearings on this case at Rigby on the 6th of May and at Preston on the 7th of May

Hearings:

May 6th Rigby Senior Citizens Center
391 Community Lane
workshop 6:00pm
Formal Hearing 7:30pm

May 7th Preston, Robinson Building
200 West 200 North
workshop 6:00pm
Formal Hearing 7:30pm

Comments may also be sent to the Idaho Public Utilities Commission
Mail, PO Box 83720, Boise, ID 83720-0074
Email, www.puc.state.id.us
Fax, (208) 334-3762

Please, please stop this increase. We farmed for years, some financial problems & sold the farm - but no one helped us our losses - it took a lot of work & struggles. We do now and have appreciated the discount. And it means a ripoff to

*CC: JL
MF
DES
MFuss
AH
RL*

Jean Jewell

*✓ To: 'V'
for Int.
Parties list
✓ Ken Hake
gmt 5/3/02*

From: Ed Howell
Sent: Thursday, May 02, 2002 5:56 PM
To: Jean Jewell; Ed Howell; Gene Fadness; Tonya Clark
Subject: Comment acknowledgement

WWW Form Submission:

Thursday, May 02, 2002
4:55:34 PM

Case: PAC-E-02-1
Name: Gilbert Dayley
Street Address: 264 N. 4000 E.
City: Rigby
State: Idaho
ZIP: 83442
Home Telephone: (208) 745-6059
E-Mail: gil@idahosupreme.com
Company: Utah Power
mailing_list_yes_no: yes

Comment_description: Please reverse your decision to allow PacifiCorp to take \$25,000,000 from the Idaho Customers. The Idaho customers are entitled to the full amount of the BPA credit. When the merger with Scottish power was approved they agreed to a rate freeze for two years and to a merger credit for the Idaho customers. Please do not let them back out of these agreements. None of thier Idaho customers were notified of this questionable appropriation of our rightfull moneys.

Thanks for your help with this problem.

Transaction ID: 521655.34
Referred by: <http://www.puc.state.id.us/scripts/polyform.dll/ipuc>
User Address: 206.207.97.150
User Hostname: 206.207.97.150

Jean Jewell

✓ To A.V.
for Int. Pacific
his

✓ Sen. Ack
sent 5/3/02

From: Ed Howell
Sent: Wednesday, May 01, 2002 12:20 AM
To: Jean Jewell; Ed Howell; Gene Fadness; Tonya Clark
Subject: Comment acknowledgement

WWW Form Submission:

Tuesday, April 30, 2002
11:20:06 PM

Case: PAC-E-02-1
Name: Brent Hill
Street Address: 1010 South 2nd East
City: Rexburg
State: ID
ZIP: 83440
Home Telephone: 208-356-7495
E-Mail: bhill@senate.state.id.us
Company: PacifiCorp

mailing_list_yes_no: yes

Comment_description: In 1999, ScottishPower and Utah Power ran a full-page ad entitled, "You deserve to know who you're dealing with." The advertisement was to convince us all that the proposed merger between Utah Power's parent company PacifiCorp and foreign-owned ScottishPower would benefit Utah Power's customers. This was after about 135 concerned rate payers attended an emotional, sometimes confrontational hearing in Rexburg on July 27, 1999. In hearings, press releases, and paid advertisements, we were comforted with promises of better service and fewer rate increases.

The Idaho State Journal reported on October 13, 1999, that, "Executives of both utilities made verbal commitments to legislators the Glasgow-based ScottishPower would not seek a rate increase from its Idaho customers for three and probably up to five years, said state Rep. Golden Linford and Sen. Robert Lee, both Rexburg Republicans." Linford went on to say, "It is my opinion now that, at least for the short term, ScottishPower's offer probably gives us more rate stability than we would likely have under PacifiCorp."

That "stability" crumbled last year when PacifiCorp tried to take advantage of quick profits by selling its low-cost power at soaring rates in other states. But when the loss of one of its Utah generation plants left PacifiCorp unable to honor its contracts, it was forced to buy high-priced power to satisfy its obligations. In retrospect, it was a poor business decision-one that the utility now wants us to pay for. PacifiCorp (Utah Power) wants the Idaho Public Utilities Commission to allow it to recover its losses by increasing rates to its customers over the next two years. Originally, PacifiCorp requested \$38,000,000 in cost recovery. Negotiations thus far have reduced that amount by 40% to \$22,700,000. Already financially-strapped farmers will be forced to pay millions of dollars in additional power bills to irrigate their crops. Tight household budgets will pick up most of the balance in extra charges each month over the next two years.

Idaho statute requires that, "all rules and regulations made by the public utility affecting or pertaining to its charges or service to the public shall be just and reasonable." Charging Idaho customers for its own poor business decisions does not appear just and reasonable.

Transaction ID: 4302320.6
Referred by: <http://www.puc.state.id.us/scripts/polyform.dll/ipuc>
User Address: 12.7.222.156
User Hostname: 12.7.222.156

✓ To A.V.
✓ To Dan

Jean Jewell

From: Ed Howell
Sent: Monday, April 29, 2002 10:44 AM
To: Jean Jewell; Ed Howell; Gene Fadness; Tonya Clark
Subject: Comment acknowledgement

WWW Form Submission:

Monday, April 29, 2002
9:44:03 AM

Case: PAC-E-02-01
Name: Brent Morgan
Street Address: Box 901
City: Moore
State: Idaho
ZIP: 83255
Home Telephone: 208-681-9298
E-Mail: BrentTMorgan@Hotmail.com

Company: Utah Power
mailing_list_yes_no: yes

Comment_description: Utah Power, better known in Arco as Utah Power&Light Rip-off, has for many years been gouging us on their rates. The take-over by the new foreign company was supposed to hold rates on a steady level. It is my understanding they invested in some things during last years power crisis that caused the loss that they are now trying to charge back to the customers. It is an investor owned company, the investors should take the loss. For the first time in my life time in Arco(55 years)we have received a significant rate reduction, now they want us to give back a chunk of it. In my humble opinion, Utah Power's service area in Arco should be sold to Lost River Electric which is a locally run utility that is much more reliable and tuned to the desires of the local people. Lost River Electric Cooperative has for many years entertained the idea of purchasing Utah Power's service area in Arco, but for many years, several things have blocked the sell, most of all probably being political influences. Why we have to continue making individual investors richer when a local consumer owned utility could run the service area much more efficiently, I will never understand.

Transaction ID: 429944.3
Referred by: <http://www.puc.state.id.us/scripts/polyform.dll/ipuc>
User Address: 12.23.71.173
User Hostname: 12.23.71.173

Jean Jewell

✓. Adv. for
Int. Pacific list.
✓ Glen Ack
sent 4/15/02

PAC-E-02-1

From: Bill Eastlake
Sent: Monday, April 15, 2002 9:59 AM
To: Jean Jewell
Subject: FW: Pacific Corp. Proposed Rate Increase

Add this to your pile of comments, if it didn't also come to you. I will respond if you wish. Let me know.

-----Original Message-----

From: Reedersj@aol.com [mailto:Reedersj@aol.com]
Sent: Saturday, April 13, 2002 3:53 PM
To: Bill Eastlake
Cc: chair@micron.net; BMDlaw@ida.net
Subject: Pacific Corp. Proposed Rate Increase

The move by Pacificorp to raise the cost of power to residential customers is not acceptable. Those of us in the Idaho region see all of the area power providers providing power at a reasonable cost. For years UP&L (Pacificorp) has had their way with the Idaho customers.

The BPA credit has been a welcomed relief from the high cost of power. My power bill is the lowest that it has been since I can remember. The BPA credit will stimulate the Idaho Economy and allow the elderly and poor the ability to take care of their families.

The high cost of power during the electrical shortage was a direct result of the power companies trying to increase the rates. By causing a shortage they could increase the cost of power (supply and Demand). The only problem is that the public had to conserve to survive and this resulted in an excess power supply which in turn dropped the prices and backfired on them. The power companies are no better than OPEC and should be treated as such. Now they are asking you to bail them and reward them for their ruin of the state economies.

I hope that as members of the Idaho Public Utilities Commission that you will not allow this to happen. If you allow this to happen, you will be a direct cause of our local economy going down hill. I hope that you will listen to the local people and realize what damage would occur if you allow this to happen.

Steven Reeder
722 N 700 E
Firth, Idaho 83236

(208) 346-6539 Home
(208) 526-6587 Work
Reedersj@aol.com E-mail address

✓ To A.V. for Parties List

Jean Jewell

From: Ed Howell
Sent: Monday, May 06, 2002 10:32 AM
To: Jean Jewell; Ed Howell; Gene Fadness; Tonya Clark
Subject: Comment acknowledgement

WWW Form Submission:

Monday, May 06, 2002
9:32:12 AM

Case: Pac-e-02-1
Name: Bingham County Farm Bureau
Street Address: 124 North Oak
City: Blackfoot,
State: Idaho
ZIP: 83221

Home Telephone: 208-523-8609

E-Mail: stansearle@aol.com

Company: Pacific Corp

mailing_list_yes_no: yes

Comment_description: I'm writing in behalf of over 2600 members in the Bingham County Farm Bureau regarding their concerns with Case No. PAC-E-02-1, PacifiCorp stipulated agreement and power cost surcharge. The Bingham County Farm Bureau opposes the stipulated agreement and power cost surcharge agreement for the following reasons. We opposed the merger of Scottish Power and even in the face of great opposition in that merger the commission gave the approval. Reasons for that approval was stated in Case No. Pac-E-99-1, Order No. 28212, Page 6 of 48 under Rates. (1) Rates will not increas as a result of the merger. (2) At a minimum, Scottish Power shat not seek general rate increase for it's Idaho serivce territory effective prior to January 1, 2002. (3) Scottish Power and PacifiCorp shall provide guaranteed merger related cost of service reductions for four years through an annual merger credit.

In 1999 in our protest, we were given these as reasons to go through with the merger. The commission and local papers published that no rate increas was a big plus. We could at least be able to budget. Now many of the farmers are told that after being offered a buy-back program to save money, they now will be charged to recover it. Yet during those same years the farmers saw the worst commodity prices ever. How can they be given the same opportunity to recover losses? Some of the rate increases are due to big business not staying close enough to the actual operation. A fear we expressed due to the merger. Allowing PacifiCorp to recover deferred cost as requested allows rates to increase based on an isolated look at wholesale power costs. In the merger PacifiCorp stated that Idaho was only 4% of it's business. Last year a percentage of that 4% was used in a buy-out to cut cost for the other 96%. Yet the rate increase is being charged across the board. The BPA Credit the company is using to show irrigaters that their rate would not go up is a joke. (1) BPA Credit is only good if the famer qualifies. And it is the Farmers credit, not PacifiCorps. What do we do with those farmers who don't qualify? THE rate structure is flawed. What do we do about those who have expanded business this year. They will receive the cost of another person's business.

For the past 8 years the rate difference between Idaho Power and PacifiCorp has been a problem in the farming industry. We are trying to compete on an uneven field, even though we are across the road. The first year that we may be on the plus side, we allow a rate increase, yet there has not been a rate case addressing PacifiCorps net power costs. Just PacifiCorp taking parts of it's business and saying it costs a lot to operate in Idaho. The Commission is always looking at what the Company needs and if the laws are obeyed. IF a farmer entered into a contract and add he will not raise rate for two years, then during those two years spud prices drop to a dollar from an average of four dollars, does he have the righ to raise the rate due to unforeseen circumstances?

If the Commission believes this is not a rate increase, they need to explain that to the farmer who is paying the bill and has been for over 8 years. Sincerely Yours,

Stanley Searle
Bingham County Farm Bureau

Transaction ID: 56932.12

Jean Jewell

*✓ To AV. for
Sent Parties list
✓ Ken Ack sent
5/6/02*

From: Ed Howell
Sent: Sunday, May 05, 2002 5:33 PM
To: Jean Jewell; Ed Howell; Gene Fadness; Tonya Clark
Subject: Comment acknowledgement

WWW Form Submission:

Sunday, May 05, 2002
4:32:54 PM

Case: PAC-E-02-1
Name: Greg Richey
Street Address: 147 spruce St.
City: Shelley
State: Idaho
ZIP: 83274

Home Telephone: 208-357-7971
E-Mail: gregrichey@juno.com

Company: pacificorp
mailing_list_yes_no: yes

Comment description: I request that the stipulation on this case PAC-E-02-1 be stopped, they allready have enough of our money.

Transaction ID: 551632.54
Referred by: <http://www.puc.state.id.us/scripts/polyform.dll/ipuc>
User Address: 67.250.112.70
User Hostname: 67.250.112.70

Jean Jewell

*To: A.V. for
Int. Pacific list
Gene Fick sent
5/6/02*

From: Ed Howell
Sent: Saturday, May 04, 2002 11:28 PM
To: Jean Jewell; Ed Howell; Gene Fadness; Tonya Clark
Subject: Comment acknowledgement

WWW Form Submission:

Saturday, May 04, 2002
10:28:28 PM

Case: PAC-E-02-1
Name: Robert Welker
Street Address: 1125 E 1250 N
City: Shelley
State: ID
ZIP: 83274
Home Telephone: 208-357-3956
E-Mail: btwelker@lds.net
Company: Utah Power

mailing_list_yes_no: yes

Comment_description: I am asking you to stop stipulation on the above case . It would appear that PacifiCorp is trying to recover funds they agreed to let BPA credit to residential users. Please help me understand how a contract can be broken so easily at the burden of the user. Thank you.

Robert Welker

Transaction ID: 542228.28
Referred by: <http://www.puc.state.id.us/scripts/polyform.dll/ipuc>
User Address: 209.197.0.24
User Hostname: 209.197.0.24

Osgood Canal Company

2777 N 25 W
Idaho Falls, ID 83402

*✓ Gen. A. Jensen 13/02
✓ To Adv. for Int. Div. PAC-E-02-1*

2002 MAR 11 PM 3:41

Wayne Jensen

UTILITY COMMISSION

March 7, 2002

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

To Whom It May Concern:

In our annual meeting held March 6, 2002 we invited Bob Smead from Utah Power and Light to inform us on the current proposal that is before the Idaho Public Utilities Commission regarding specifically irrigators. Mr. Smead did an excellent job in explaining the new tariff and we feel that we have a good understanding of the effects that it will have on our canal and the individual irrigators.

The load issue that has resulted from the ABC rates has been a burden upon the canal and has caused for some waste of water. This new proposal will do away with the forced load curtailment resulting in better control of our water. Further more with our size system as well as the size farms of our irrigators we see a substantial reduction in power cost. I understand that there may be some opposition to this but feel that it is in the best interest of the majority of irrigators. As a director of our canal I am hopeful that the Public Utilities Commission will be able to work with Utah Power on this current proposal and secure this new tariff in an expedient manner. It is important to finalize this long before the irrigation season begins in order to make plans for this coming year.

Thank you for your consideration in this matter, please keep us informed of any changes or developments that we ought to be aware of.

Sincerely,

Wayne A. Jensen

Wayne and Ann Jensen
2777 N 26 W
Idaho Falls, Idaho 83402

*RL
J Leckie
M Faunce
RES
M Fuss
A hold*

Jean Jewell

From: Ed Howell
Sent: Saturday, March 09, 2002 4:41 PM
To: Jean Jewell; Ed Howell; Gene Fadness; Tonya Clark
Subject: Comment acknowledgement

WWW Form Submission:

Saturday, March 09, 2002
4:40:58 PM

Case: PAC-E-02-1
Name: Bryon L Reed
Street Address: 2277 N 35 W
City: Idaho Falls
State: ID
ZIP: 83402
Home Telephone: 208-522-4691
E-Mail: reedfarm@hotmail.com
Company: Utah Power - Pacific Corp
mailing_list_yes_no yes
Comment_description: I have been informed of the new tariff that is before the PUC regarding rate changes for irrigators. I am very much in favor of the change as I understand it. It will be a great savings of water if Utah Power cancels the load management as it currently exists. During the time that we are off the water goes right down the canal and it is wasted. Further more that saving that will result will be excellent. Please pass there current proposal as quickly as possible so that we can make crop plans for the upcoming season.

Thank You,

Bryon L Reed

Transaction ID: 391640.58
Referred by: <http://www.puc.state.id.us/scripts/polyform.dll/ipuc>
User Address: 12.7.222.94
User Hostname: 12.7.222.94

Jean Jewell

*✓ Gen. A-R
sent 1/02
✓ To AV. for Int.
Pacific Inst.*

From: Ed Howell
Sent: Monday, March 11, 2002 11:18 AM
To: Jean Jewell; Ed Howell; Gene Fadness; Tonya Clark
Subject: Comment acknowledgement

WWW Form Submission:

Monday, March 11, 2002
11:17:50 AM

Case: PAC-E-02-1
Name: Osgood Canal Company
Street Address: 2277 N 35 W
City: Idaho Falls
State: ID
ZIP: 83402
Home Telephone: 208-522-4691
E-Mail: osgoodcanal@yahoo.com
Company: Utah Power
mailing_list_yes no: yes

Comment_description: I am the secretary for the Osgood Canal Company which is a irrigation canal west of Idaho Falls that irrigates 6500 acres. We are very interested in the recent proposed tariff from Pacific Corp. We are very much in favor of eliminating the mandatory load management that has been in effect and utilized by Utah Power last year. It has been to expensive to be on the A rate, we have been on B rate because we cannot have the canal shutting off three different times during the week. We have been using B rate so we can plan for a one day a week shutdown. When this day occurs we waste alot of water during the filling and draining of the canal. We have been informed off the changes that Utah Power has ask for and we are very much in favor of those changes. We urge you to accept the change and do it in a timely manner to allow implimentation before the irrigation season begins. Thank you for your time in this matter. Please keep us informed of the progress.

Bryon Reed
Secretary - Osgood Canal

Transaction ID: 311117.50
Referred by: <http://www.puc.state.id.us/scripts/polyform.dll/ipuc>
User Address: 12.7.219.11
User Hostname: 12.7.219.11

WORK



IDAHO FARM BUREAU FEDERATION

P.O. Box 167 • 500 W. Washington Street
Boise, Idaho 83701-0167 • (208) 342-2688
FAX (208) 342-8585

June 28, 2002

Paul Kjellander, President
Marsha Smith, Commissioner
Dennis Hansen, Commissioner
Idaho Public Utilities Commission
472 W. Washington Street
Boise, Idaho 83702

Re: Case No. PAC-E-02-1, PacifiCorp Stipulated Agreement and Cost Surcharge Order No. 29034

Dear Commissioners Kjellander, Smith, and Hansen:

I am writing on behalf of the 52,700 member families of the Idaho Farm Bureau Federation (IFBF) regarding Case No. PAC-E-02-1, PacifiCorp Stipulated Agreement and Power Cost Surcharge and Commission Order No. 29034.

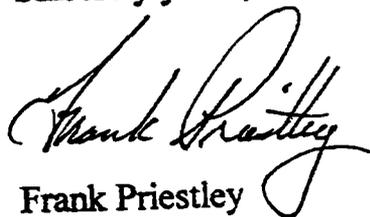
The Idaho Farm Bureau Federation supports the Public Utilities Commission's decision to impose a hefty fine on PacifiCorp relating to the utility's violation of Rule 102. The Commission's Order notes compliance with Rule 102 can be accomplished with a bill stuffer or additional comment page. It is IFBF's opinion that this is a fairly inexpensive and easy task to accomplish since PacifiCorp filed this case January 2002. The Commission's Order further notes that "Failure to provide the required individual notice potentially limits public participation in our proceedings..." Commissioner Hansen notes similar concerns in his opinion saying "the public was not given proper notice of these proposed settlement negotiations....most of the public had little time to properly prepare and study the effect it may have on them. In my judgment this violation warranted a larger credit."

We agree with Commissioner Hansen that a larger fine to offset the credit should be implemented because of the public's limited input. Over the long term, this rate case may have considerably more impact on customers' bills

*cc: JK
MF
DES
MFUSS
AH
RH*

Friday, June 29, 2001 9:50 AM
than the \$20.00 credit. Furthermore, if the Company was unwilling or unable to provide customer notification, it could have worked with the various agricultural or consumer groups to provide a mailing list or labels so that individual notice went out to members of the public impacted by this settlement.

Sincerely yours,



Frank Priestley
President

Cc:

Speaker Newcomb	
Senator Geddes	
Rick Keller	IFBF
Greg Nelson	IFBF
Kendall Keller	IFBF
Stan Searle	IFBF
Lynn Tominaga	IWPG

Washu

RECEIVED
FILED

*✓ Gen Ark
Buss 5/14/02
✓ To A.V.*

FAXED
5/10/02

Agrium

2002 MAY 13 AM 9:10

IDAHO PUBLIC
UTILITIES COMMISSION

Agrium Conda Phosphate Operations*
3010 Conda Road
Soda Springs, ID 83276
Tel: 208-547-4381
Fax: 208-547-2550

May 10, 2002, 2002

File No: PM-02-008

Paul Kjellander
President
472 West Washington St.
PO 83720
Boise, Idaho 83720-0074

Subject: PacifiCorp's Prospective Power Rate Surcharge to Nu-West Industries Inc.(Nu-WestTM),
Idaho Public Service Commission Case No.:PAC-E-02-1

Dear Mr. Kjellander:

With respect to the above-mentioned matter, although some oral evidence has been presented to you already, I would like to add a few comments from my perspective as Manager of the Nu-West Conda plant. As you may already be aware, Agrium had a very difficult 2001-year which resulted in an operating loss. The fertilizer industry is very competitive and is currently in a difficult part of the Fertilizer industry cycle. As a result of the competitive environment, the pricing of our product is based on our expected operating costs at the time. Nu-West is unable to retroactively pass through to our customers of last year, a power cost surcharge, which may now be imposed on Nu-West. Nu-West believed we had a fixed price power deal when we made operating decisions at our facilities and when we developed our selling prices for 2001.

We would greatly appreciate it if you would consider the above in reaching a decision with respect to this matter.

Sincerely,

Charles H. Ross

Charles H. Ross
General Manger

*CC: JH
MF
DES
MEUSS
AH
RL*

* A Registered Name of Nu-West Industries, Inc.

*✓ Gen. Adv.
sent 5/15/02
✓ to A.V.*

RECEIVED
FILED



2002 MAY 13 AM 9:10

May 8, 2002
378 Yale Ave
Rexburg, Idaho 83440

IDAHO PUBLIC UTILITIES COMMISSION
Idaho Public Utilities Commission
PO Box 83720
Boise, Idaho 83720-0074

Re: Pacific Corp. Rate Increase

I am writing to testify about the recent public meeting held in Rigby, Idaho on May 6, 2002. I want this to be included in all reviews of the hearing on the "Rate Increase for Pacific Corp."

First, I must comment that it appeared that Idaho Public Utilities Commission had already made a decision to OK the rate increase prior to the public meeting held in Rigby, Idaho. If this is true I feel that this is disingenuous on the part of the Commission to approve a rate increase with out a full hearing by the public.

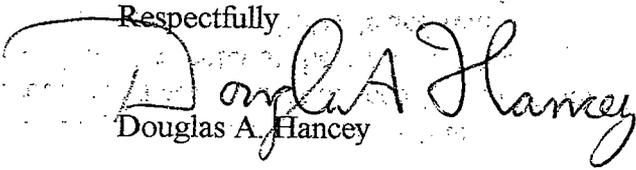
I feel that the rate increase must not be approved for the following reasons:

The \$38 million cost over run by Pacific Corp. was due to its contractual commitments to various wholesale accounts and not to meet the needs of the retail customers in Idaho. I asked the Commission's presenter at the meeting if the commission knew how much of the \$38 million was for wholesale and retail demands. He stated that the commission did not know. This is the crux of the matter. The stockholders of Pacific Corp. must be held accountable for their management's lack of fore sight on not being able to live up to its contracts to other wholesales. The fact that the Hunter plant went down is once again the company's problem not the customers in Idaho and should not be factored in Pacific Corp.'s need to buy power and incur cost over runs.

Also, both the presenters from the Public Utilities Commission and Pacific Corp. kept saying that the rate increase was only a 4% over the 2000 rate. Only by careful analysis was a person able to determine that the current BPA credit to the customer was going to be cut by 8%. A total of 12% was the actual rate increase.

In summary I find that the Idaho Public Utilities Commission should and must not approve any rate increase to Pacific Corp.

Respectfully


Douglas A. Hancey

✓ in ~ file
sent 5/15/02
✓ To A.N.

May 6 2002

RECEIVED
FILED



2002 MAY -9 PM 3:39

UTAH PUBLIC
UTILITIES COMMISSION

Public Utilities Commission

Case # AC - F - 00000000

In reference to
I urge you to vote no on the Utah Power
Co rate increase.

Reason no 1 It is very untimely when the
economy is in a recession, especially for farmers &

Low income households
no 2 It is especially untimely for seniors
who have a set income.

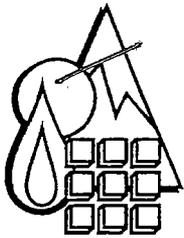
no 3 Our power bill would be terribly high
now if it wasn't for the B.P.A. credit we
receive.

no 4 We feel Utah Power & Light could do a lot
better job in managing their company as a business.

A rate increase is untimely & not
justified Please vote no for an increase

Sincerely

A. Woodrow Peterson



IDAHO
PUBLIC UTILITIES
COMMISSION

2002 MAY -9 AM 10:31

✓ Myr. Ack
sent 5/15/02
✓ To A.V.

Public Workshop & Hearing
Case No. PAC-E-02-1

May 7, 2002

IDAHO PUBLIC
UTILITIES COMMISSION
WHAT DO YOU THINK?

If you cannot or do not want to testify in person at this hearing but want your opinion noted, please use the space below to write your comments. Add extra sheets as needed. You may either hand this sheet to a commission staff member or mail it to:

IPUC, PO Box 83720, Boise, ID 83720-0074.

You may also post comments on our WebSite.

www.puc.state.id.us

click on "comments & questions."

As Senior Citizens about to retire and be on a fixed income a raise in our power bill would make things more difficult for us and many seniors in our situation. I think our money should stay with us here in eastern Idaho and not go to another state and another country. I was against the sale of Utah Power in the first place and don't think the peoples voice was listened too in the matter and once again I don't beleive we are being listened to in this matter either. It is as though us here on this side of the state away from Boise have no say as to how our state is run. You are not on Utah Power so it doesn't matter to you how much our power bill goes up. Pacifi Corp should honor their agreement.

Name LaNada Gifford

Address 391 E 525N.

Firth, Id. 83236

*✓ Min. Ask
sent 5/15/02
✓ To A.V.*

Idaho Public Utilities Commission
Boise, ID 83263

Dear Commissioners,

I would like to thank you for holding the hearing in Preston this week. I appreciate that you would take the time to listen to the concerns of the people of Southeastern Idaho. Sometimes we feel that we are left out by the rest of the state.

I did not testify that night but would like to share my feelings about the rate increase. I feel this should not even be an issue to be looked at. Scottish Power had an agreement with the people of Idaho and that agreement should be honored.

I am a home owner 10 miles north of Preston. The power company will not allow my home to be on "time of day" rates because I have a barn near my house. We have a few horses that we raise for our enjoyment. And we seldom use any power in the barn. I have understood that I did not meet all of the requirements for the "time of day" rate. And I accepted this. My power bill has been over \$100.00 a month since I have moved into this house 18 years ago. Last month was the first time that it had dropped below \$100.00. I use about 1,500 KWH a month (about 50 KWH /day.) Last summer when the power company asked us to conserve power, I unplugged my dryer, hung out all of my clothes and dropped my KWH to 36 /day. I know of other neighbors who were willing to sacrifice and conserve for the good of all.

Most of the people in Franklin County are working hard to make ends meet. We are basically agricultural and agriculture has taken quite a hit the past few years. Franklin County has one of the lowest income per capita in the State of Idaho. These people don't try to seek compensation from somewhere else, they tighten their belts and work a little harder. When the farms are hurting, the businesses are hurting and the whole county feels the crunch.

The dairies have been regulated to death. One example is the waste ponds that every dairy was required to put in. And now there is talk of odor "sniffers". The grain prices have plummeted and the cost of machinery and fertilizers have skyrocketed. Most farmers are working hard to stay on top of things.

One way that the farmers have to earn a little extra money is to develop some of their land. But in Franklin County Scottish Power owns all of the ground water. They will not allow their water to be used for developments. I have been a member of the Franklin Co Planning and Zoning for 6 years. This has been a great concern and the Power Company is not even willing to discuss the matter. Instead of being able to cluster groups of homes together, they must be built on 1 acre or larger parcels. Our farm ground is being chopped up and individual wells are being

punched into the ground through out the county.

I am telling you all of this not because I think that you can fix these problems. I want you to have a better understanding of the good people of Franklin County. I want you to understand what they are feeling. And I want you to know that more money out of our pockets IS a rate increase however it is labeled. I want you to know that many more people would have been at the hearing that night but there was a school band concert, a civil defense mock disaster, and numerous youth church groups meeting that night. We go on working hard and giving service, trusting that the people we have elected will take care of our interests, protect us from injustices and work to uphold the contracts that were made. I am sure that a rate increase in the future is inevitable, but to ask for retro money is absurd and would never be allowed in any other business. I would hope that you will see the injustice if Scottish Powers request and deny their request.

If you have any questions about this letter please feel free to call me. Again thank you for taking the time to listen. I am counting on your good judgement.

Sincerely,



Shauna Geddes

7555 No FoxHollow

Preston, ID 83263

(208) 852-3148

(208) 852-1090 days



IDAHO FARM BUREAU FEDERATION

P.O. Box 167 • 500 W. Washington Street

Boise, Idaho 83701-0167 • (208) 342-2688

FAX (208) 342-8585

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MAY 8 AM 9:06

IDAHO PUBLIC
UTILITIES COMMISSION

Ms. Marsha Smith, Chairman
Idaho Public Utilities Commission
472 W. Washington Street
Boise, Idaho 83702

May 6, 2002

Re: Case No. PAC-E-02-1, PacifiCorp Stipulated Agreement and Cost Surcharge

Dear Commissioner Smith,

I am writing on behalf of the 52,700 member families of the Idaho Farm Bureau Federation (IFBF) regarding Case No. PAC-E-02-1, PacifiCorp Stipulated Agreement and Power Cost Surcharge.

The Idaho Farm Bureau Federation opposes the stipulated agreement and Power Cost Surcharge agreement for the following reasons:

If the commission approves this stipulated agreement, then the commission has circumvented the two year rate freeze it placed on Scottish Power and the benefit it provided to rate payers who had the expectation of no rate increase for two years. Granting PacifiCorp the opportunity to recover the deferred costs incurred during that time frame undermines the benefits of the merger agreement to ratepayers and the commission's staff.

PacifiCorp claims it is not asking for a rate increase, but instead asking ratepayers to reimburse it for the cost of doing business during that time. What good is a rate moratorium if PacifiCorp is reimbursed for the cost of doing business during the same time period? Neither the ratepayers nor the commission staff would have supported the merger if they had known PacifiCorp could petition the commission for cost reimbursements under the rate freeze.

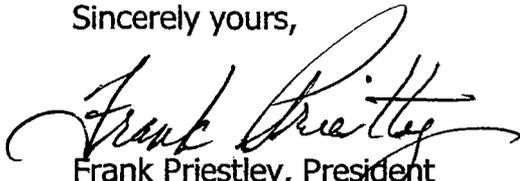
Allowing PacifiCorp to recover deferred costs as requested allows rates to increase based on an isolated look at wholesale power costs while ignoring its revenue and responsibilities, all of which is further magnified by the fact that it's been 12 years since the last Idaho rate case addressing PacifiCorps net power costs.

The stipulated agreement also includes a Rate Mitigation Adjustment (RMA) intended to assure that no customer class will receive an increase during the 2 year period of the surcharge. The RMA will be implemented as a line item charge on customers' bills. If

the commission approves the excess power costs now then how can ratepayers trust the commission that the RMA will be honored?

And lastly, the rate payer should receive the full 44% rate decrease provided through the BPA credit instead of the 27% provided in the stipulated agreement.

Sincerely yours,



Frank Priestley, President
Idaho Farm Bureau Federation

cc: Commission Dennis Hansen
Commission Kjellander
Rick Keller, IFBF
Greg Nelson, IFBF
Lynn Tominaga, IWPG
Rep. Bruce Newcomb, Speaker
Sen. Bob Geddes, Pro Tem
Sen. Joe Stiegner
Rep. Bert Stevenson
Sen. Sheila Sorensen
Rep. Bill Diehl



✓ Jim Hoke sent 5/15/02 ✓ to A.V.

Franklin County Commissioners

BRAD K. SMITH
Chairman
2977 EAST HIGHWAY 36
PRESTON, IDAHO 83263
(208) 852-3027

May 10, 2002

Franklin County
39 West Oneida
Preston, Idaho 83263
(208) 852-1090
Fax (208) 852-1094
email: franklin@gemstate.net

PAUL F. CAMPBELL
297 EAST DEPOT
WESTON, IDAHO 83286
(208) 747-3465
Idaho Public Utilities Commission
472 W. Washington
Boise, Idaho 83702-5983

ALAN S. CARTER
306 MAPLE CREEK ROAD
FRANKLIN, IDAHO 83237
(208) 646-2517

Dear Commissioners;

We would like you to know our concerns for the proposed rate increase by Scottish Power. We are very concerned and upset about their request for this rate increase to be retroactive to a prior date.

It was not very long ago when public hearings were held for the approved merger of Utah Power (PacifiCorp) and Scottish Power. We were very much opposed to this merger since we already had higher rates than Idaho Power customers and our neighbors in Utah who were customers of Utah Power. We were wined and dined by Scottish Power executives who assured us that we would be treated fairly. We were skeptical at that time that the interests of southeastern Idaho could be served from a company based "abroad." We are even more skeptical now and plead for your support in our behalf.

As you well know the economy of all of Idaho is suffering! As we tighten our belts and try to make ends meet, they should do the same also. When times are tough this seems like the most inopportune for them to ask to bailed out by their customers. They asked for us, we did not ask for them! They should be made to keep their promises and then some. Their employees are the highest paid in the area. In county government if we cannot make ends meet we have to freeze wages and lay people off. They should exercise similar measures.

Your support of interests of the citizens of Franklin County would be greatly appreciated! If you have any questions, don't hesitate to call.

Sincerely,

Franklin County Commissioners
Brad Smith Chairman

246 W 3rd N.
Rigby ID 83442-1107
May 6 2002

*✓ Ken Ask
sent 5/15/02
✓ To Adv.*

RECEIVED
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2002 MAY -8 AM 9:10

IDAHO PUBLIC
UTILITIES COMMISSION

Ida Public Utilities Comm.
P.O. Box 83720
Boise ID 83720-0074

Ladies & Gentlemen:

I would like to request that the Stipulation on Case No. PAC-E-02-1 be stopped. (Scottish Power). It seems that a lot of big companies are getting greedy, no consideration for the customers.

Also, I would like to make a complaint due to power line noise at my location. I operate an Amateur Radio Station, and the line behind my house seems to be a real RF generator. On the receiving scale of my radio equipment, 1 to 10, this noise is 8. Even with some noise blanking buttons, there is still a lot of noise. Am also involved in local Civil Defense activities, and this noise interferes. I have asked the Power co people a few times in the past but it seems that they are not interested much. For the price we have to pay for power, we should be getting noise free as much as possible.

*Referred
to Consumer
Affairs*

Thank You

Very truly yours,

Keith B Anderson
Keith B Anderson

✓ Min Ack sent 5/15/02 ✓ to AV



Thomas A. Kennelly

269 Nez Perce Avenue
Rexburg, Idaho 83440
Tel. (208) 656-0811
Fax (208) 656-9032

F A X # 208-334-3762

IMPORTANT

May 8, 2002

Mr. Paul Kjellander
Ms. Marsha Smith
Mr. Dennis Hansen

Dear Members of the Public Utility Commission:

Having followed commentary in the newspapers, and television, I can no longer fail to vocalize my angst over the gall of PacifiCorp's request to raise the electrical rates they charge.

I am a seventy year old, politically conservative, previously self-employed commercial mortgage banker for 43 years who disdains governmental control over business endeavors, however I have finally changed my attitude. When it comes to the very essentials of life, electrical power, water, gasoline fuel oil, which affect every citizen of Idaho I am coming to believe that the rates charged must be controlled by elected or appointed citizenry. If for no other reason than to stop the abuse that is now being perpetrated by PacifiCorp.

In all my many years of business, which was transacted in many states, I was never guaranteed a profit. Never did I have any kind of subsidy which would level out my fluctuating income. Never did I offer any kind of guarantee to my stockholders that there would be profits to be distributed in any one year. If mistakes were made, we took our lumps. If we were wise and made good business decisions we profited--such is the business world.

To think that PacifiCorp would utilize their facilities to take advantage of "quick profits" by selling power that was of minimal cost to them to states which were suffering with rising power rates, without recognizing that power woes could also afflict their own customers was a gross mistake in business judgment. They, obviously, had to purchase higher priced power to augment their own supply to meet customer needs, which of course diminished their profits. These are the vicissitudes of doing business. Now they come to you, the Idaho Public Utility Commission to tearfully plead for a rate increase to please their stockholders, and their customers be damned.

The obvious question comes to mind. If indeed they had made millions in the sale of power to other states, would they have shared those blessings with their customers by reducing rates? The answer is a resounding "no" and yet they now expect their customers to cover their poor decisions by petitioning a rate increase. I sincerely encourage you, as a Commission, to have the fortitude and courage to tell them to drop dead on this request.

Sincerely,

FAXED
5-8-02

*✓ Ellen Ack
sent 5/15/02
✓ To A.V.*

Jean Jewell

From: Ellen Andrews
Sent: Thursday, May 09, 2002 11:42 AM
To: Jean Jewell
Cc: Beverly Barker
Subject: FW: Complaint acknowledgement

I am forwarding this to you only. I am not aware of anyone on the consumer side who is working on the case of UP&L.

-----Original Message-----

From: Ed Howell
Sent: Thursday, May 09, 2002 12:28 PM
To: Ellen Andrews; Beverly Barker; Ed Howell; Tonya Clark
Subject: Complaint acknowledgement

WWW Form Submission:

Thursday, May 09, 2002
11:27:50 AM

Name: Ed Conn
Street_Address:
City:
State:
ZIP:
Home_Telephone:
Work_Telephone:
E-Mail:
Business_Name: Basic American Foods
Business_Street_Address: 245 West 1000 North, Rexburg ID 83440
Business_Phone: 208-359-6820
Complaint_Company: UP&L
Contacted_utility: No

Complaint_description: I have serious concerns over the proposed electric utility rate hike proposed by UP&L. First of all, I feel that the retroactive component of the proposal is illegal and a breach of contract. Second, according to ABC News, the Federal Government is looking into the pricing of electric utilities and I would suggest that the UP&L proposal should be shelved, at least until the results of the investigation are made public.

Ed Conn
Rexburg Plant Manager
Basic American Foods

Transaction ID: 591127.50
Referred by: <http://www.puc.state.id.us/scripts/polyform.dll/cons>
User Address: 63.228.182.239
User Hostname: 63.228.182.239

Jean Jewell

*✓ To A.V.
for Int. Parties
list* *✓ Ken Ack
sent 5/14/02*

From: Ed Howell
Sent: Friday, May 10, 2002 6:14 PM
To: Jean Jewell; Ed Howell; Gene Fadness; Tonya Clark
Subject: Comment acknowledgement

WWW Form Submission:

Friday, May 10, 2002
5:13:41 PM

Case: PAC-E-02-1
Name: Robert Searcy, Idaho Pacific Corp.
Street Address: P.O. Box 478
City: Ririe
State: ID
ZIP: 83443
Home Telephone: 208-538-6971
E-Mail: searcy@idahopacific.com
Company: PacificCorp

mailing_list_yes_no: yes

Comment_description: As CFO for Idaho Pacific Corp., I attended the May 6th workshop in Rigby on PacificCorp's proposed rate increases. We have two points to make:

1. We are in agreement with Commissioner Dennis S. Hansen's dissenting opinion that the requested surcharge is in effect a deferred rate increase on the period prior to January 1, 2002 in which there was a rate increase moratorium agreed upon between the IPUC and Scottish Power.

My training and career has been in accounting and finance. In real businesses we cannot incur operating costs in one year and defer calling them expenses to a future year so that they can be reimbursed. It reminds me of one word--ENRON.

2. We have further argument if the IPUC concludes to go ahead with the \$25 million surcharge.

Effective January 1, 2002, residentials received a net rate decrease of 47%, and irrigators received a net rate decrease of 78% due to the \$170+ million BPA credit. As is evidenced by other utilities' failed attempts to get similar credits, it's obvious that the credit obtained by PacificCorp was a windfall of almost pure luck. However, commercial users don't get any BPA credits.

It was represented by the IPUC staff that the same energy environment that produced the high electricity costs from May 2000 to Oct 2001 was the same energy environment that produced the \$170+ million BPA credit for residentials and irrigators. It is our strong opinion that those who reap the windfalls of the period should also pay the costs. Giving residentials a 28% net decrease and irrigators a net 19% decrease while giving commercials a 4% increase is abusive.

It may be argued by some that the BPA credit is an entitlement that can't be taken away. This is rebutted by the fact that the IPUC staff took this opportunity to mitigate subsidies that the irrigators have been getting based on a cost of service basis. This was admitted to by a IPUC staff member. Additionally, this BPA credit is so large and so extraordinary that it goes beyond any reasonable entitlement.

As a commercial user, we request that any surcharges be allocated to the recipients of the BPA credit.

Thank you.

Robert Searcy
CFO, Idaho Pacific Corporation