

# **Department of Energy**

Washington, DC 20585

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IDAHO PUBLIC UTILITIES COMMISSION

Ms. Jean D. Jewell, Secretary Idaho Public Utilities Commission 472 West Washington Street P.O. Box 83720 Boise, Idaho 83720-0074

August 23, 2011

Re: Case No. IPC-E-11-08

Dear Ms. Jewell:

The original and seven (7) copies of the Motion of the United States Department of Energy for Limited Admission and to Excuse Local Counsel in the above-captioned proceeding are enclosed herewith for filing. At your convenience, please date stamp and return the enclosed extra copy of the petition in the self-addressed and franked envelope which is enclosed herewith.

Thank you for your kind attention.

Very truly yours,

Arthur Perry Bruder

Attorney for the

United States Department of Energy

1000 Independence Avenue SW

Washington, DC 20585

Arthur.Bruder@hq.doe.gov

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Idaho Operations Office
United States Department of Energy
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IDAHO PUBLIC
UTILITIES COMMISSION

#### BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION	)	CASE NO. IPC-E-11-08
OF IDAHO POWER COMPANY FOR	)	
AUTHORITY TO INCREASE ITS RATES	)	MOTION OF
AND CHARGES FOR	)	THE UNITED STATES
ELECTRIC SERVICE IN IDAHO	)	DEPARTMENT OF ENERGY
	).	FOR LIMITED ADMISSION AND
	)	TO EXCUSE LOCAL COUNSEL

Pursuant to Idaho Bar Commission Rule 227 and Idaho Public Utilities Commission ("IPUC" or "Commission") Rules of Procedure 19 and 43.03, the undersigned local counsel, Mary McKnight, hereby petitions the IPUC:

- (1) for limited admission of the undersigned, Arthur Perry Bruder ("applying counsel"), as the United States Department of Energy's ("DOE") legal representative in the above-captioned proceeding;
- (2) to excuse Ms. McKnight from attendance at all proceedings before it in that proceeding.

Applying counsel certifies that: (1) he is an active member in good standing of the bar of the State of New York; (2) he maintains the regular practice of law as an attorney in the Office of the

DOE General Counsel at the above-noted address; (3) he is neither a resident of nor licensed to practice in the State of Idaho; (4) DOE has requested that he appear in the above-captioned proceeding; (5) he was previously granted such limited admission in IPUC Case No.E-08-10.

Both undersigned counsel certify that a copy of this motion has been served by electronic mail upon all of the other parties to this matter, that a copy of this Motion has been provided to the Idaho State Bar, and that the DOE Idaho Operations Office is presently arranging to transmit, and shall within the next two weeks transmit, the required \$200 fee to the Idaho State Bar.

Local counsel: (1) certifies that the above information is true and correct to the best of her knowledge, after reasonable investigation; (2) acknowledges that her attendance is required at all IPUC proceedings in the above-captioned matter in which applying counsel appears, unless the IPUC specifically excuses her from attendance; (3) requests that the IPUC excuse her from attendance at all such proceedings.

A proposed IPUC order is attached hereto.

DATED this 23 day of August, 2011.

Mary M. McKnight

Local Counsel

Bar No. 5435

Arthur Perry Bruder

Applying Counsel

#### BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION	)	CASE NO. IPC-E-11-08
OF IDAHO POWER COMPANY FOR	)	
AUTHORITY TO INCREASE ITS RATES	)	MOTION OF
AND CHARGES FOR ELECTRIC SERVICE	)	THE UNITED STATES
TO ELECTRIC CUSTOMERS IN THE	)	DEPARTMENT OF ENERGY
STATE OF IDAHO	)	FOR LIMITED ADMISSION AND
	١	TO EXCUSE LOCAL COUNSEL

# ORDER GRANTING MOTION OF THE U. S. DEPARTMENT OF ENERGY FOR LIMITED ADMISSION AND TO EXCUSE LOCAL OCUNSEL

On or about August 24, 2011, Mary M. McKnight, local counsel, and Arthur Perry Bruder, applying counsel, filed a motion ("motion") with the Idaho Public Utilities Commission ("Commission") for limited admission of Mr. Bruder in the above-captioned proceeding, (as per Idaho Bar Commission Rule ("ICBR") 227; Commission Rules of Procedure 19, 43.03) and to excuse Ms. McKnight from attendance at all proceedings before it in the above-captioned matter.

Mr. Bruder certifies that he is an active member in good standing of the New York State Bar and that he maintains the regular practice of law as an attorney in the Office of the General Counsel of the United States Department of Energy ("DOE") at 1000 Independence Avenue SW, Washington, DC. Mr. Bruder further certifies that he is neither a resident of, nor licensed to practice law in, the State of Idaho, and that he has previously been granted such limited admission in Commission Case No.E-08-10.

Both Ms. McKnight and Mr. Bruder certify that this motion has been electronically served on all other parties to this proceeding, that a copy of this Motion has been provided to the Idaho State Bar, and that DOE's Idaho Operations Office is arranging to transmit, and shall within the next two weeks transmit, the necessary \$200 fee to the Idaho State Bar.

#### **COMMISSION FINDINGS**

The Commission has reviewed and considered the DOE Motion for Limited Admission and to Excuse Local Counsel in the above-captioned proceeding, and the practice rules and Rules of Procedure (IBCR Rule 227 and Commission Rules of Procedure 19 and 43.03.). Based on the filings of record and certified representations of Ms. McKnight and Mr. Bruder, we find that reasonable grounds have been demonstrated to justify granting limited admission of Mr. Bruder as legal counsel for the DOE in the above-captioned proceeding. We further find it reasonable to excuse Ms. McKnight from attendance at proceedings before the Commission in this matter.

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The Commission has jurisdiction in the above-captioned proceeding and in regard to the Motion.

# ORDER

In consideration of the foregoing and as more particularly described above, **IT IS HEREBY ORDERED** that Arthur Perry Bruder is granted limited admission in Case No. E-11-08 as legal counsel for the United States DOE, and that Ms. Mary M. McKnight is excused from attendance at IPUC proceedings in this matter.

at IPUC proceedings in this matter.							
DONE by Order of the Idaho Public Utilities Commissi 2011.	on at Boise, Idaho, this day of						
2011.							
MACK A. REDFORD, COMMISSIONER							
MARSHA H. SMITH, COMMISSIONER							
PAUL KJELLANDER, COMMISSIONER							
ATTEST:							
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### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 23d day of August, 2011, I:

(1) transmitted a true, correct and complete original, and seven true, correct and complete copies, of the foregoing document, the United States Department of Energy's Petition for Limited Admission and to Excuse Local Counsel in IPC-Case No. E- 11-08, by overnight service, properly addressed and prepaid, to:

Jean D. Jewell, Secretary Idaho Public Utilities Commission P.O. Box 83720 472 W. Washington Street Boise, Idaho 83720-0074

(2) electronically transmitted it as an attachment to an email, to the following persons at the email addresses shown:

Idaho Power Company (Exh. Nos. 001-100)
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Idaho Public Utilities Commission (Exh. Nos. 101-200)

Donald L. Howell, II, Karl Klein
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don.howell@puc.idaho.gov; karl.klein@puc.idaho.gov

# Idaho Irrigation Pumpers Association (Exh. Nos. 201-300)

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Anthony Yankel 29814 Lake Road Bay Village, OH 44140 tony@yankel.net

## Industrial Customers of Idaho Power (Exh. Nos. 301-400) (Simplot and Rate 19 Group)

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## **Don Reading**

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## The Kroger Company (Exh. Nos. 501-600)

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# **Community Action Partnership Association of Idaho** (Exh. Nos. 601-700)

Brad M. Purdy, Attorney at Law 2019 N.17 St. Boise, ID 83702 brnpurdy@hotmail.com

## Idaho Conservation League Exh. Nos. 801-900)

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Snake River Alliance (Exh. Nos. 901-1000) Ken Miller P0 Box 1731 Boise, ID 83701 kmiller@snakeriveralliance.org

NW Energy Coalition (Exh. Nos. 1001-1100) Nancy Hirsh, Policy Director 811 1st Ave. Suite 305 Seattle, WA 98104 nancy@nwenergy.org

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August 23, 2011