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BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF IDAHO POWER COMPANY'S APPLICATION FOR AUTHORITY TO MODIFY SCHEDULE 84's METERING REQUIREMENT AND TO GRANDFATHER EXISTING CUSTOMERS WITH TWO METERS.	IPC-E-20-26
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**IDAHO SIERRA CLUB'S
PETITION FOR INTERVENOR FUNDING**

COMES NOW the Idaho Chapter of the Sierra Club ("Sierra Club"), pursuant to Idaho Code § 61-617A and IDAPA 31.01.01.161-165 with the following request for intervenor funding. Sierra Club is an intervenor in this case pursuant to Order No. 34744.

This request is timely under Rule 164 because: (1) Order No. 34777 established modified procedure, left open the possibility that a technical hearing could be set by the Commission after receiving written comments, and did not state whether a deadline for intervenor funding requests would be due within 14 days of the comment deadline or the conclusion of the potential

evidentiary hearing; and (2) this request is filed within 14 days of the Final Order No. 34854 which provided formal notice that there would no technical hearing scheduled. While Rule 164 does not cover the circumstances of this matter’s timeline explicitly, Sierra Club files this request in an attempt to be timely under the rule.

I. Applicability of Idaho Code § 61-617A and IDAPA Rule 31.01.01.161

Idaho Power Company (“Idaho Power” or the “Company”) is a regulated public utility that has gross Idaho intrastate annual revenues exceeding \$3,500,000.00.

II. IDAPA Rule 31.01 .01.162 requirements

A. Itemized list of expenses

The attached Exhibit A is an itemized list of expenses incurred by Sierra Club in this proceeding. Exhibit A indicates hours spent by legal counsel and expert witness on investigating and responding to Idaho Power’s Application; analyzing and conducting discovery; preparing analyses, presentations, and proposals for review by other parties; meaningfully participating in several meetings and negotiation sessions; and supporting the development of the filed comments. Sierra Club focused its participation and input on facts and issues that are directly relevant to this docket.

B. Statement of proposed findings

Sierra Club intervened and actively participated in this docket to represent our members’ direct and substantial interest in policy changes that may impact Schedule 84 customers' ability to self-generate electricity. As stated in its comments to the Commission on October 27, 2020, Sierra Club requested the Commission:

1. Establish that Schedule 84 customers are eligible for grandfathering and that the closing date for grandfathering eligibility for Schedule 84 customers will not

occur before successor rate structures to the current net-metering methods are determined.

2. Associate any Schedule 84 grandfathering period with at least the 25-year useful life of the solar assets, not an arbitrary ten-year period.
3. Update the constraints placed on each meter point, specifically to change the 100kW size limit to a limit based on total customer AC load.
4. Order Idaho Power to immediately undertake a solar cost and benefits study

Sierra Club also asks the Commission to grant this request for intervenor funding.

C. Statement showing costs

Idaho Sierra Club requests \$3695.50 in intervenor funding for attorney and expert witness fees, as shown in Exhibit A. These fees were incurred reasonably and appropriately. This case covered complex and technical issues and required reviewing and responding to extensive analyses and/or proposals of the Company, Commission Staff, and other active parties and community members. To uncover and understand the facts, we reviewed multiple data sets; reviewed discovery requests and submitted our own discovery requests; and engaged in lengthy analytic efforts with other parties. Legal counsel and expert witness for Sierra Club were active participants in all stages of the proceeding. For each of these efforts, we endeavored to be efficient with time and delegation of tasks. Costs not included in this request include hours invested by Sierra Club staff, Lisa Young. Legal counsel and expert witness maintained clear divisions of labor to reduce expenses. We request an hourly rate for legal counsel of \$190 per hour and for expert witness of \$95 per hour. For all these reasons, our request for intervenor funding to pay the costs of the listed attorney and expert witness fees is reasonable.

D. Explanation of cost statement

Sierra Club is a nonprofit organization supported through charitable donations from our members and foundations. In this proceeding, we represent our members and supporters who are Idaho Power ratepayers as well as those who have an interest in promoting distributed energy generation and resilience throughout Idaho. To provide consistent, professional, and impactful advocacy for our members and supporters, Sierra Club dedicates significant staff time to energy issues and specifically to policy making at the Commission. The cost of employing and training staff members and hiring outside legal counsel and expert witnesses is a significant financial commitment for a charitable organization. Because charitable contributions are inherently unstable and sometimes insufficient, the availability of intervenor funding is essential for Sierra Club to participate fully in these proceedings. Sierra Club has no pecuniary interest in the outcome of this case; rather we dedicated our time and resources to represent the interests of our supporters who have a strong interest in robust distributed energy in Idaho.

E. Statement of difference

In general, Sierra Club differed from Staff in that the Sierra Club provided unique and detailed analysis related to the specific value of irrigator solar in terms of timing, capacity, and energy charges. Sierra Club also presented recommendations that were not adopted by the Staff.

F. Statement of recommendation

Sierra Club's proposed findings address issues of concern for ratepayers relating to the cost/requirements for metering and other generating system components, the maximum size of Schedule 84 customer systems, and how the price provided for energy in excess of the customer's consumption and the time value of customer exports is reflected in demand charges.

G. Statement showing class of customer

Sierra Club's members and supporters are irrigation, residential, and small commercial customers of Idaho Power.

Dated this 15th day of December, 2020.

Respectfully submitted,

A handwritten signature in blue ink that reads "Kelsey Jae".

Kelsey Jae, Attorney for Sierra Club

Exhibit A
Cost Statement for Idaho Sierra Club
Total Costs: \$3695.50

For attorney fees billed by Kelsey Jae Nunez LLC

Conducting relevant legal research and crafting strategies for discovery and comments.	3.2 hours
Analyzing and preparing discovery requests	0.5 hours
Total	3.7 hours
@ \$190/hour	\$703

For expert witness fees billed by Mike Heckler

Attend organizational meeting & conferences	3.5
Coordinate/prepare production requests & formal comments	28
Total	31.5 hours
@ \$95/hour	\$2992.50

CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of December, 2020, I delivered true and correct copies of the foregoing Request for Production to the following persons via electronic mail delivery:

Idaho Public Utilities Commission

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Commission Secretary
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Idaho Power Company

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