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Attorney for the Commission Staff

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

**IN THE MATTER OF THE APPLICATION OF )**  
**IDAHO POWER COMPANY FOR APPROVAL )** **CASE NO. IPC-E-22-17**  
**OF A SECOND AMENDMENT TO THE )**  
**ENERGY SALES AGREEMENT WITH SIMCOE )**  
**SOLAR, LLC FOR THE SALE AND PURCHASE )** **COMMENTS OF THE**  
**OF ELECTRIC ENERGY )** **COMMISSION STAFF**  
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)  
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Staff of the Idaho Public Utilities Commission (“Staff”), by and through its Attorney of record, Chris Burdin, Deputy Attorney General, and submits the following comments.

**BACKGROUND**

On June 14, 2022, Idaho Power Company (“Company”) filed an Application with the Idaho Public Utilities Commission (“Commission”) requesting approval of a Second Amendment to its Energy Sales Agreement (“ESA”) with Simcoe Solar, LLC (“Seller”), which sells energy generated by the Seller’s 20-megawatt solar photovoltaic project (“Facility”) located in Elmore County, State of Idaho. The Facility is a qualifying facility (“QF”) under the Public Utility Regulatory Policies Act of 1978 (“PURPA”). The Second Amendment seeks to delete Section 6.2.2 of the ESA and replace it with a new Section 6.2.2, which modifies the timeframe for adjusting the monthly estimated Net Energy Amount (“NEA”) but does not change other

obligations or provisions of the parties set forth in the ESA. The new timeframe allows the Seller to make adjustments by the 25th day of the preceding month in which a change is requested.


#### **STAFF REVIEW**

Staff has reviewed the Application and recommends approval of the five-day advanced notice. Staff believes that monthly estimates that are provided closer to the time of delivery can improve the accuracy of input used for short-term operational planning. In addition, the five-day advanced notice has been authorized in prior Commission orders such as Order Nos. 34263, 34870 and 34937.

#### **STAFF RECOMMENDATION**

Staff recommends that the Commission approve the Second Amendment to the ESA as filed on June 14, 2022.

**Respectfully** submitted this 14<sup>th</sup> day of July 2022.

  
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Chris Burdin  
Deputy Attorney General

Technical Staff: Yao Yin

i:umisc/comments/ipce22.17cbyy comments

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY THAT I HAVE THIS 14<sup>TH</sup> DAY OF JUNE 2022, SERVED THE FOREGOING **COMMENTS OF THE COMMISSION STAFF**, IN CASE NO. IPC-E-22-17, BY E-MAILING A COPY THEREOF, TO THE FOLLOWING:

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