

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

<b>IN THE MATTER OF IDAHO POWER</b>	)	<b>CASE NO. IPC-E-21-18</b>
<b>COMPANY’S APPLICATION FOR</b>	)	
<b>AUTHORITY TO INCREASE ITS RATES</b>	)	<b>NOTICE OF PROPOSED</b>
<b>DUE TO REVISED DEPRECIATION RATES</b>	)	<b>SETTLEMENT</b>
<b>FOR ELECTRIC PLANT-IN-SERVICE</b>	)	
	)	<b>NOTICE OF MODIFIED</b>
	)	<b>PROCEDURE</b>
	)	
	)	<b>NOTICE OF SUSPENSION OF</b>
	)	<b>PROPOSED EFFECTIVE DATE</b>
	)	
	)	<b>ORDER NO. 35230</b>

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On June 3, 2021, Idaho Power Company (“Company”) applied to the Commission for authorization to implement revised depreciation rates for electric plant-in-service. The Company requests that the revised rates be effective as of December 1, 2021, and that its Application be processed by modified procedure.

On June 24, 2021, the Commission issued a Notice of Application and set a deadline for interested parties to intervene. Order No. 35089. The Industrial Customers of Idaho Power (“ICIP”) intervened. Order No. 35114.

On August 24, 2021, Staff notified the Commission Secretary that it was entering into settlement negotiations with the parties in this case and parties in the related Oregon docket intending to revise depreciation rates and ensure those rates remain consistent among jurisdictions.

On November 10, 2021, a Settlement Stipulation (“Settlement”) and Joint Motion to Approve Settlement Stipulation were filed in this case. The Company, Staff, and ICIP (collectively the “Parties,” or individually “Party”) signed the Settlement which included an agreement on revised depreciation rates. The parties agreed the revised rates should become effective January 1, 2022.

On November 17, 2021, at the Commission’s Decision meeting, Staff recommended the Commission suspend the Company’s proposed December 1, 2021 effective date and issue a Notice of Proposed Settlement and Notice of Modified Procedure establishing public comment and Company reply deadlines.

NOTICE OF PROPOSED SETTLEMENT  
NOTICE OF MODIFIED PROCEDURE  
NOTICE OF SUSPENSION OF PROPOSED EFFECTIVE DATE  
ORDER NO. 35230

The Commission now issues this Order noticing the proposed Settlement, establishing public and Company reply deadlines, and suspending the proposed effective date until January 1, 2022.

### **NOTICE OF PROPOSED SETTLEMENT**

YOU ARE HEREBY NOTIFIED that the Parties agree that this Settlement Stipulation is in the public interest and that all its terms and conditions are fair, just, and reasonable.

YOU ARE FURTHER NOTIFIED that the Parties agree that the Commission should adopt the depreciation rates set forth in Attachment 1 to the Settlement. The Parties agreed the magnitude of the resulting depreciation expense adjustment does not warrant an associated change in retail rates.

YOU ARE FURTHER NOTIFIED that the Parties agree that the revised depreciation rates should be effective January 1, 2022.

YOU ARE FURTHER NOTIFIED that the agreed-upon depreciation rates represent a compromise of the differing depreciation methods, theories, and opinions presented in this case, and do not necessarily reflect an endorsement of the underlying rationale for each adjustment by any of the Parties.

YOU ARE FURTHER NOTIFIED that the Parties used the straight-line method, the remaining life basis, and the average service life depreciation procedure to calculate the revised depreciation accrual rates. Attachment 2 to the Settlement shows the depreciation groups where the Parties' positions differed from the filed depreciation study and the final position agreed to by the Parties following settlement discussions.

YOU ARE FURTHER NOTIFIED that under Commission Rule 275, “[p]roponents of a proposed settlement carry the burden of showing that the settlement is reasonable, in the public interest, or otherwise in accordance with law or regulatory policy.” IDAPA 31.01.01.275.

YOU ARE FURTHER NOTIFIED that the Commission is not bound by the proposed Settlement reached by the Parties. The Commission will independently review any proposed settlement to determine whether the settlement is just, fair, and reasonable, and in the public interest, or otherwise in accordance with law or regulatory policy. The Commission may accept a settlement, reject a settlement, or state additional conditions under which a settlement will be accepted. IDAPA 31.01.01.274-.276.

NOTICE OF PROPOSED SETTLEMENT

NOTICE OF MODIFIED PROCEDURE

NOTICE OF SUSPENSION OF PROPOSED EFFECTIVE DATE

ORDER NO. 35230

YOU ARE FURTHER NOTIFIED that the Parties agree to support the Settlement before the Commission and will not appeal a Commission order approving the Settlement or an issue resolved by the Settlement. If this Settlement is challenged by any non-party, then each Party reserves the right to file testimony, cross-examine witnesses, and put on such case as deemed appropriate to respond fully to the issues presented, including the right to raise issues embodied in this Settlement.

YOU ARE FURTHER NOTIFIED that if the Commission rejects any part or all of the proposed Settlement or imposes any additional material conditions on its approval, each Party reserves the right to withdraw from the Settlement.

YOU ARE FURTHER NOTIFIED that the Settlement and other documents associated with this matter are available for public inspection during regular business hours at the Commission's office. These documents are also available on the Commission's web site at [www.puc.idaho.gov](http://www.puc.idaho.gov). Click on the "ELECTRIC" icon, select "Open Cases," then click on the case number as shown on the front of this document.

#### **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 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 persons desiring to state a position on this Application or the Settlement may file a written comment explaining why the person supports or opposes the Application or Settlement. Persons who would like a hearing must specifically request a hearing in their written comments. **Persons shall have until December 9, 2021 to file written comments.** Comments must be filed through the Commission's website or by e-mail unless computer access is unavailable. To comment electronically, please access the Commission's home page at [www.puc.idaho.gov](http://www.puc.idaho.gov). Click the "Consumers" tab and then "Case Comment Form" and complete the form using the case number as it appears on the front of this document. To file by e-mail, the customer must e-mail the comments to the Commission Secretary

and the Company at the e-mail addresses listed below. If computer access is unavailable, then comments may be mailed to the Commission and Company at these addresses:

**For the Idaho Public Utilities  
Commission:**

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

Street Address for Express Mail:

11331 W. Chinden Blvd.  
Building 8, Suite 201-A  
Boise, Idaho 83714

**For Idaho Power Company:**

Lisa Nordstrom  
Matt Larkin  
1221 West Idaho Street (83702)  
P.O. Box 70  
Boise, ID 83707  
[lnordstrom@idahopower.com](mailto:lnordstrom@idahopower.com)  
[mlarkin@idahopower.com](mailto:mlarkin@idahopower.com)  
[dockets@idahopower.com](mailto:dockets@idahopower.com)

**YOU ARE FURTHER NOTIFIED** that the Company must file any reply comments **by December 16, 2021.**

**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 SUSPENSION OF PROPOSED EFFECTIVE DATE**

**YOU ARE FURTHER NOTIFIED** that, given the public interest in having adequate time to comment on this case, the Commission finds it appropriate to suspend the Company's proposed effective date of December 1, 2021, until January 1, 2022, unless the Commission issues an earlier order accepting, rejecting, or modifying the Settlement. *See Idaho Code* § 61-622(4).


**ORDER**

**IT IS HEREBY ORDERED** that this Application and the Settlement be processed under Modified Procedure, Rules 201-204 (IDAPA 31.01.01.201-.204). Interested persons have until December 9, 2021 to file written comments. The Company has until December 16, 2021 to file reply comments, if any.

IT IS FURTHER ORDERED that Company's proposed December 1, 2021, effective date is suspended until January 1, 2022, unless the Commission issues an earlier order accepting, rejecting, or modifying the Settlement. *See Idaho Code* § 61-622(4).

IT IS FURTHER ORDERED that parties should continue to comply with Order No. 35058, issued June 3, 2021. 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.

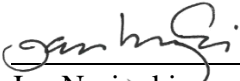
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 24<sup>th</sup> day of November 2021.

  
\_\_\_\_\_  
PAUL KJELLANDER, PRESIDENT

  
\_\_\_\_\_  
KRISTINE RAPER, COMMISSIONER

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

ATTEST:

  
\_\_\_\_\_  
Jan Noriyuki  
Commission Secretary

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