

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE JOINT PETITION) CASE NOS. AVU-E-23-14
OF AVISTA CORPORATION AND STIMSON)
LUMBER COMPANY FOR APPROVAL OF) NOTICE OF PETITION
AMENDMENT NO. 3 TO POWER)
PURCHASE AND SALE AGREEMENT) NOTICE OF MODIFIED
) PROCEDURE
)
) ORDER NO. 35976

On September 21, 2023, Avista Corporation d/b/a Avista Utilities (“Avista”) and Stimson Lumber Company (“Stimson”) (collectively “the Parties”) filed a joint petition (“Petition”) with the Idaho Public Utilities Commission (“Commission”) requesting an order approving Amendment No. 3 to the Power Purchase Agreement (“Agreement”) between the Parties. The Parties represent that Amendment No. 3 extends the term of the Agreement through December 31, 2025, and updates the Agreement to apply the current published avoided cost rates to all power purchases by Avista under the Agreement during the period from January 1, 2024, through December 31, 2025. The Parties request that the Commission issue an order accepting Amendment No. 3 with an effective date of January 1, 2024.

NOTICE OF PETITION

YOU ARE HEREBY NOTIFIED that the Parties represent that the original Agreement, as amended by Amendment No. 1, was to expire by its terms on December 31, 2021. Petition at 3. The Parties represent that Amendment No. 2 extended the Agreement through December 31, 2023. *Id.*

YOU ARE FURTHER NOTIFIED that the Parties represent that the proposed Amendment No. 3 extends the term of the Agreement through December 31, 2025 and updates the Agreement to apply the current published avoided cost rates to all power purchases by Avista under the Agreement during the period from January 1, 2024, through December 31, 2025. *Id.* at 1.

YOU ARE FURTHER NOTIFIED that the Petition is available for public inspection during regular business hours at the Commission’s office. The Petition is 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, and 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 HEREBY NOTIFIED that the Commission has determined that the public interest may not require a formal hearing in this matter, and that it will proceed under Modified Procedure pursuant to the Commission's Rules of Procedure 201-204, 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 the person supports or opposes the Petition. Persons who would like a hearing must specifically request a hearing in their written comments and explain why written comments alone are insufficient. **Persons interested in filing written comments must do so within twenty-one (21) days from the date of this order.** 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 <http://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, persons must e-mail the comments to the Commission Secretary and the Parties at the e-mail addresses listed below. Persons submitting a comment by e-mail must provide their name, address, and the Case Number under which they are commenting. Persons submitting a comment by e-mail also acknowledge that submitting a comment in an open case constitutes a public record under *Idaho Code* § 74-101 (13), and all information provided by such person is available for public and media inspection.

If computer access is unavailable, then comments may be mailed to the Commission and the Parties at the addresses below. Persons submitting a comment by mail must provide their name, address, and the Case Number under which they are commenting. Persons submitting a comment by mail also acknowledge that submitting a comment in an open case constitutes a public record

under *Idaho Code* § 74-101 (13), and all information provided by such person is available for public and media inspection.

**For the Idaho Public Utilities
Commission:**

Commission Secretary
Idaho Public Utilities Commission
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For Avista:

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For Stimson Lumber:

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YOU ARE FURTHER NOTIFIED that the Parties must file any reply comments **within twenty-eight (28) days from the date of this order.**

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 final 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' filing be processed by Modified Procedure, Rules 201-204 (IDAPA 31.01.01.201-.204). Persons interested in filing written comments must do so within twenty-one (21) days from the date of this order. The Parties must file any reply comments within twenty-eight (28) days from the date of this order.

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.

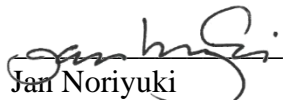
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 30th day of October 2023.


ERIC ANDERSON, PRESIDENT


JOHN R. HAMMOND JR., COMMISSIONER


EDWARD LODGE, COMMISSIONER

ATTEST:


Jan Noriyuki
Commission Secretary

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