

# In the Supreme Court of the State of Idaho

IN THE MATTER OF THE APPLICATION )  
 OF IDAHO POWER COMPANY FOR A )  
 DETERMINATION REGARDING THE )  
 FIRM ENERGY SALES AGREEMENT FOR )  
 THE SALE AND PURCHASE OF )  
 ELECTRIC ENERGY BETWEEN IDAHO )  
 POWER COMPANY AND GROUSE )  
 CREEK WIND PARK, LLC (10-61) AND )  
 GROUSE CREEK WIND PARK II, LLC )  
 (10-62) )  
 ----- )  
 GROUSE CREEK WIND PARK, LLC, and )  
 GROUSE CREEK WIND PARK II, LLC, )  
  
     Petitioners-Appellants, )  
  
 v. )  
  
 IDAHO PUBLIC UTILITIES COMMISSION, )  
  
     Respondent-Respondent on Appeal, )  
  
 and )  
  
 IDAHO POWER COMPANY, )  
  
     Respondent-Intervenor/Respondent )  
     on Appeal. )

ORDER AUGMENTING THE RECORD  
  
 Supreme Court Docket No. 39151-2011  
 Idaho Public Utilities Commission No.  
 IPC-E-10-61(IPC-E-10-62)  
  
 Ref. No. 13-118

A MOTION TO AUGMENT with attachments was filed by counsel for Appellants on February 12, 2013, requesting this Court for an order to augment the appellate record in the above entitled appeal with copies of the documents attached to this Motion. Thereafter, a BRIEF IN OPPOSITION TO MOTION TO AUGMENT THE RECORD OR, IN THE ALTERNATIVE, MOTION TO AUGMENT RECORD with attachments A and B was filed by counsel for Respondent Idaho Public Utilities Commission on February 26, 2013. Subsequently, a RESPONSE TO MOTION TO AUGMENT was filed by counsel for Respondent-Intervenor Idaho Power Company on February 26, 2013. Therefore, good cause appearing,

IT HEREBY IS ORDERED that the augmentation record shall include the documents listed below, copies of which were attached to Appellants' MOTION TO AUGMENT:

1. Affidavit of Gregory M. Adams, legal counsel to Grouse Creek, filed with the Idaho Public Utilities Commission on February 27, 2012; and
2. The two Formal Complaints by Grouse Creek against Idaho Power Company filed with the Idaho Public Utilities Commission on November 8, 2012, copies of which were attached to the Affidavit of Gregory M. Adams listed above.

IT FURTHER IS ORDERED that the augmentation record shall include the documents listed below, copies of which were attached to Respondent IPUC's BRIEF IN OPPOSITION TO MOTION TO AUGMENT THE RECORD OR, IN THE ALTERNATIVE, MOTION TO AUGMENT RECORD:

1. Attachment A: E-mail dated November 29, 2010, from Grouse Creek's counsel (Peter Richardson) to Commission's counsel (Kristine Sasser) requesting that the complaints not be served upon Idaho Power; and
2. Attachment B: Transcript from the Commission's hearing on settlement of the Record (pages 49-55, 58-59).

IT FURTHER IS ORDERED that the due date for the filing of RESPONDENTS' BRIEFS with this Court (for a total of two briefs) shall remain as previously set for April 2, 2013.

DATED this 8<sup>th</sup> day of March, 2013.

By Order of the Supreme Court

  
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Stephen W. Kenyon, Clerk

cc: Counsel of Record