

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF IDAHO POWER) CASE NO. IPC-E-20-10
COMPANY'S APPLICATION FOR AN)
ORDER APPROVING THE TRANSFER) NOTICE OF APPLICATION
AND SALE OF CERTAIN ASSETS TO THE)
CITY OF NAMPA, IDAHO.) NOTICE OF
) INTERVENTION DEADLINE
)
) NOTICE OF
) MODIFIED PROCEDURE
)
) NOTICE OF TELEPHONIC
) PUBLIC HEARING
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) ORDER NO. 34607
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On March 3, 2020, Idaho Power Company (the "Company") applied for Commission approval of a proposed sale and transfer of assets to the City of Nampa, Idaho ("City") under Company Rule M,¹ and *Idaho Code* §§ 61-328 and 61-524. Rule M governs the sale of Company-owned assets or facilities that are beyond the "point of delivery." The point of delivery ("POD") is the point at which the customer's power-usage is measured, and "beyond the POD" refers to the customer's side, rather than the utility's side, of the POD. *See* Order No. 33470 at 1. The Company has agreed to sell the facilities ("Assets") to the City, subject to Commission approval. The Company asks the Commission to process the case by modified procedure.

With this Order, we summarize the Application, set deadlines for filing petitions to intervene and comments, and schedule a telephonic public customer hearing.

¹ The Company's Rule M Facilities Charge Service can be found on the Commission's website at: <https://puc.idaho.gov/Fileroom/PublicFiles/ELEC/IPC/General/0tariff/Idaho%20Power%20Company.pdf>.

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APPLICATION

YOU ARE HEREBY NOTIFIED that the Company uses the Assets to provide electric service to the City's wastewater treatment plant in Canyon County, Idaho under Company Schedule 19, Large Power Service. *Application* at 1-2.

YOU ARE FURTHER NOTIFIED that the Company and City agree the City will purchase the Assets and "obtain title to and assume ownership, operation, maintenance, and all liabilities associated with the Assets." *Id.*

YOU ARE FURTHER NOTIFIED that the Company states the sale price for the Assets is \$821,253 and was set through Company Rule M, Section 3. *Id.* at 5-6. The Company asserts the Rule M methodology ensures the transaction will not negatively impact the Company's other customers. *Id.* at 6.

YOU ARE FURTHER NOTIFIED that the Rule M methodology for the sale price has five components: (1) net book value (\$401,075); (2) true-up of past levelized rate of return (\$118,537); (3) near-term rate of return impact resulting from the sale (\$74,347); (4) near-term operational impact resulting from the sale of assets (\$106,132); and (5) net tax gross-up (\$93,435). *Id.* at 6-8. In addition, the Company would collect "\$640 in estimated work order closing costs . . . [,] \$9,321 for costs associated with POD relocation [and] . . . \$16,866 for costs associated with the removal of a sectionalizer located at the wastewater treatment facility[.]" *Id.* at 8.

YOU ARE FURTHER NOTIFIED that the Company asserts its accounting treatment for this transaction will be in accordance with generally accepted accounting principles as set forth in the Application. *Id.* at 9-11.

YOU ARE FURTHER NOTIFIED that the Application and a copy of the Asset Purchase and Transfer of Title Agreement for the Assets have been filed with the Commission and are available for public inspection during regular business hours as the Commission office. The Application and attachments are also available on the Commission's website at www.puc.idaho.gov under Electric" and then "Open Cases".

IT IS FURTHER ORDERED that parties continue to comply with Order No. 34602, issued March 17, 2020. All pleadings should be filed with the Commission electronically and shall be deemed timely filed when received by the Commission Secretary. *See* Commission Rule of

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Procedure 14.02. Service between parties should also be accomplished electronically. Voluminous discovery-related documents may be filed and served on CD-ROM or a USB flash drive.

NOTICE OF INTERVENTION DEADLINE

YOU ARE FURTHER NOTIFIED that persons desiring to intervene in this matter to obtain parties' rights of participation must file a Petition to Intervene with the Commission pursuant to this Commission's Rules of Procedure 72 and 73, IDAPA 31.01.01.072 and -.073. **Persons who wish to intervene as a party must file a Petition to Intervene within twenty-one (21) days after the date of service of this Order.** Persons desiring to present their views without parties' rights of participation are not required to intervene and may present their comments without prior notification to the Commission or the parties, as described below.

NOTICE OF MODIFIED PROCEDURE

YOU ARE FURTHER NOTIFIED that the Commission has determined that the public interest may not require a formal hearing in this matter and will proceed under Modified Procedure pursuant to Rules 201 through 204 of the Idaho Public Utilities Commission's Rules of Procedure, IDAPA 31.01.01.201 through .204.

YOU ARE FURTHER NOTIFIED that any person desiring to state a position on the Company's Application may file a written comment in support or opposition with the Commission by **May 5, 2020**. The comment must contain a statement of reasons supporting the comment. Persons desiring a hearing must specifically request a hearing in their written comments. Written comments concerning this Application shall be mailed to the Commission and the Company at the addresses reflected below:

Commission Secretary
Idaho Public Utilities Commission
PO Box 83720
Boise, Idaho 83720-0074

Street Address for Express Mail:

11331 W. Chinden Blvd., Bldg. 8,
Suite 201-A
Boise, ID 83713

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

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These comments should contain the case caption and case number shown on the first page of this document. Persons desiring to submit comments via e-mail may do so by accessing the Commission's home page located at www.puc.idaho.gov. Click the "Case Comment Form" under the "Consumers" tab, and complete the comment form using the case number as it appears on the front of this document. These comments must also be sent to the Company at the e-mail addresses listed above.

YOU ARE FURTHER NOTIFIED that the Company shall file any reply comments by **May 12, 2020**.

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 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.

NOTICE OF PUBLIC HEARING

YOU ARE HEREBY NOTIFIED that the Commission will conduct a telephonic public customer hearing on TUESDAY, APRIL 28, 2020 at 2:15 p.m . (MST). Persons wishing to offer their testimony telephonically or listen to the proceedings may dial 1-800-920-7487 at the designated time and enter the passcode 6674832# when prompted.

YOU ARE FURTHER NOTIFIED that all hearings in this matter will be held in facilities meeting the accessibility requirements of the Americans with Disabilities Act ("ADA"). Persons needing the help of a sign language interpreter or other assistance in order to participate in or to understand testimony and argument at a telephonic public hearing may ask the Commission to provide a sign language interpreter or other assistance at the hearing. The request for assistance must be received at least five (5) working days before the hearing by contacting the Commission Secretary at:

IDAHO PUBLIC UTILITIES COMMISSION
PO BOX 83720 BOISE, IDAHO 83720-0074
(208) 334-0338 (Telephone)
(208) 334-3762 (FAX)
E-Mail: secretary@puc.idaho.gov

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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. The Commission may enter any final Order consistent with its authority under Title 61.

YOU ARE FURTHER NOTIFIED that all proceedings in this matter will be conducted pursuant to the Commission's Rules of Procedure, IDAPA 31.01.01.000 *et seq.*

ORDER

IT IS HEREBY ORDERED that persons desiring to intervene in this case for the purpose of obtaining parties' rights of participation must file a Petition to Intervene with the Commission, under Rules 72 and 73, IDAPA 31.01.01.72-73, within twenty-one (21) days after the service date of this Order.


IT IS FURTHER ORDERED that the Company's Application be processed under Modified Procedure, Rules 201-204, IDAPA 31.01.01.201-.204. Persons interested in submitting written comments must do so by May 5, 2020. Idaho Power shall file any reply comments by May 12, 2020.

IT IS FURTHER ORDERED that a telephonic public customer hearing be held on Tuesday, April 28, 2020, at 2:15 pm (MST).

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DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 26th day of March 2020.



PAUL KJELLANDER, PRESIDENT




KRISTINE RAPER, COMMISSIONER



ERIC ANDERSON, COMMISSIONER

ATTEST:



Diane M. Hanian
Commission Secretary

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