

## BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF IDAHO POWER'S	)	CASE NO. IPC-E-20-22
APPLICATION FOR APPROVAL OR	)	
REJECTION OF AN ENERGY SALES	)	NOTICE OF APPLICATION
AGREEMENT WITH BRIGGS CREEK	)	
HYDRO, INC, FOR THE SALE AND	)	NOTICE OF
PURCHASE OF ELECTRIC ENERGY FROM	)	MODIFIED PROCEDURE
THE BRIGGS CREEK HYDRO PROJECT	)	
	)	ORDER NO. 34669

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On April 21, 2020, Idaho Power Company ("Idaho Power" or "Company") filed an Application requesting consideration of an Energy Sales Agreement ("ESA" or "Agreement") with Briggs Creek Hydro, Inc. ("Briggs Creek") for energy generated by the Briggs Creek hydro project ("Facility"). The Facility is a qualifying facility ("QF") under the Public Utility Regulatory Policies Act of 1978. The Facility has a Scheduled First Energy Date under the ESA of October 1, 2020. The Company requests that its Application be processed by Modified Procedure and the Commission make its determination before September 30, 2020.

The Commission now issues this Notice of Application and Notice of Modified Procedure setting deadlines for public comments and Idaho Power's reply.

### NOTICE OF APPLICATION

YOU ARE HEREBY NOTIFIED that the Facility is a 600-kilowatt nameplate capacity hydro facility near Buhl, Idaho. The ESA contains published non-seasonal, non-levelized hydro avoided cost rates for a 20-year term.

YOU ARE FURTHER NOTIFIED that the ESA would replace an existing power sales agreement dated June 21, 1984, which expires September 30, 2020.

YOU ARE FURTHER NOTIFIED that Idaho Power asks the Commission to declare all payments for purchases under the ESA be allowed as prudently incurred expenses for ratemaking purposes.

YOU ARE FURTHER NOTIFIED that the Application is available for public inspection during regular business hours at the Commission's office. The Application is also available on the Commission's web site at [www.puc.idaho.gov](http://www.puc.idaho.gov). Click on the "ELECTRIC" tab at

the top of the home page, then select “Open Cases” and then locate and click on the case number as shown on the front of this document.

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 and PURPA.

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.*

### **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 that it will proceed under Modified Procedure pursuant to Rules 201 through 204 of the Commission’s Rules of Procedure, IDAPA 31.01.01.201 through .204. The Commission notes that Modified Procedure and written comments have proven to be an effective means for obtaining public input and participation.

YOU ARE FURTHER NOTIFIED that any person desiring to state a position on this Application must file a written comment in support or opposition with the Commission within **21-days of the service date of this Order**. 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 sent electronically, unless email is not available, to the Commission and the Company at the email addresses reflected below:

#### **For the Commission:**

Commission Secretary  
Idaho Public Utilities Commission  
P.O. Box 83720  
Boise, ID 83720-0074  
[secretary@puc.idaho.gov](mailto:secretary@puc.idaho.gov)

#### **For Idaho Power:**

Donovan E. Walker  
1221 West Idaho Street (83702)  
P.O. Box 70  
Boise, ID 83707-0070  
[dwalker@idahopower.com](mailto:dwalker@idahopower.com)  
[dockets@idahopower.com](mailto:dockets@idahopower.com)  
[energycontracts@idahopower.com](mailto:energycontracts@idahopower.com)

These comments should contain the case caption and case number shown on the first page of this document. Persons desiring to submit comments via email may do so by accessing the Commission’s home page located at [www.puc.idaho.gov](http://www.puc.idaho.gov). Click the “Consumers” tab then click

the “Case Comment Form” and complete the comment form using the case number as it appears on the front of this document.

YOU ARE FURTHER NOTIFIED that the Company must file any reply comments within **28-days of the service date of this Order.**

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.

### **ORDER**

IT IS HEREBY ORDERED that Idaho Power’s Application be processed by Modified Procedure, Rules 201-204 (IDAPA 31.01.01.201-.204). Persons interested in submitting written comments must do so within 21-days of the service date of this Order. The Company must file any reply comments within 28-days of the service date of this Order.

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* Rule 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.

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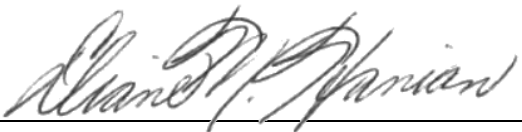
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 15<sup>th</sup>  
day of May 2020.

  
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PAUL KJELLANDER, PRESIDENT

  
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KRISTINE RAPER, COMMISSIONER

  
\_\_\_\_\_  
ERIC ANDERSON, COMMISSIONER

ATTEST:

  
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Diane M. Hanian  
Commission Secretary

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