

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF IDAHO POWER) CASE NO. IPC-E-22-06
COMPANY’S APPLICATION FOR)
APPROVAL OF A REPLACEMENT) NOTICE OF APPLICATION
SPECIAL CONTRACT WITH MICRON)
TECHNOLOGY, INC. AND A POWER) NOTICE OF MODIFIED
PURCHASE AGREEMENT WITH BLACK) PROCEDURE
MESA ENERGY, LLC)
) ORDER NO. 35367
)

On March 10, 2022, Idaho Power Company (“Company”) applied to the Commission for an order approving a revised Special Contract for electric service between the Company and Micron Technology, Inc. (“Micron”) and a 20-year Power Purchase Agreement (“PPA”) between the Company and Black Mesa Energy, LLC (“Black Mesa”) to facilitate the provision of energy to the Company under the revised Special Contract.

The Commission now issues Notice of the Company’s Application and Notice of Modified Procedure and sets deadlines for interested persons to comment and for the Company to reply.

NOTICE OF APPLICATION

YOU ARE HEREBY NOTIFIED that Micron, as a Large Power Service customer receiving in excess of 20 Megawatts (“MW”) under Schedule 19, is required to make special contract arrangements with the Company.

YOU ARE FURTHER NOTIFIED that the Company and Micron have been operating under a Special contract agreement that was recently replaced in 2009 (“Current Agreement”). *Application* at 2. The Company represents that the revised Special Contract (“ESA”) is intended to replace the Current Agreement. *Id.*

YOU ARE FURTHER NOTIFIED that the Company represents that the ESA contemplates the Company procuring an “initial Renewable Resource of 40 MW on behalf of— and to be paid for by—Micron.” *Id.* at 3.

YOU ARE FURTHER NOTIFIED that, under the terms of the twenty-year Black Mesa PPA, Black Mesa will build, own, operate, and maintain a 40 MW alternating current solar

photovoltaic generation facility and will supply the output to the Company's system. *Id.* at 2-3. The PPA has a scheduled operation date of June 1, 2023.

YOU ARE FURTHER NOTIFIED that the Company requests a Commission order before August 1, 2022, approving the ESA, the PPA, modifications to Schedule 26 Electric Service Rate for Micron Technology, Inc., the derivation of the capacity credit associated with the Renewable Resources and compensation structure for excess renewable energy generation, authorization to treat bill credits provided to Micron under the proposed compensation structure as prudently incurred expenses for ratemaking purposes, and the Company's proposed accounting treatment. *Id.* at 11.

YOU ARE FURTHER NOTIFIED that the Application, proposed tariff, and testimony have been filed with the Commission and are available for public inspection during regular business hours at the Commission's office. These documents are also available on the Commission's website at www.puc.idaho.gov. Click on the "ELECTRIC" icon, select "Open Cases," 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.

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 HEREBY 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 Idaho Public Utilities 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 may file a written comment explaining why the person supports or opposes the Application. Persons who would like a hearing must specifically request a hearing in their written comments. **Persons shall have until June 29, 2022, 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 website at www.puc.idaho.gov. Click the “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 Commission:

Commission Secretary
Idaho Public Utilities Commission
P.O. Box 83720
Boise, ID 83720-0074
secretary@puc.idaho.gov

Street Address for Express Mail:

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

For the Company:

Donovan E. Walker
1221 West Idaho Street (83702)
P.O. Box 70
Boise, ID 83707
dwalker@idahopower.com
dockets@idahopower.com

Timothy E. Tatum
Connie Aschenbrenner
1221 West Idaho Street (83702)
PO Box 70
Boise, ID 37707
ttatum@idahopower.com
caschenbrenner@idahopower.com

YOU ARE FURTHER NOTIFIED that the Company must file any reply comments **by July 6, 2022.**

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.

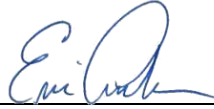
ORDER

IT IS HEREBY ORDERED that this case be processed by Modified Procedure, Rule 201 – 204 (IDAPA 31.01.01.201 through.204). Persons wishing to file written comments must do so by June 29, 2022. The Company must file any reply comments by July 6, 2022.

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.

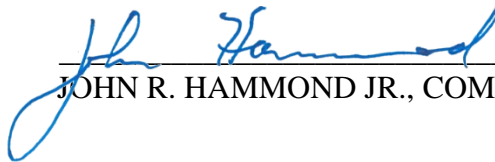
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 6th day of April 2022.



ERIC ANDERSON, PRESIDENT

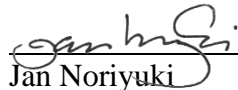


JOHN CHATBURN, COMMISSIONER



JOHN R. HAMMOND JR., COMMISSIONER

ATTEST:



Jan Noriyuki
Commission Secretary

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