

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF ROCKY MOUNTAIN) CASE NO. PAC-E-19-20
POWER'S APPLICATION FOR APPROVAL)
OF THE 2020 PACIFICORP INTER-)
JURISDICTIONAL ALLOCATION) ORDER NO. 34557
PROTOCOL)

On February 4, 2020, Monsanto filed an amended petition for late intervention in this case. On February 5, 2020, Idaho Conservation League (“ICL”) filed a late petition to intervene. Having reviewed the record, we conditionally grant Monsanto’s and ICL’s petitions as follows.

FINDINGS AND DISCUSSION

On January 8, 2020, the Commission set a January 29, 2020 intervention deadline in this case. Order No. 34525. Monsanto and ICL filed their late petitions to intervene on February 4 and 5, 2020, respectively. The petitions of Monsanto and ICL are, therefore, untimely.

Untimely petitions to intervene are governed by Rules 71-75, IDAPA 31.01.01.071-.075. Based on the record, we find that both Monsanto and ICL have shown good cause for the untimely filings, and that each has a direct and substantial interest in this proceeding and will not unduly broaden the issues. We thus find it reasonable to grant Monsanto’s and ICL’s untimely petitions to intervene on the condition that neither Monsanto nor ICL delay, disrupt, or unduly broaden the issues in this proceeding. We note that, per Rule 73, Monsanto and ICL are bound by all prior orders and notices issued in the case.

We acknowledge the reasons for late intervention stated in the intervenors’ petitions were lack of notice from Staff and the Company. To be clear, the sole reliance by any intervenor, including the sophisticated intervenors in this case, on courtesy notices from either a company when filing an application or from the Commission’s Staff when pertinent intervention dates and deadlines are set by order is inappropriate. While we are granting late intervention to ICL and Monsanto, it is ultimately the intervenor’s responsibility to track pertinent dates and deadlines in cases they are interested in.

ORDER

IT IS THEREFORE ORDERED that the Petition to Intervene filed by ICL is hereby granted.

IT IS THEREFORE ORDERED that the Petition to Intervene filed by Monsanto is hereby granted.

IT IS FURTHER ORDERED that all parties in this proceeding serve all papers hereafter filed in this matter on all parties of record. The Intervenors are represented by the following for purposes of service:

Idaho Conservation League:


Benjamin Otto
Idaho Conservation League
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Monsanto Company:

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DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 20th day of February 2020.



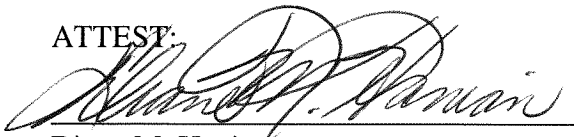
PAUL KJELLANDER, PRESIDENT



KRISTINE RAPER, COMMISSIONER



ERIC ANDERSON, COMMISSIONER

ATTEST:


Diane M. Hanian
Commission Secretary

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