

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

<b>IN THE MATTER OF IDAHO POWER</b>	)	<b>CASE NO. IPC-E-23-05</b>
<b>COMPANY’S APPLICATION FOR A</b>	)	
<b>CERTIFICATE OF PUBLIC CONVENIENCE</b>	)	<b>ORDER NO. 35956</b>
<b>AND NECESSITY TO ACQUIRE</b>	)	
<b>RESOURCES TO BE ONLINE BY 2024 AND</b>	)	
<b>FOR APPROVAL OF A POWER</b>	)	
<b>PURCHASED AGREEMENT WITH</b>	)	
<b>FRANKLIN SOLAR LLC</b>	)	

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On February 17, 2023, Idaho Power Company (“Company”) filed an application (“Application”) with the Idaho Public Utilities Commission (“Commission”) requesting an order: (1) granting the Company a Certificate of Public Convenience and Necessity (“CPCN”) to acquire 72 megawatts (“MW”) of dispatchable energy storage to meet an identified capacity deficiency in 2024; and (2) approving the 25-year Power Purchase Agreement (“PPA”) between Idaho Power and Franklin Solar LLC (“Franklin Solar”).

On August 23, 2023, the Commission issued Order No. 35900 directing the Company to submit an updated PPA to address and modify Section 7.12.2.3, Section 12.2.2, and Section 23.1 within thirty days from the service date of the Order.

On September 21, 2023, the Company filed a Compliance Filing that contained the First Amendment to the PPA signed by the Company and Franklin Solar LLC.

**COMMISSION FINDINGS AND DECISION**

The Commission has jurisdiction over the Company’s Application and the issues in this case under Title 61 of the Idaho Code including *Idaho Code* §§ 61-301 through 303. The Commission is empowered to investigate rates, charges, rules, regulations, practices, and contracts of all public utilities and to determine whether they are just, reasonable, preferential, discriminatory, or in violation of any provisions of law, and to fix the same by order. *Idaho Code* §§ 61-501 through 503.

Having reviewed the record and the Company’s filing, the Commission finds that the Company’s First Amendment to the PPA comports with the provisions of Order No. 35900.

**ORDER**

IT IS HEREBY ORDERED that the Company's First Amendment to the PPA filed on September 21, 2023, is accepted.

THIS IS A FINAL ORDER. Any person interested in this Order may petition for reconsideration within twenty-one (21) days of the service date upon this Order regarding any matter decided in this Order. Within seven (7) days after any person has petitioned for reconsideration, any other person may cross-petition for reconsideration. *Idaho Code* §§ 61-626 and 62-619.

DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho, this 12<sup>th</sup> day of October 2023.



ERIC ANDERSON, PRESIDENT

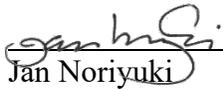


JOHN R. HAMMOND JR., COMMISSIONER



EDWARD LODGE, COMMISSIONER

ATTEST:



Jan Noriyuki  
Commission Secretary

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