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IDAHO PUBLIC
UTILITIES COMMISSION

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE)	CASE NO. PAC-E-10-07
APPLICATION OF PACIFICORP DBA)	
ROCKY MOUNTAIN POWER FOR)	APPLICATION FOR INTERVENOR
APPROVAL OF CHANGES TO ITS)	FUNDING
ELECTRIC RATE SCHEDULES)	

COMES NOW, the Idaho Conservation League (“ICL”) pursuant to Idaho Code § 61-617A and IDAPA 31.01.01.161–165 with the following application for intervenor funding. On July 9, 2010, the Commission granted ICL intervenor status in this matter in Order 32030.

I. Idaho Code § 61-617A and IDAPA Rule 31.01.01.161 Requirement

Rocky Mountain Power (“RMP”) is a regulated, electric public utility with gross Idaho intrastate, annual revenues exceeding three million, five hundred thousand dollars (\$3,500,000.00).

II. IDAPA Rule 31.01.01.162 Requirements

1. Itemized list of Expenses

The attached Exhibit A is an itemized list of expenses incurred by ICL in this proceeding.

2. Statement of Proposed Findings

The proposed findings and recommendations of ICL are set forth in the direct testimony of its expert witness, Dr. Don Reading. In summary, ICL proposed three findings for the Commission. First, ICL proposed a unique residential rate design for both schedule 1 and Schedule

36 customers. Second, ICL proposed that the Commission order RMP to bring the issue of moving the irrigation load control program before the Multi-State Protocol standing committee. Third, ICL proposed that the Commission order RMP to more fully justify its spending for pollution control equipment going forward. These three proposed findings are all distinct from the proposed findings of the Staff or any other intervenor.

3. Statement Showing Costs

ICL requests \$21,890 in intervenor funding, as shown in Exhibit A. This total includes \$13,460 in expert witness fees and \$8,430 in attorney's fees. ICL is not requesting any costs for postage, travel, or other expenses. Both the hourly rate and hours expended are reasonable for this complex, fully litigated case. ICL's attorney billing rate is below the current range for other intervening parties to account for his fewer years of experience. Our expert, Dr. Don Reading, is highly experienced and provided analytical expertise that fully illuminated the issues.

4. Explanation of Cost Statement

ICL is nonprofit organization supported solely through charitable donations. While some of our members are ratepayers of RMP, ICL does not represent any for-profit entity that stands to gain from rate decisions. To provide consistent, professional, and impactful advocacy, ICL has shifted its budgeting to dedicate a full-time, highly trained staff member to energy issues. Moreover, ICL funded the expertise of one of the most well-regarded experts in our state to assist in this matter. Both of these costs represent significant financial commitments in a time of difficult fundraising. Because charitable contributions are inherently unstable, the availability of intervenor funding is essential for ICL to participate in proceedings before the Commission.

5. Statement of Difference

ICL's proposed findings, both in substance and in support, differ from those offered by the

Staff. ICL proposed findings on rate design, irrigation load control, and pollution control costs.

Residential Rate Design

For schedule 1 customers, ICL proposed a \$5.00 fixed charge as opposed to RMP's request for a \$12.00 fixed charge. While the Staff also proposed a \$5.00 fixed charge, ICL provided the Commission with additional analysis in Dr. Reading's testimony; cross examined RMP witness Griffith to highlight the fixed rate in RMP's other states as well as the fixed rate in other Idaho IOUs; and pointed the Commission to the disparate billing impacts of RMP's proposal, demonstrated in Exhibit 84 page 13.

ICL proposed a unique rate design for schedule 1 customers consisting of three seasonally sized tiers with equal seasonal rates. This proposal is distinct from Staff's two tiered rates with both seasonal size and price changes. The prefiled testimony of Dr. Reading, as well as his testimony at hearing, provided a comprehensive analysis of this proposal for the Commission. More so than either RMP or the Staff, ICL's proposal focused sharply on the unique characteristics of RMP residential ratepayers in Idaho.

For schedule 36 customers, ICL proposed a lower fixed charge and seasonally equal time of use rates. This contrasts with Staff's proposal to adopt RMP's proposed design but with a small change to their proposed increase. Again, ICL's proposed design for Schedule 36 focused sharply on the unique characteristics of RMP's residential customers in Idaho.

Finally, ICL also provided analytical background concerning the difference between time of use and amount of use rate designs. ICL also provided some analysis of the relationship between income and energy use. While not a specific proposed finding, we hope the Commission found this material illuminating to the issue of residential rate designs.

Irrigation Load Control

ICL proposed that the Commission order RMP to bring a revision of the irrigation load

control program before the Multi-State Protocol standing committee. This proposal differed from the Staff proposal by highlighting the impact to funding for other DSM programs; provided additional and specific detail on how RMP treats the program for planning purposes; and recognized that the proper procedural method is to bring the issue to the MSP committee. At hearing, ICL engaged RMP witness Hunter on this issue, eliciting further explanation of the company position and statement that RMP supported ICL's proposal. RMP also proposed some revisions to the program including increasing the eligible pump size. To assist the Commission in weighing these proposals, at hearing ICL attempted to tease out more details on the number of individual customers that could be impacted by this change. Unfortunately, none of the witnesses could answer that question.

Pollution Control Costs

ICL was the only party in this matter to raise this issue—which constitutes a \$475,000,000 addition to rate base. Recognizing that the intersection of federal Clean Air Act requirements and utility ratemaking is a relatively new area, ICL offered a modest proposal to require further explanation of this issue in the future.

6. Statement of Recommendation

ICL's proposals addressed issues that concern the entire body of utility customers. Residential rate design generally concerns residential ratepayers. ICL's proposed design focused on the most effective signals to reduce overall energy conservation thereby limiting energy costs for the entire utility—a concern for all customers. Because all ratepayers contribute to the irrigation load control program, ICL's proposal to begin the process of reallocating these costs to other states within RMP's system also benefits all Idaho ratepayers. Finally, ICL's proposal for pollution control costs addresses a substantial rate base item, which again is a concern for all utility customers.

During the hearing, ICL also drew out additional testimony to assist the Commission's decision in other issues. For example, ICL cross-examined RMP witness Hunter concerning DSM issues and the alternative funding scheme used in Washington. With RMP witness Tallman, ICL highlighted the manner in which RMP uses the entire Dunlap wind ranch. Because ICL does not represent any for-profit entity that stands to gain from this rate case, we participated in a manner that fully illuminated various issues to assist the Commission in reaching a well-informed decision.

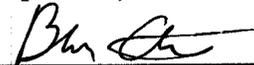
7. Statement Showing Class of Customer

ICL has individual members who are customers of RMP. Therefore, to the extent that ICL represents a specific customer class of the Company, it is the residential class.

WHEREFORE, for the reasons stated above, ICL requests that the Commission grant this Application for Intervenor Funding.

Submitted this 16th day of December, 2010.

Respectfully,



Benjamin J. Otto
Idaho Conservation League

EXHIBIT A

Professional Services of Dr. Don Reading, Ph.D.—\$13,460

76 hours 55 minutes at \$175 per hour (rounded to nearest dollar)

9/17/10	Meeting with ICL, IPUC	4:04
9/20/10	Review and analyze residential use data	4:42
9/20/10	Review and analyze testimony	0:37
9/20/10	Review and analyze tariffs	1:58
9/21/10	Meet with ICL	0:45
9/21/10	Review and analyze residential use data	0:47
9/23/10	Review and analyze tariffs	0:39
9/23/10	Review and analyze proposed residential rates	3:34
9/24/10	Review and analyze residential use data	1:10
9/27/10	Review and analyze proposed residential rates	2:09
9/29/10	Telephone conference with IPUC staff	0:43
10/05/10	Review and analyze residential use data	1:22
10/05/10	Meeting with ICL, IPUC	1:59
10/05/10	Preparation of testimony	2:30
10/06/10	Preparation of testimony	7:28
10/07/10	Preparation of testimony	3:30
10/08/10	Preparation of testimony	2:09
10/08/10	Review pollution control studies	3:26
10/08/10	Telephone conference with ICL	1:43
10/11/10	Review pollution control studies	1:15
10/13/10	Preparation of testimony	2:53
10/13/10	Telephone conference with ICL	1:14
10/14/10	Preparation of testimony	1:13
10/18/10	Review and analyze filed testimony	1:46
11/02/10	Review and analyze marginal costs	2:54
11/03/10	Review and analyze marginal costs	1:38
11/05/10	Review and analyze marginal costs	2:00
11/11/10	Review and analyze Wyoming DEQ agreement	3:24
11/12/10	Review and analyze Wyoming DEQ agreement	0:57
11/15/10	Review and analyze Wyoming DEQ agreement	3:06
11/16/10	Review and analyze Wyoming DEQ agreement	1:34
11/17/10	Review and analyze Wyoming DEQ agreement	1:06
11/19/10	Review and analyze Wyoming DEQ agreement	1:03
11/22/10	Review and analyze Wyoming DEQ agreement	1:07
11/24/10	Preparation for hearing	0:59
11/29/10	Preparation for hearing	1:33
11/30/10	Attendance at hearing	1:54

Attorneys Fees for Benjamin J. Otto—Total: \$8,430
 70 hours 15 minutes at \$120 per hour

9/17/10	Meet with Reading re: scope of work, review RMP filing and discovery responses, outline initial position, discuss further research needs.	3:15
9/21/10	Meet with Reading re: review initial position on residential rates, discuss strategy, further research planning	0:45
10/05/10	Meet with Reading re: outline testimony sections	0:45
10/08/10	Telephone conference with Reading re: irrigation load control testimony outline, research needs	1:45
10/11/10	Edit draft testimony	4:30
10/12/10	Edit draft testimony	3:15
10/13/10	Edit draft testimony	3:45
10/13/10	Telephone conference with Reading finalize testimony for filing	1:15
10/14/10	Final edit of testimony, prepare exhibit and certificate of service, and file with the PUC	6:15
10/18/10	Review direct testimony of Staff and intervening parties	4:15
10/19/10	Review direct testimony of Staff and intervening parties	3:45
10/21/10	Research marginal costs of Idaho utilites, Email Reading re: same	1:15
11/10/10	Review Wyoming DEQ agreement, email Reading re same	1:30
11/23/10	Review reading analysis of Wyoming DEQ pollution control agreement	1:15
11/26/10	Prepare for hearing	3:15
11/29/10	Prepare for hearing	2:45
11/30/10	Attend technical hearing	8:00
12/01/10	Attend technical hearing	8:00
12/02/10	Attend technical hearing	8:00
12/15/10	Prepare application for intervenor funding	1:30

Note: ICL tracks billing in 15-minute increments and rounds down for portions less than 10 minutes long.

CERTIFICATE OF SERVICE

I hereby certify that on this 16th day of December 2010, I delivered true and correct copies of the foregoing APPLICATION FOR INTERVENOR FUNDING in CASE NO. PAC-E-10-07 to the following via the method of service noted:

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December 16, 2010

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December 16, 2010