

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF JOINT PETITION OF) CASE NO. AVU-E-22-07
AVISTA CORPORATION AND FORD)
HYDRO LIMITED PARTNERSHIP) NOTICE OF PETITION
)
) **NOTICE OF**
) **MODIFIED PROCEDURE**
)
) **ORDER NO. 35431**

On May 11, 2022, Avista Corporation d/b/a Avista Utilities (“Company”) petitioned the Commission for approval of a Power Purchase Agreement (“PPA”) between the Company and Ford Hydro Limited Partnership (“Seller”) (collectively, “Parties”), concerning the sale of energy from the Seller’s hydroelectric generating unit near Weippe, Idaho (the “Facility”). The Facility is a qualifying facility (“QF”) under the Public Utility Regulatory Policies Act of 1978 (“PURPA”). The Parties request that their joint petition (“Petition”) be processed by Modified Procedure. *Petition* at 1.

The Commission now provides this Notice of Petition and establishes public comment deadlines for interested persons and the Company’s reply.

NOTICE OF PETITION

YOU ARE HEREBY NOTIFIED that the Parties intend the proposed PPA to replace a prior PPA which expires on June 30, 2022. *Id.* at 3. If approved, the Parties requested an effective date of July 1, 2022. *Id.*

YOU ARE FURTHER NOTIFIED that under the PPA the Seller would sell net delivered output to the Company at the avoided cost rate for non-fueled projects smaller than ten average megawatts per month; the Parties included the anticipated rates in Exhibit E. *Petition* at 3; Exhibit E. For surplus energy, the Company will pay the current month’s market energy cost per megawatt-hour, or the net delivered cost, whichever is lower. *Id.*

YOU ARE FURTHER NOTIFIED that the Company is obligated to purchase 5,000 megawatt hours annually from Seller. *Power Purchase Agreement* at 8. The Company will have the right—but not the obligation—to purchase any net delivered output from the Facility exceeding 1.499 megawatts in any hour. *Id.*

YOU ARE FURTHER NOTIFIED that the Company requests that the Commission issue an order approving the PPA, and, if approved, declare the prices to be just and reasonable, in the public interest, and the costs as legitimate. *Id.* at 7.

YOU ARE FURTHER NOTIFIED that the Petition and the PPA are available for public inspection during regular business hours at the Commission's office. These documents are also available on the Commission's website at www.puc.idaho.gov. Click on the "ELECTRIC" icon, select "Open Cases," and click on the case number as shown on the front of this document.

YOU ARE FURTHER NOTIFIED that all proceedings in this case will be held pursuant to the Commission's jurisdiction under Title 61 of the Idaho Code.

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

NOTICE OF MODIFIED PROCEDURE

YOU ARE FURTHER NOTIFIED that the Commission has determined that the public interest may not require a formal hearing in this matter, and it will review the case through written submissions under the Commission's Rules of Modified Procedure Rules 201-204 of the Idaho Public Utilities Commission's Rules of Procedure, IDAPA 31.01.01.201-204. The Commission notes that Modified Procedure and written comments have proven to be an effective means for obtaining public input and participation.

YOU ARE FURTHER NOTIFIED that persons desiring to state a position on this Petition may file a written comment explaining why they support or oppose the Petition. Persons who would like a hearing must specifically request a hearing in their written comments. **Persons shall have until July 6, 2022, to file written comments.** Comments must be filed through the Commission's website or by e-mail unless computer access is unavailable. To comment electronically, please access the Commission's website at www.puc.idaho.gov. Click the "Case Comment Form" and complete the form using the case number as it appears on the front of this document. To file by e-mail, the customer must e-mail the comments to the Commission Secretary and the Company at the e-mail addresses listed below. If computer access is unavailable, then comments may be mailed to the Commission and Company at these addresses:

For the Idaho PUC:

Commission Secretary
Idaho Public Utilities Commission
P.O. Box 83720
Boise, ID 83720-0074
secretary@puc.idaho.gov

Street Address for Express Mail:

11331 W. Chinden Blvd.
Building 8, Suite 201-A
Boise, ID 83714

For Avista Corporation:

Kevin Holland (MSC-7)
Michael G. Andrea (MSC-17)
1411 E. Mission Ave.
Spokane, WA 99202
kevin.holland@avistacorp.com
michael.andrea@avistacorp.com

For Ford Hydro Limited Partnership:

Brenda J. Ford
PO Box 1432
Lewiston, ID 83501

YOU ARE FURTHER NOTIFIED that the Parties must file any reply comments **by July 13, 2022.**

YOU ARE FURTHER NOTIFIED that if no written comments or protests are received within the time limit set, the Commission will consider this matter on its merits and enter its order without a formal hearing. If written comments are received within the time limit set, the Commission will consider them and, in its discretion, may set the same for formal hearing.

ORDER

IT IS HEREBY ORDERED that the Parties' Petition be processed by Modified Procedure, Rules 201-204 (IDAPA 31.01.01.201-.204). Persons interested in submitting written comments must do so by **July 6, 2022**. The Parties must file any reply comments by **July 13, 2022**.

IT IS FURTHER ORDERED that parties comply with Order No. 35375, issued April 21, 2022. Generally, all pleadings should be filed with the Commission electronically and will be deemed timely filed when received by the Commission Secretary. *See* Rule 14.02. Service between parties should continue to be accomplished electronically when possible. However, voluminous discovery-related documents may be filed and served on CD-ROM or a USB flash drive.

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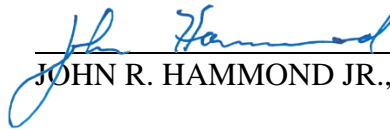
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 17th day of June 2022.



ERIC ANDERSON, PRESIDENT

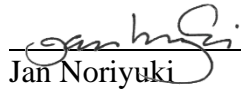


JOHN CHATBURN, COMMISSIONER



JOHN R. HAMMOND JR., COMMISSIONER

ATTEST:



Jan Noriyuki
Commission Secretary

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