

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

<b>IN THE MATTER OF PACIFICORP'S</b>	)	<b>CASE NO. PAC-E-20-09</b>
<b>APPLICATION FOR APPROVAL OR</b>	)	
<b>REJECTION OF ITS POWER PURCHASE</b>	)	<b>NOTICE OF APPLICATION</b>
<b>AGREEMENT WITH COMMERCIAL</b>	)	
<b>ENERGY MANAGEMENT, INC.</b>	)	<b>NOTICE OF</b>
	)	<b>MODIFIED PROCEDURE</b>
	)	
	)	<b>ORDER NO. 34720</b>

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On June 8, 2020, Rocky Mountain Power a division of PacifiCorp ("Rocky Mountain Power" or "Company") filed an Application requesting the Commission approve or reject an amendment to a Power Purchase Agreement ("PPA") between the Company and Commercial Energy Management, Inc. ("CEM"). CEM owns and operates a 900 kW hydro-electric qualifying facility ("QF") under the Public Utility Regulatory Policies Act of 1978.

The Commission now issues this Notice of Application and Notice of Modified Procedure setting comment and reply deadlines.

**NOTICE OF APPLICATION**

YOU ARE HEREBY NOTIFIED that CEM and Rocky Mountain Power entered a PPA on November 21, 1991, which expired May 31, 2020. CEM and the Company are in the process of negotiating a replacement contract for the sale of energy and capacity and a separate standalone contract that addresses interconnection requirements. In the interim, the Company and CEM agreed to extend the current PPA from June 1, 2020 through February 28, 2021.

YOU ARE FURTHER NOTIFIED that the PPA contains updated pricing for energy sales during the extended term.

YOU ARE FURTHER NOTIFIED that during the extended term, the QF's output is expected to be 397 MWh.

YOU ARE FURTHER NOTIFIED that the total nameplate capacity of the QF remains unchanged at 900 kW.

YOU ARE FURTHER NOTIFIED that the Application is available for public inspection during regular business hours at the Commission offices. These documents are also

available on the Commission's web site at [www.puc.idaho.gov](http://www.puc.idaho.gov). Click on the "Electric" tab, then 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 and specifically *Idaho Code* §§ 61-502 and 61-503.

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 Rules 201 through 204 of the Commission's Rules of Procedure, IDAPA 31.01.01.201 through .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 any person desiring to state a position on this Application **shall file a written comment in support or opposition with the Commission by August 21, 2020.** The comment must contain a statement of reasons supporting the comment. Persons desiring a hearing must specifically request a hearing in their written comments. Written comments concerning this Application should be emailed to the Commission and the Company. If e-mail is unavailable, written comments can be mailed to the Commission and the Company at the addresses reflected below:

**For the Idaho Public Utilities  
Commission:**

Commission Secretary  
Idaho Public Utilities Commission  
P.O. Box 83720  
Boise, ID 83720-0074  
[secretary@puc.idaho.gov](mailto:secretary@puc.idaho.gov)

Street Address for Express Mail:

11331 W. Chinden Blvd.  
Bldg. 8, Ste. 201-A  
Boise, ID 83714

**For Rocky Mountain Power:**

Ted Weston  
Idaho Regulatory Affairs Manager  
Jacob A. McDermott  
Senior Counsel  
Rocky Mountain Power  
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Salt Lake City, Utah 84116

Adam Lowney  
McDowell Rackner Gibson PC  
419 SW 11th Avenue, Ste. 400  
Portland, OR 97205

E-Mail: [ted.weston@pacificorp.com](mailto:ted.weston@pacificorp.com)  
[IdahoDockets@pacificorp.com](mailto:IdahoDockets@pacificorp.com)  
[Jacob.mcdermott@pacificorp.com](mailto:Jacob.mcdermott@pacificorp.com)  
[adam@mrg-law.com](mailto:adam@mrg-law.com)

These comments should contain the case caption and case number shown on the first page of this document. Persons desiring to submit comments via e-mail may do so by accessing the Commission's home page located at [www.puc.idaho.gov](http://www.puc.idaho.gov). Click the "Consumers" tab then click the "Case Comment Form" and complete the comment form using the case number as it appears on the front of this document.

**YOU ARE FURTHER NOTIFIED** that the Company shall file any reply comments **by August 28, 2020.**


**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 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 Application of the Company be processed by Modified Procedure, Rule 201-204 (IDAPA 31.01.01.201-.204). Persons interested in submitting written comments must do so by August 21, 2020. The Company shall file any reply comments by August 28, 2020.

**IT IS FURTHER ORDERED** that parties continue to comply with Order No. 34602, issued March 17, 2020. All pleadings should be filed with the Commission electronically and shall be deemed timely filed when received by the Commission Secretary. *See* Rule 14.02. Service between parties should also be accomplished electronically. Voluminous discovery-related documents may be filed and served on CD-ROM or a USB flash drive.

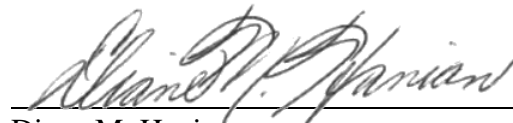
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 9<sup>th</sup>  
day of July, 2020.

  
PAUL KJELLANDER, PRESIDENT

  
KRISTINE RAPER, COMMISSIONER

  
ERIC ANDERSON, COMMISSIONER

ATTEST:

  
Diane M. Hanian  
Commission Secretary

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