

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF IDAHO POWER) CASE NO. IPC-E-22-29
COMPANY’S APPLICATION FOR)
APPROVAL OF A POWER PURCHASE) NOTICE OF APPLICATION
AGREEMENT WITH PLEASANT VALLEY)
SOLAR, LLC.) NOTICE OF
) MODIFIED PROCEDURE
)
) ORDER NO. 35658

On November 14, 2022, Idaho Power Company (“Idaho Power” or “Company”), filed an application (“Application”) with the Idaho Public Utilities Commission (“Commission”) requesting an order approving a 20-year Power Purchase Agreement (“PPA”) between Idaho Power and Pleasant Valley Solar, LLC (“Pleasant Valley Solar” or “Seller”). The Company represents that the PPA was entered into with the expectation of assigning the associated energy and Green Tags/Environmental Attributes to Brisbie LLC (“Brisbie”) under the provisions contained in the Special Contract submitted for Commission review and approval in Case No. IPC-E-21-42. The Company requests an order from the Commission prior to May 11, 2023.

The Commission now provides Notice of the Application, Notice of Modified Procedure, and sets a public comment deadline and Company reply comment deadline.

NOTICE OF APPLICATION

YOU ARE HEREBY NOTIFIED that Idaho Power and Brisbie have negotiated a Special Contract for the provision of electric service to Brisbie by Idaho Power. The Special Contract, or Energy Services Agreement (“ESA”), was filed with the Commission for review and approval in Case No. IPC-E-21-42.

YOU ARE HEREBY NOTIFIED that under the terms of the PPA in this Application, Pleasant Valley Solar will build, own, operate, and maintain a 200 megawatt (“MW”) alternating current (“AC”) solar photovoltaic generation facility (“Facility”) and will supply the output to Idaho Power’s system. Brisbie is identified in the PPA as a third-party beneficiary receiving energy and Green Tags associated with the Facility’s Net Output.

YOU ARE FURTHER NOTIFIED that the PPA provides for a Scheduled Commercial Operation Date of March 2, 2025, and a Guaranteed Commercial Operation Date, which is 180 days after the Scheduled Operation Date.

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YOU ARE FURTHER NOTIFIED that the PPA contains a performance requirement in the form of an Output Guarantee. Under the Output Guarantee, the Seller is obligated to deliver 90 percent of the Expected Energy of the Facility on a monthly basis, and the PPA allows the Seller an adjustment of Estimated Monthly Net Output Amounts by the 25th day of the preceding month.

YOU ARE FURTHER NOTIFIED that the PPA contains provisions for operation and control of the project including planned outages, forced outages, maintenance outages, as well as scheduling, forecasting, generator output limit control (“GOLC”), and metering.

YOU ARE FURTHER NOTIFIED that under the PPA, Idaho Power will receive 100 percent of the Green Tags or Environmental Attributes associated with the Facility, which will be claimed by Brisbie pursuant to the Special Contract.

YOU ARE FURTHER NOTIFIED that the Application and submitted documentation is available for public inspection during regular business hours at the Commission’s office. All documents are also available on the Commission’s website at <http://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.

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 FURTHER NOTIFIED that the Commission has determined that the public interest may not require a formal hearing in this matter, and that it will proceed under Modified Procedure pursuant to Commission’s Rules of Procedure 201-204, IDAPA 31.01.01.201-.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 interested in filing written comments must do so by March 8, 2023.** 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

<http://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, persons 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

Street Address for Express Mail:

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

For Idaho Power Company:

Donovan Walker
Tim Tatum
Connie Aschenbrenner
Idaho Power Company
1221 West Idaho Street (83702)
P.O. Box 70
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dwalker@idahopower.com
dockets@idahopower.com
energycontracts@idahopower.com
ttatum@idahopower.com
caschenbrenner@idahopower.com

YOU ARE FURTHER NOTIFIED that the Company must file any reply comments **by March 22, 2023.**

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 final 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 the Company’s Application be processed by Modified Procedure, Rules 201-204 (IDAPA 31.01.01.201-.204). Persons interested in filing written comments must do so by March 8, 2023. The Company must file any reply comments by March 22, 2023.

IT IS FURTHER ORDERED that parties comply with Order No. 35375, issued April 21, 2022. Generally, all pleadings should be filed with the Commission electronically and will be deemed timely filed when received by the Commission Secretary. *See* Rule 14.02. Service between

parties should continue to be accomplished electronically when possible. However, 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 January 2023.



ERIC ANDERSON, PRESIDENT

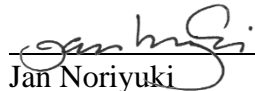


JOHN CHATBURN, COMMISSIONER



JOHN R. HAMMOND JR., COMMISSIONER

ATTEST:



Jan Noriyuki
Commission Secretary

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