

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

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| IN THE MATTER OF THE APPLICATION |) | |
| OF PACIFICORP DBA ROCKY MOUNTAIN |) | CASE NO. PAC-E-13-04 |
| POWER TO INITIATE DISCUSSIONS WITH |) | |
| INTERESTED PARTIES ON ALTERNATIVE |) | NOTICE OF APPLICATION |
| RATE PLAN PROPOSALS |) | |
| |) | NOTICE OF |
| |) | INTERVENTION DEADLINE |
| |) | |
| |) | ORDER NO. 32761 |

On March 1, 2013, PacifiCorp dba Rocky Mountain Power filed an Application requesting that the Commission open a case “to identify interested parties that would like to participate [in] settlement discussions” regarding alternatives to the Company filing a general rate case. Application at 1. Accompanying the Application was Rocky Mountain’s “Notice of Intent” to file a general rate case. Rule 122 requires certain utilities to file a notice of intent at least 60 days before filing a general rate case. IDAPA 31.01.01.122.01. The Company acknowledges in its Notice that it cannot file a general rate case before May 31, 2013, and that rates resulting from such rate case will not become effective until January 1, 2014. Notice at 1; Order No. 32432 at 6.

NOTICE OF APPLICATION

YOU ARE HEREBY NOTIFIED that Rocky Mountain has expressed an interest in exploring alternatives to filing a general rate case. The Company has had informal discussions with several customer groups including the Idaho Irrigation Pumpers Association, Monsanto, PacifiCorp Idaho Industrial Customers, and Commission Staff. The Company states that the purpose of initiating discussions regarding possible alternatives to a rate case is to “avoid the necessity and associated expenses for all parties [by] avoiding a general rate case.” *Id.* at 2.

YOU ARE FURTHER NOTIFIED that the Company requests that the Commission initiate a case, set a deadline for intervention, and establish a schedule for settlement conferences to allow the parties to enter into settlement discussions pursuant to Rules 271-274. According to Rule 272, settlement negotiations are confidential, unless all participants to the negotiation agree to the contrary. IDAPA 31.01.272.

NOTICE OF APPLICATION
 NOTICE OF INTERVENTION DEADLINE
 ORDER NO. 32761

Based upon our review of the Application and Staff's recommendation, the Commission finds it reasonable to initiate a case so that parties can engage in settlement discussions in an effort to avoid or narrow issues in a general rate case. Because the Company has already had informal discussions with groups which normally appear in Rocky Mountain rate cases, we find it is appropriate to grant intervention to the Idaho Irrigation Pumpers Association, Monsanto, and PacifiCorp Idaho Industrial Customers. We find that intervention by these entities would serve the purpose of intervention as described by Rule 74, IDAPA 31.01.01.074. These parties need not file Petitions to Intervene in this case.

NOTICE OF INTERVENTION DEADLINE

YOU ARE FURTHER NOTIFIED that **persons other than those entities mentioned in the preceding paragraph desiring to intervene** in this matter for the purpose of engaging in settlement negotiations **must file a Petition to Intervene** with the Commission pursuant to this Commission's Rules of Procedure 72 and 73, IDAPA 31.01.01.072 and -.073. Persons intending to participate as parties in the settlement discussions must file a Petition to Intervene **within 14 days of the service date of this Order.**

YOU ARE FURTHER NOTIFIED that the following persons are designated as Rocky Mountain's representatives in this matter:

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|--|--|
| Daniel Solander | Ted Weston |
| Rocky Mountain Power | Rocky Mountain Power |
| 201 S. Main, Suite 2300 | 201 S. Main, Suite 2300 |
| Salt Lake City, UT 8411 | Salt Lake City, UT 8411 |
| E-mail: daniel.solander@pacificorp.com | E-mail: ted.weston@pacificorp.com |

YOU ARE FURTHER NOTIFIED that once the deadline for intervention has passed, the Commission Secretary shall prepare a Notice of Parties. Once the Notice of Parties is issued, Staff counsel will convene an informal prehearing conference for the parties to establish a schedule for settlement conferences and other issues.

YOU ARE FURTHER NOTIFIED that all hearings and prehearing conferences in this matter will be held in facilities meeting the accessibility requirements of the Americans with Disabilities Act (ADA). Persons needing the help of a sign language interpreter or other assistance in order to participate in or to understand testimony and argument at a public hearing may ask the Commission to provide a sign language interpreter or other assistance at the hearing.

The request for assistance must be received at least five (5) working days before the hearing by contacting the Commission Secretary at:

IDAHO PUBLIC UTILITIES COMMISSION
PO BOX 83720
BOISE, IDAHO 83720-0074
(208) 334-0338 (Telephone)
(208) 334-3762 (FAX)
E-Mail: secretary@puc.idaho.gov

YOU ARE FURTHER NOTIFIED that Rule 276 provides that the Commission is not bound by any settlement which may be reached by the parties. IDAPA 31.01.01.276. If a settlement is reached, the Commission will “independently review any settlement proposed to it to determine whether the settlement is just, fair and reasonable, in the public interest or otherwise in accordance with law or regulatory policy.” *Id.* The Commission may accept, reject or modify any settlement. Moreover, the proponents of settlement carry the burden of showing that the settlement is reasonable and in the public interest. Rule 275. When a settlement calls for Commission action, the Commission will prescribe an appropriate procedure to examine the proposed settlement. Rule 274.

YOU ARE FURTHER NOTIFIED that all proceedings in this matter will be conducted in accordance with the Commission’s Rules of Procedure, IDAPA 31.01.01.000 *et seq.*

ORDER

IT IS HEREBY ORDERED that persons desiring to intervene in this matter shall file a Petition to Intervene within 14 days of the service date of this Order.


IT IS FURTHER ORDERED that intervention is hereby granted to Idaho Irrigations Pumpers Association, Monsanto, and PacifiCorp Idaho Industrial Customers.

IT IS FURTHER ORDERED that once the deadline for Petitions to Intervene has passed, the Commission Secretary shall prepare and issue a Notice of Parties. Staff counsel shall convene an informal prehearing conference so that the parties may discuss a schedule for settlement conference and other preliminary matters.

DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 12th
day of March 2013.



PAUL KJELLANDER, PRESIDENT

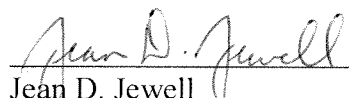


MACK A. REDFORD, COMMISSIONER



MARSHA H. SMITH, COMMISSIONER

ATTEST:



Jean D. Jewell
Commission Secretary

bls/O:PAC-E-13-04_dh