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IDAHO PUBLIC
UTILITIES COMMISSION

DONOVAN WALKER
Lead Counsel
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November 9, 2020

VIA ELECTRONIC FILING

Jan Noriyuki, Secretary
Idaho Public Utilities Commission
11331 W. Chinden Boulevard
Building 8, Suite 201-A
Boise, Idaho 83714

Re: Case No. IPC-E-20-28
Wood Hydro, LLC v. Idaho Power Company

Dear Ms. Noriyuki:

Attached for electronic filing in the above matter is Idaho Power Company's Joint Motion to Stay. If you have any questions about the enclosed documents, please do not hesitate to contact me.

Very truly yours,

Donovan Walker

DEW/ cld
Enclosures

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Attorney for Idaho Power Company

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

WOOD HYDRO, LLC,)	
)	CASE NO. IPC-E-20-28
Complainant,)	
v.)	IDAHO POWER COMPANY'S JOINT
)	MOTION TO STAY
IDAHO POWER COMPANY,)	
)	
Respondent/Cross-)	
Complainant,)	
v.)	
)	
WOOD HYDRO, LLC,)	
)	
Cross-Respondent,)	
)	
ENEL GREEN POWER NORTH)	
AMERICA, INC.)	
)	
Cross-Respondent,)	
v.)	
)	
CENTRAL RIVERS POWER US, LLC)	
)	
Cross-Respondent.)	
_____)	

I. MOTION

COMES NOW, Idaho Power Company (“Idaho Power” or “Company”) and pursuant to Rule 56 and 256 hereby respectfully moves the Idaho Public Utilities Commission (“IPUC” or “Commission”) to stay the proceedings in this matter. Idaho Power; Wood Hydro, LLC; Enel Green Power North America, Inc.; and Central Rivers Power US, LLC (“Parties”) are engaged in settlement discussions that the Parties anticipate will result in a Settlement Stipulation to be submitted to the Commission for its review that would resolve all issues raised in this proceeding, and ask that the Commission grant this stay of proceedings to maintain the present status quo while the Parties finalize the Settlement Stipulation and submit the same to the Commission for its review.

II. BACKGROUND

On June 25, 2020, Wood Hydro, LLC (“Wood Hydro” or “Mile 28”) filed a Complaint with the Commission alleging that Idaho Power had improperly withheld Net Firm Energy payments due to Wood Hydro under its PURPA¹ Firm Energy Sales Agreement (“FESA”). Complaint at p 1. On July 13, 2020, the Commission issued a Summons to Idaho Power directing it to Answer Wood Hydro’s Complaint. On August 3, 2020, Idaho Power filed its Answer to Wood Hydro’s Complaint, and additionally brought a Cross-Complaint against Wood Hydro/Mile 28, Enel/Rock Creek #2, and Central Rivers/Lowline #2² regarding the similar provisions contained in each of the entities’ Commission-approved FESAs under PURPA.

¹ Public Utility Regulatory Policies Act of 1978.

² Wood Hydro, LLC owns/controls the Mile 28 hydroelectric QF, Enel Green Power NA, Inc., owns/controls the Rock Creek #2 hydroelectric QF, and Central Rivers Power US, LLC owns/controls the Lowline #2 hydroelectric QF.

On August 27, 2020, the Commission issued Order No. 34764 directing Wood Hydro to file a reply to Idaho Power's Answer and Cross-Complaint and directing Summonses to be issued to Central Rivers and Enel Green Power. Wood Hydro filed its Reply on September 17, 2020. Central Rivers and Enel Green Power each filed separate Motions to Dismiss, objecting to the Commission's jurisdiction on September 17, 2020. Idaho Power filed an Answer to the Motions to Dismiss on October 1, 2020. This matter was submitted to the Commission under the heading, Fully Submitted Matters, on the Commission's October 13, 2020, Decision Meeting.

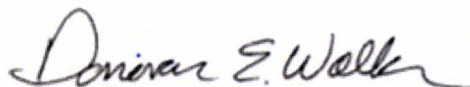
III. REQUESTED RELIEF

WHEREFORE, Idaho Power respectfully requests that the Commission issue an Order staying further proceedings in this matter, in anticipation of the Parties submitting a Settlement Stipulation for Commission's review. The Parties will either submit a Settlement Stipulation to the Commission for further proceedings, or alternatively, if unable to agree to the terms and conditions of settlement, will submit a request to lift the stay of proceedings.

All Parties have reviewed this Motion and concur and join in this request. This Motion does not serve as a waiver of any arguments or other rights held by the Parties, including the right to contest jurisdiction if a Settlement Stipulation is not entered.

Respectfully submitted this 9th day of November 2020.

IDAHO POWER COMPANY



DONOVAN E. WALKER
Attorney for Idaho Power Company

WOOD HYDRO, LLC

C. Thomas Arkoosh

By Donovan E. Walker, Electronically authorized
November 9, 2020, 3:40 p.m.

C. THOMAS ARKOOSH
Attorney for Wood Hydro, LLC

CENTRAL RIVERS POWER US, LLC

Signature Attached

PRESTON N. CARTER
Attorney for Central Rivers Power US, LLC

**ENEL GREEN POWER NORTH AMERICA,
INC.**

Signature Attached

GREGORY M. ADAMS
Attorney for Enel Green Power North America,
Inc.

WOOD HYDRO, LLC

Signature Attached

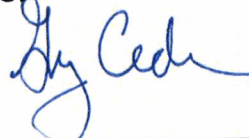
C. THOMAS ARKOOSH
Attorney for Wood Hydro, LLC

CENTRAL RIVERS POWER US, LLC



PRESTON N. CARTER
Attorney for Central Rivers Power US, LLC

**ENEL GREEN POWER NORTH AMERICA,
INC.**



GREGORY M. ADAMS
Attorney for Enel Green Power North America,
Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 9th day of November 2020, I served a true and correct copy of IDAHO POWER COMPANY'S MOTION TO STAY upon the following named parties by the method indicated below, and addressed to the following:

Wood Hydro, LLC

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Enel Green Power North America, Inc.

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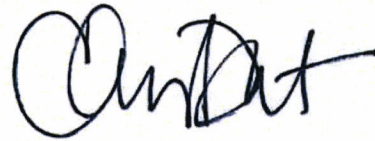
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Christy Davenport, Legal Secretary