

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE JOINT PETITION) CASE NO. AVU-E-24-02
OF AVISTA CORPORATION AND)
REGENTS OF THE UNIVERSITY OF IDAHO) NOTICE OF APPLICATION
FOR APPROVAL OF POWER PURCHASE)
AGREEMENT) NOTICE OF MODIFIED
) PROCEDURE
)
) ORDER NO. 36098

On January 31, 2024, Avista Corporation (“Avista”) and the Regents of the University of Idaho (“University”) (collectively, the “Parties”) filed a joint petition with the Idaho Public Utilities Commission (“Commission”) requesting an order approving a Power Purchase Agreement (“Agreement”) between the Parties for a 132.32 kW (AC) solar facility (“Facility”).

NOTICE OF APPLICATION

YOU ARE HEREBY NOTIFIED that the Parties represent that the Agreement is substantially the same as the Original Agreement approved by the Commission in Order No. 35440, which is set to expire by its terms on February 16, 2024, and the University intends to use the output from the Facility to serve the University’s load. Application at 3-4. The Parties state that to the extent that the Facility generates output in excess of the University’s load, the University has elected to sell all such output from the Facility to Avista at the avoided costs calculated at the time of delivery. *Id.*

YOU ARE FURTHER NOTIFIED that the Parties represent that in the Agreement the Parties made minor modifications to the language of the Original Agreement to reflect Commission precedent in Order No. 35705, and the Agreement also contains language reflecting the significance of Commission approval of any amendment to the Agreement. *Id.*

YOU ARE FURTHER NOTIFIED that the Application is available for public inspection during regular business hours at the Commission’s office. The Application 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 Application may file a written comment explaining why the person supports or opposes the Application. 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 by March 15, 2024.** 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 all 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:**

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YOU ARE FURTHER NOTIFIED that the Parties must file any reply comments **by March 22, 2024.**

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

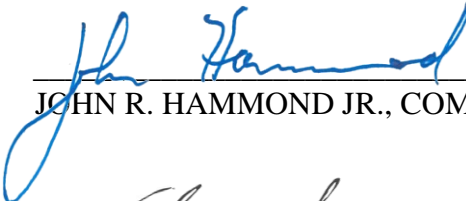
IT IS HEREBY ORDERED that the Application be processed by Modified Procedure, Rules 201-204 (IDAPA 31.01.01.201-.204). Persons interested in filing written comments must do so by March 15, 2024. The Parties must file any reply comments by March 22, 2024.

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 23rd day of February 2024.


ERIC ANDERSON, PRESIDENT


JOHN R. HAMMOND JR., COMMISSIONER


EDWARD LODGE, COMMISSIONER

ATTEST:


Monica Barrios-Sanchez
Commission Secretary

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