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September 27, 2013

**VIA OVERNIGHT DELIVERY**

Jean D. Jewell  
Commission Secretary  
Idaho Public Utilities Commission  
472 W. Washington  
Boise, ID 83702

Attention: Jean D. Jewell  
Commission Secretary

RECEIVED  
2013 SEP 27 AM 10:16  
IDAHO PUBLIC  
UTILITIES COMMISSION

**RE: CASE NO. PAC-E-13-04  
IN THE MATTER OF THE APPLICATION OF ROCKY MOUNTAIN POWER TO  
INITIATE DISCUSSIONS WITH INTERESTED PARTIES ON ALTERNATIVE RATE  
PLAN PROPOSALS**

Enclosed please find the original and seven (7) copies of Rocky Mountain Power's Opposition to CAPAI's request for intervenor funding for costs associated with CAPAI's motion to compel and related pleadings in the above referenced case.

Please let me know if you have any further questions.

Sincerely,

Mark C. Moench  
Senior Vice President and General Counsel  
Rocky Mountain Power

Enclosures

Cc: Service List

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*Attorneys for Rocky Mountain Power*

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

<b>IN THE MATTER OF THE )</b>	
<b>APPLICATION OF ROCKY )</b>	<b>CASE NO. PAC-E-13-04</b>
<b>MOUNTAIN POWER TO INITIATE )</b>	
<b>DISCUSSIONS WITH INTERESTED )</b>	
<b>PARTIES ON ALTERNATIVE RATE )</b>	<b>OPPOSITION TO REQUEST FOR</b>
<b>PLAN PROPOSALS )</b>	<b>INTERVENOR FUNDING</b>
<b>)</b>	

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**ROCKY MOUNTAIN POWER'S OPPOSITION TO CAPAI'S  
REQUEST FOR INTERVENOR FUNDING FOR COSTS ASSOCIATED WITH  
CAPAI'S MOTION TO COMPEL AND RELATED PLEADINGS**

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Rocky Mountain Power hereby submits its opposition to the request to the Idaho Public Utilities Commission (the "Commission") from the Community Action Partnership Association of Idaho ("CAPAI") for intervenor funding filed in the above captioned proceeding for any costs associated with CAPAI's Motion to Compel and related pleadings. In support of its opposition, Rocky Mountain Power states as follows:

1. On September 25, 2013, Community Action Partnership of Idaho filed a petition with the Commission seeking funding for the fees and costs associated with CAPAI's

participation in Rocky Mountain Power's alternative rate plan case. CAPAI's petition requests \$16,050 in intervenor funding, including \$15,300 in legal fees. Based on the petition and the attached "Itemized Expenses" it is not clear to Rocky Mountain Power what portion of this request is related to CAPAI's participation in settlement discussions, preparation of its witness testimony, and preparation for the hearing, and what portion is related to the Motion to Compel filed by CAPAI.

2. Because of this lack of transparency, Rocky Mountain Power respectfully submits that the Commission should require CAPAI to comply with Rule 162 and provide a detailed accounting regarding the number of hours that were spent on the Motion to Compel and Brief in Support filed by CAPAI and CAPAI's premature and disingenuous Reply to Response to Motion to Compel filed by Rocky Mountain Power, and disallow all costs associated with those pleadings. Rocky Mountain Power would also note that, despite the Commission's denial of CAPAI's request to file a legal brief at the end of the technical hearings, it appears that seven to eight pages of CAPAI's Petition for Intervenor Funding are in fact CAPAI's brief. Because the request to file a brief was denied, Rocky Mountain Power believes that intervenor funding for the preparation of the Petition should also be denied.

3. As described in Rocky Mountain Power's Response to CAPAI's Motion to Compel, filed with the Commission on August 9, 2013, Rocky Mountain Power fully and properly responded to CAPAI's data requests in a timely fashion. CAPAI's insistence, even in its Petition for Intervenor Funding, that Rocky Mountain Power failed to produce any information it was required to is disingenuous, and ignores the Commission Rules and Idaho Rules of Civil Procedure regarding discovery. CAPAI's Motion to Compel, its Brief in Support,

and its Reply were all unnecessary, a waste of party and Commission resources, and should not be supported by intervenor funding.

4. Accordingly, Rocky Mountain Power requests that the Commission deny CAPAI's request for intervenor funding in the case for costs associated with the Motion to Compel and associated pleadings. Rocky Mountain Power takes no position on the remainder of CAPAI's request for intervenor funding.

WHEREFORE, Rocky Mountain Power respectfully requests the following:

1. That the Commission grant Rocky Mountain Power's opposition to CAPAI's request for intervenor funding for any costs associated with CAPAI's Motion to Compel and related pleadings in Case No. PAC-E-13-04 as well as costs associated with preparation of the Petition for Intervenor Funding.

DATED this 27<sup>th</sup> day of September 2013.

Respectfully submitted,  
ROCKY MOUNTAIN POWER



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Mark C. Moench  
Daniel E. Solander

*Attorneys for Rocky Mountain Power*

### CERTIFICATE OF SERVICE

I hereby certify that on this 27<sup>th</sup> day of September, 2013, I caused to be served, via electronic mail, a true and correct copy of Rocky Mountain Power's Opposition in PAC-E-13-04 to the following:

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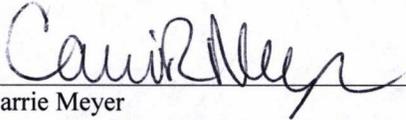
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