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Attorney for the Idaho Conservation League

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

<b>IN THE MATTER OF THE</b>	)	<b>CASE NO. IPC-E-19-20</b>
<b>APPLICATION OF DAHO POWER</b>	)	
<b>COMPANY FOR APPROVAL OF THE</b>	)	<b>IDAHO CONSERVATION LEAGUE</b>
<b>CAPACITY DEFICIENCY TO BE</b>	)	
<b>UTILIZED FOR AVOIDED-COST</b>	)	<b>REPLY COMMENTS</b>
<b>CALCULATIONS.</b>	)	

The Idaho Conservation League (ICL) hereby replies to Idaho Power Company’s Comments, filed March 31, 2020. In Order No 34402, the Commission granted ICL’s Petition to Intervene in this docket.<sup>1</sup> Idaho Power’s Comments are entirely backward-looking and practically amount to a collateral challenge to prior Commission orders. Because Idaho Power does not propose any solution, nor provide a compelling reason to change prior Commission orders, ICL recommends the Commission maintain the logical sequence of events already established to determine the utility capacity deficiency date for avoided cost purposes.

Idaho Power’s Comments discuss two reasons why adhering to the Commission’s prior orders would be inconvenient for Idaho Power, neither of which are compelling or helpful to customers. Overall though, Idaho Power’s Comments are really an attack on a Commission Order issued in October, 2017. IPC’s opportunity to challenge that Order directly passed years ago, and the Commission should not agree to Idaho Power’s implicit request here – a request to disturb the certainty and finality of a Commission Order after the fact.

First, Idaho Power raises the inconvenience of having to track other utility dockets in Idaho. ICL was surprised to learn that Idaho Power does not already monitor other utility dockets, as monitoring other actors, regulators, and customers for new and changing circumstances is a common and responsible practice core to most industries. In fact, Idaho’s northern electric utility, Avista Corporation, recently intervened before the Washington State

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<sup>1</sup> ICL notes that Staff did not provide ICL with notice of this comment period and Idaho Power did not serve ICL, or the other party in this docket IdaHydro, with the Company’s March 31, 2020 comments.



**CERTIFICATE OF SERVICE**

I hereby certify that on this 7th day of April 2020, I delivered true and correct copies of the foregoing REPLY COMMENT to the following persons via the method of service noted:

/s/ Benjamin J Otto

ELECTRONIC MAIL ONLY (Order 34602)

Diane Hanian, Commission Secretary  
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