

DECISION MEMORANDUM

TO: COMMISSIONER ANDERSON
COMMISSIONER RAPER
COMMISSIONER CHATBURN
COMMISSION SECRETARY
COMMISSION STAFF
LEGAL

FROM: TAYLOR R. BROOKS
DEPUTY ATTORNEY GENERAL

DATE: MARCH 8, 2022

SUBJECT: IN THE MATTER OF IDAHO POWER COMPANY'S APPLICATION FOR APPROVAL OF SPECIAL CONTRACT AND TARIFF SCHEDULE 33 TO PROVIDE ELECTRIC SERVICE TO BRISBIE, LLC'S DATA CENTER FACILITY; CASE NO. IPC-E-21-42.

On December 22, 2021, Idaho Power Company ("the Company") applied to the Idaho Public Utilities Commission ("Commission") seeking approval of a special contract for electric service between the Company and Brisbie, LLC ("Brisbie") for Brisbie's new enterprise data center, for rates proposed in tariff Schedule 33, and approval of the regulatory framework for the ongoing implementation and administration of the Special Contract without change or condition. The Company requested that its Application be processed by modified procedure.


On January 21, 2022, the Commission issued a Notice of Application and set a 14-day intervention deadline. *See* Order No. 35293. The Notice directed Commission Staff to "confer with the parties regarding a procedural schedule for this matter." *Id.* at 3.

STAFF RECOMMENDATION

Staff conferred with the parties to discuss an appropriate schedule for this case. Based on that conversation, Staff recommends the Commission issue a Notice of Modified Procedure, establishing a public comment deadline of April 27, 2022, and a company reply deadline of May 6, 2022.

COMMISSION DECISION

Does the Commission wish to issue a Notice of Modified Procedure, establishing a public comment deadline of April 27, 2022, and a company reply deadline of May 6, 2022?



Taylor R. Brooks
Deputy Attorney General