BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF IDAHO POWER COMPANY'S APPLICATION FOR APPROVAL OF THE FIRST AMENDMENT TO THE ENERGY SALES AGREEMENT BETWEEN IDAHO POWER AND PICO ENERGY, LLC	)))))))	**CASE NO. IPC-E-26-22** **ORDER NO. 37220**

On July 6, 2026, Idaho Power Company ("Company") applied to the Idaho Public Utilities Commission ("Commission") requesting an order approving the First Amendment ("First Amendment") to the Energy Sales Agreement ("ESA") between the Company and Pico Energy, LLC ("Pico") regarding Pico's cogeneration facility ("Application"). Application at 1.

On September 28, 2026, the Commission issued Order No. 37186 approving the Company's Application. Additionally, Order No. 37186 required the Company to file with the Commission as a compliance filing an updated First Amendment that reflected the correct units and values of the capacity amounts stated in Appendix B-1 and Appendix B-4 of the ESA.

On October 14, 2026, the Company filed an updated First Amendment ("Compliance Filing"), to correct the units and values of the capacity amounts stated in Appendix B-1 and Appendix B-4 of the ESA. At the Commission's Decision Meeting on October 27, 2026, Commission Staff presented a Decision Memorandum recommending the Commission approve the Compliance Filing because Staff believed the Compliance Filing complied with Order No. 37186.

COMMISSION FINDINGS AND DECISION

The Commission has jurisdiction over the Application and the issues in this case under Title 61 of the Idaho Code including, *Idaho Code* §§ 61-501, -502, and -503. 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, -502, and -503.

Having reviewed the record and the Company's Compliance Filing, the Commission finds that the Company has sufficiently updated the First Amendment to reflect the correct units and values of the capacity amounts stated in Appendix B-1 and Appendix B-4 of the ESA, and thus

has complied with Order No 37186. Accordingly, the Commission approves the Compliance Filing.

ORDER

IT IS HEREBY ORDERED that the updated First Amendment contained in the Compliance Filing submitted on October 14, 2026, is approved, effective on the service date of this Order.

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

DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho, this 5th day of November 2026.

EDWARD LODGE, PRESIDENT

JOHN R. HAMMOND JR., COMMISSIONER

DAYN HARDIE, COMMISSIONER

ATTEST:

Monica Barrios-Sanchez
Commission Secretary