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IDAHO PUBLIC
UTILITIES COMMISSION

Preston N. Carter (ISB No. 8462)
Givens Pursley LLP
601 W. Bannock St.
Boise, ID 83702
Telephone: (208) 388-1200
Facsimile: (208) 388-1300
prestoncarter@givenspursley.com
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Attorneys for Idaho Clean Energy Association

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE PETITION
OF IDAHO POWER COMPANY TO
STUDY COSTS, BENEFITS, AND
COMPENSATION OF NET EXCESS
ENERGY SUPPLIED BY CUSTOMER
ON-SITE GENERATION

Case No. IPC-E-18-15

**IDAHO CLEAN ENERGY ASSOCIATION,
INC.'S PETITION FOR INTERVENOR
FUNDING**

Idaho Clean Energy Association, Inc. ("ICEA"), by and through its attorneys of record, Givens Pursley LLP, and pursuant to Idaho Code § 61-617A and IDAPA 31.01.01.161 - 165, respectfully applies to the Idaho Public Utilities Commission ("Commission") for intervenor funding. Pursuant to Commission Rule 164, this application is timely, as it is made within fourteen days of the date of the last deadline for submitting briefs which was November 27, 2019.¹

¹ Petitions for intervenor funding must be filed within fourteen days "after the last evidentiary hearing in a proceeding or the deadline for submitting briefs, proposed orders, or statements of position, whichever is last." IDAPA 31.01.164. Technically, the Commission is holding a public hearing on December 3, and therefore the rules appear to allow petitions on or before December 17. ICEA files this petition well before the deadline out of an abundance of caution.

ORIGINAL

REQUEST FOR INTERVENOR FUNDING

1. **List of Expenses.** As required by Commission Rule 162.01, attached to the Affidavit of Preston N. Carter, and filed herewith, is an itemized list of expenses ICEA requests to recover.

2. **Statement of Proposed Findings.** ICEA actively participated in every settlement conference in this case. Without disclosing the contents of settlement discussions, which are confidential, ICEA's participation is reflected in the settlement agreement submitted to the Commission for approval. As such, ICEA's proposed findings are included in the settlement agreement.

In addition, ICEA has submitted briefing and factual material to the Commission on how to treat customers that participate in the Net Metering Program. In this briefing, ICEA proposed that the Commission find that customers under the Net Metering Program made different choices, and configured their systems differently, than customers that will participate in the newly proposed Net Hourly Billing Program. ICEA also proposed that the Commission find that customers that participated in the Net Metering Program be allowed to continue under that program for twenty years, and other specifics regarding treatment of customers under the Net Metering Program set forth in detail in ICEA's Brief Regarding Treatment of Existing Customers (filed November 13, 2019).

3. **Statement Showing Reasonableness of Costs.** See the accompanying Affidavits of Preston N. Carter and Kevin King.

4. **Explanation of Cost Statement.** See the Affidavit of Kevin King, which explains why the costs described constitute a significant financial hardship for the intervenor.

5. **Statement of Difference.** During settlement discussions (without disclosing confidential information), ICEA presented the perspective of businesses involved in the renewable energy industry, a perspective unavailable to Staff. ICEA also brought to the table the perspective of customers that had purchased onsite generation systems, and those that would purchase onsite generation, and specifically how customers are likely to interpret, understand, and react to various components of the new Net Hourly Billing Program. ICEA also provided expertise in the existing and potential future technologies associated with onsite generation; the details of smart inverters; and practical challenges associated with installing and operating onsite generation systems.

In the proceeding regarding existing customers, ICEA was able to present factual material and legal argument based on its members' firsthand experience interacting with customers that were considering onsite generation. ICEA fully recognizes, and appreciates, Staff's technical expertise and insight into various components of onsite generation that ICEA lacks. ICEA submits that its on-the-ground interaction with customers, experience in installing and working under existing regulations, and experience with existing and future technologies results in different positions, and different information, than that taken and provided by Commission staff.

6. **Statement of Recommendation.** Again without disclosing confidential information regarding positions taken during settlement, ICEA presented information and positions that assisted the parties in ensuring that the proposed settlement agreement reflected practical concerns that would increase customer understanding of the terms contained in the agreement, and procedures that would reduce costs for potential future customers. ICEA's

briefing and factual information regarding existing customers addresses concerns of existing customers, as well as potential future customers interested in onsite generation.

7. **Statement Showing Class of Customers.** Present and future net meter customers affected by the proceeding are currently members of Schedule 6 and 8. ICEA's participation in the settlement discussions also assisted in evaluating the benefits of onsite generation provided to all classes of customers.

ICEA would like to emphasize the expense of participating in these proceedings. This was a complicated proceeding, involving no less than eight settlement conferences, many of which took all day. ICEA relies on volunteers, who volunteered their time to attend the conference. ICEA's attorney also reduced his rate and wrote off significant amounts of time to allow full participation in the case. Finally, this case was only one of *four* ongoing cases, three of which were instituted by Idaho Power, that touch on onsite generation. The requirement to participate in all four proceedings further strained ICEA's resources. This is further explained in the accompanying affidavits of Kevin King and Preston Carter.

For these reasons, ICEA respectfully requests that the Commission grant its petition for intervenor funding in the amount of \$22,776, as noted and explained in further detail in the accompanying affidavits.

Dated: November 27, 2019.

GIVENS PURSLEY LLP



Preston N. Carter
Givens Pursley LLP
Attorneys for Idaho Clean Energy Association

CERTIFICATE OF SERVICE

I certify that on November 27, 2019, a true and correct copy of the foregoing comments were served upon all parties of record in this proceeding via the manner indicated below:

Commission Staff

Diane Hanian, Commission Secretary
Idaho Public Utilities Commission
11331 W. Chinden Blvd., Bldg. 8, Ste. 201-A
Boise, ID 83714
Diane.holt@puc.idaho.gov

Hand Delivery & Electronic Mail

Edward Jewell, Deputy Attorney General
Idaho Public Utilities Commission
11331 W. Chinden Blvd., Bldg. 8, Ste. 201-A
Boise, ID 83714
Edward.Jewell@puc.idaho.gov

Electronic Mail

Via Electronic Mail

Lisa D. Nordstrom
Regulatory Dockets
Idaho Power Company
1221 West Idaho Street (83702)
P.O. Box 70
Boise, ID 83707
lnordstrom@idahopower.com
dockets@idahopower.com

Benjamin J. Otto
Idaho Conservation League
710 North 6th Street
Boise, Idaho 83702
botto@idahoconservation.org

Idaho Irrigation Pumpers Association, Inc.
c/o Anthony Yankel
12700 Lake Avenue, Unit 2505
Lakewood, Ohio 44107
tony@yankel.net

Timothy E. Tatum
Connie Aschenbrenner
Idaho Power Company
1221 West Idaho Street (83702)
P.O. Box 70
Boise, ID 83707
ttatum@idahopower.com
caschenbrenner@idahopower.com

Idaho Irrigation Pumpers Association, Inc.
c/o Eric L. Olsen
Echo Hawk & Olsen, PLLC
505 Pershing Avenue, Suite 100
P.O. Box 6119
Pocatello, Idaho 8305
elo@echohawk.com

Idahydro
c/o C. Tom Arkoosh
Arkoosh Law Offices
802 W. Bannock Street, Suite LP 103
P.O. Box 2900
Boise, ID 83701
Tom.arkoosh@arkoosh.com
Erin.cecil@arkoosh.com

Ted Weston
Rocky Mountain Power
1407 West North Temple, Suite 330
Salt Lake City, UT 84116
ted.weston@pacificorp.com

Briana Kober
Vote Solar
358 S. 700 E., Suite B206
Salt Lake City, UT 84102
briana@votesolar.org

Al Luna
Aluna@earthjustice.org

Abigail R. Germaine
Boise City Attorney's Office
105 N. Capitol Blvd.
P.O. Box 500
Boise, ID 83701-0500
agermaine@cityofboise.org

Zack Waterman
Mike Heckler
Idaho Sierra Club
503 W. Franklin Street
Boise, ID 83702
zack.waterman@sierraclub.org
Michael.p.heckler@gmail.com

NW Energy Coalition
c/o Benjamin J. Otto
Idaho Conservation League
710 N. 6th Street
Boise, ID 83702
botto@idahoconservation.org

Micron Technology, Inc.
c/o Austin Rueschhoff
Thorvald A. Nelson
Holland & Hart, LLP
555 Seventeenth Street, Suite 3200
Denver, CO 80202
darueschhoff@hollandhart.com
tnelson@hollandhart.com

Yvonne R. Hogle
Rocky Mountain Power
1407 West North Temple, Suite 330
Salt Lake City, UT 84116
yvonne.hogle@pacificorp.com

David Bender
Earthjustice
3916 Nakoma Road
Madison, WI 53711
dbender@earthjustice.org

Nick Thorpe
nthorpe@earthjustice.org

Idaho Sierra Club
c/o Kelsey Jae Nunez
Kelsey Jae Nunez LLC
920 N. Clover Drive
Boise, ID 83703
kelsey@kelseyjaenunez.com

F. Diego Rivas
NW Energy Coalition
1101 8th Avenue
Helena, MT 59601
diego@nwenergy.org

Jim Swier
Micron Technology, Inc.
8000 S. Federal Way
Boise, ID 83707
jswier@micron.com

Industrial Customers of Idaho Power
c/o Peter J. Richardson
Richardson, Adams, PLLC
515 N. 27th Street
P.O. Box 7218
Boise, Idaho 83702
peter@richardsonadams.com

Industrial Customers of Idaho Power
Dr. Don Reading
6070 Hill Road
Boise, Idaho 83703
dreading@mindspring.com

Russell Schiermeier
29393 Davis Road
Bruneau, Idaho 83604
buyhay@gmail.com



Preston N. Carter