



CASE NO. AVU-E-24-02

Avista Corp.
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Wednesday, January 31, 2024 10:46:33 AM
IDAHO PUBLIC
UTILITIES COMMISSION

Monica Barrios-Sanchez
Idaho Public Utilities Commission
11331 W. Chinden Blvd
Building 8, Suite 201-A
Boise, ID 83714

RE: Avista & The Regents of the University of Idaho - Joint Petition

Dear Ms. Barrios-Sanchez:

Enclosed for filing with the Commission is an electronic copy of the Avista and The Regents of the University of Idaho Joint Petition for approval of a Solar Power Purchase Agreement.

Please direct any questions regarding this report to Michael Andrea at (509) 495-2564 or myself at 509-495-4584.

Sincerely,

/s/Paul Kimball

Paul Kimball
Manager of Compliance & Discovery
Avista Utilities
509-495-4584
paul.kimball@avistacorp.com

Enclosure

For Avista Corporation

Michael G. Andrea (ISB No. 8308)
Senior Counsel
Avista Corporation
1411 East Mission, MSC-17
Spokane, WA 99202
Phone: (509) 495-2564

For the Regents of the University of Idaho

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Richardson Adams, PLLC
515 N. 27th Street
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BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE JOINT PETITION)	
OF AVISTA CORPORATION AND)	CASE NO. AVU-E-
REGENTS OF THE UNIVERSITY OF IDAHO)	
FOR APPROVAL OF POWER PURCHASE)	JOINT PETITION OF AVISTA
AGREEMENT)	CORPORATION AND THE REGENTS
)	OF THE UNIVERSITY OF IDAHO
_____)	

Avista Corporation (“Avista”) and the Regents of the University of Idaho (“University”) (collectively, the “Parties”) hereby petition the Idaho Public Utilities Commission (“Commission”) for an order approving the Power Purchase Agreement (“Agreement”) between Avista and the University for its 132.32 kW (AC) solar facility. The Agreement is attached hereto as Exhibit A.

1. **Names and Addresses of Petitioners**

Avista Corporation
1411 East Mission Avenue
Spokane, WA 99202

Regents of the University of Idaho
Gregory M. Adams (ISB No. 7454)
Richardson Adams, PLLC
515 N. 27th Street
Boise, Idaho 83702
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2. **Nature of Businesses**

Avista is a corporation created and organized under the laws of the State of Washington with its principal office in Spokane, Washington. Avista is an investor-owned utility engaged in, among other things, the business of generating, transmitting, and distributing electric power to wholesale and retail customers in Idaho and Washington. Avista also provides natural gas service to customers in Idaho, Washington, and Oregon. As such, Avista's rates, charges, services and practices are regulated, in part, by this Commission.

The University is a body politic and corporate organized and existing under the constitution and laws of the State of Idaho that owns and operates a 132.32 kW solar electric generation facility located at Moscow, Idaho ("Facility"). The Facility is interconnected to Avista's electrical system pursuant to the interconnection agreement attached to the Agreement as Exhibit D. The Facility is a Qualifying Facility pursuant to the Public Utility Regulatory Policies of Act of 1978 ("PURPA").

3. **Names of Representatives**

All communications, pleadings, and orders with respect to this proceeding should be directed to:

For Avista Corporation:

Chris Drake
Manager Resource Optimization &
Avista Corporation
1411 E. Mission Ave., MSC-7
Spokane, WA 99202
Phone: 509-495-8624
E-mail: chris.drake@avistacorp.com

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For the Regents of the University of Idaho:

Edith Pacillo
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Office of General Counsel
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4. **Description of the Agreement**

The original Power Purchase Agreement between the Parties for Facility, as amended by the First Amended and Restated Power Purchase Agreement, (“Original Agreement”) was approved by the Commission in Order No. 35440. The Original Agreement expires by its terms on February 16, 2024. The Agreement submitted in this filing is a renewal that will, subject to Commission approval, be effective upon the expiration of the Original Agreement.

The Agreement is substantially the same as the Original Agreement. Similar to the arrangement under the Original Agreement, under the Agreement, the University intends to use the output from the Facility to serve the University's load. To the extent that the Facility generates output in excess of University load, the University has elected to sell, and Avista will purchase, all such output from the Facility at the avoided costs calculated at the time of delivery, which shall be, for each hour in which the University delivers such output to Avista at the Point of Delivery the Market Energy Price for such hour expressed in \$ per kWh multiplied by the total kWh delivered to Avista at the Point of Delivery for such hour. Agreement Section 5.2.

In the Agreement, the Parties made minor modifications to the language in the Original Agreement to update the Agreement to reflect Commission precedent. Specifically, the Agreement includes a new Section 9.6 to address modifications to the Facility consistent with Order No. 35705. The Agreement also contains language reflecting the significance of Commission approval of any amendment to the Agreement.

The term of the Agreement is for a period of two years from the Effective Date. As discussed above this Agreement replaces the Original Agreement, which expires by its terms on February 16, 2024. Avista and the University respectfully request that the Commission issue an order approving the Agreement with an Effective Date of February 17, 2022.

5. **Conclusion**

Avista and the University jointly respectfully request that the Commission issue an order accepting the Agreement as set forth herein.

Respectfully submitted this 31st day of January, 2024.

AVISTA CORPORATION

/s/ Michael G. Andrea _____

Michael G. Andrea
Senior Counsel

**REGENTS OF THE UNIVERSITY OF
IDAHO**

/s/ Gregory M. Adams _____

Gregory M. Adams (ISB No. 7454)
Attorney for Regents of the University of
Idaho