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WELLINES COMMISSION

Attorney for Ted Sorenson

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION OF IDAHO POWER COMPANY FOR APPROVAL OR REJECTION OF AN ENERGY SALES AGREEMENT WITH BIG WOOD CANAL COMPANY FOR THE SALE AND PURCHASE OF ELECTRIC ENERGY FROM THE SAGEBRUSH HYDRO PROJECT Case No. IPC-E-19-38

PETITION TO INTERVENE

COMES NOW Petitioner Ted Sorenson of Wood Hydro, LLC ("Wood Hydro"), lessee and operator of the subject Sagebrush Project and a real party in interest, by and through his counsel of record, Amber Dresslar of Arkoosh Law Offices, files a *Petition to Intervene* pursuant to IDAPA 31.01.01.071.

Wood Hydro's financial interest in the Sagebrush Hydro project as the lessee and operator of the same makes it a real party in interest, and subject to real financial impact depending upon how the contract with Idaho Power Company is structured and approved by the Public Utilities Commission Staff ("Staff"). Therefore, Wood Hydro has a direct and substantial interest in this proceeding.

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Big Wood Canal Company ("Big Wood") is the owner of the Sagebrush Hydro Project and lessor to Wood Hydro. In meeting the requirements of the Public Utilities Regulatory Policy Act, Idaho Power Company and Big Wood have twice submitted contractual arrangements to the Staff for approval. The Staff objected to both arrangements. At the time, while Wood Hydro has previously submitted its own comments, it did not seek to intervene because of the protection of its financial interest by the Staff's previous *Final Order No.* 34677 and the parties' agreement. Wood Hydro became aware of the vulnerability to its financial interest after the Staff's most recent *Comments* on August 7, 2020.

Wood Hydro acknowledges this *Petition to Intervene* is being filed after the deadline established to intervene in this proceeding. However, as articulated above Wood Hydro's financial interest became vulnerable very recently, and Petitioner files the *Petition to Intervene* without delay. Therefore, Wood Hydro's delay in seeking intervention in this proceeding is reasonable, having believed Wood Hydro received all the relief desired when the case was initially closed after the final order. Wood Hydro will abide by the orders and notices entered prior to its intervention in this proceeding, in accordance with IDAPA 31.01.01.073. Wood Hydro's intervention will not disrupt the proceeding, prejudice to existing parties, or undue broadening of the issues presented in this proceeding.

Wood Hydro intends to participate herein as a party, and if necessary or allowed, to introduce evidence, cross-examine witnesses, call and examine witnesses, and be heard in argument. The nature and quality of evidence with Wood Hydro will introduce is dependent upon the nature and effect of the other evidence in this proceeding.

DATED this 11th day of August 2020.

ARKOOSH LAW OFFICES

Amber Dresslar Attorney for Plaintiff

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 11th day of August, 2020, I served a true and correct

copy of the foregoing document(s) upon the following person(s), in the manner indicated:

Donovan E. Walker Regulatory Dockets Idaho Power Company P.O. Box 70 Boise, ID 83707-0070 Email: <u>dwalker@idahopower.com</u> <u>dockets@idahopower.com</u>

David Stephenson Big Wood Canal Co 409 N. Apple Street Shoshone, ID 83352 Email: <u>davidstephenson@cableone.net</u> Energy Contracts Idaho Power Company P.O. Box 70 Boise, ID 83707-0070 Email: <u>energycontracts@idahopower.com</u>

John R. Hammon, Jr. Deputy Attorney General Idaho Public Utilities Commission P.O. Box 83720 Boise, ID 83720-0074 Email: john.hammond@puc.idaho.gov

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