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IDAHO PUBLIC
UTILITIES COMMISSION

1407 W. North Temple, Suite 330
Salt Lake City, Utah 84116

September 23, 2021

VIA ELECTRONIC DELIVERY

Jan Noriyuki
Commission Secretary
Idaho Public Utilities Commission
11331 W. Chinden Blvd
Building 8 Suite 201A
Boise, ID 83714

**Re: CASE NO. PAC-E-20-18
IN THE MATTER OF THE APPLICATION FOR APPROVAL OR REJECTION
OF THE AMENDED POWER PURCHASE AGREEMENT BETWEEN
PACIFICORP AND AMY FAMILY HOLDINGS, LLC**

Dear Ms. Noriyuki:

Please find for filing Rocky Mountain Power's Motion to Lift the Stay in the above-referenced matter.

Informal inquiries may be directed to Ted Weston, Idaho Regulatory Manager at (801) 220-2963.

Very truly yours,

Joelle R. Steward
Vice-President of Regulation

Emily Wegener (ISB #11614)
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Attorney for Rocky Mountain Power

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION)	
FOR APPROVAL OR REJECTION OF THE)	CASE NO. PAC-E-20-18
AMENDED POWER PURCHASE)	
AGREEMENT BETWEEN PACIFICORP)	UNOPPOSED
AND AMY FAMILY HOLDINGS, LLC)	MOTION TO LIFT STAY

Pursuant to the Rules of Procedure of the Idaho Public Utilities Commission, Rule 56, PacifiCorp dba Rocky Mountain Power (“Rocky Mountain Power” or the “Company”) hereby moves to lift the stay entered in the above-captioned matter on March 25, 2021, under Order No. 34971.

BACKGROUND

The Company filed the Application to approve a one-year extension to the Power Purchase Agreement between PacifiCorp and Amy Family Holdings, LLC, (“Amy”) from January 1, 2022, through December 31, 2022. The purpose of the one-year extension was to allow the parties to secure a stand-alone interconnection agreement to replace the interconnection provisions in the existing contract.

On March 10, 2021, the Company filed a motion to stay the Application because the Company believed that Amy would be able to complete the interconnection requirements before the current contract expired on December 31, 2021.

On March 25, 2021, the Idaho Public Utilities Commission (“Commission”) granted the Company’s motion and ordered that the case be stayed. The Commission further ordered “If the Seller has not completed its interconnection requirements by October 15, 2021, the

Company must seek continuance in this case to allow the Commission to fully process its Application before the December 31, 2021 expiration.”¹

CURRENT STATUS AND MOTION TO LIFT STAY


The Company has executed a Small Generator Interconnection Agreement (“SGIA”) with Amy. However, the transmission upgrades necessary for a long-term power purchase agreement will not be completed until May 2022. The existing contract must be extended so that Amy can maintain its current interconnection rights until the transmission upgrades are complete. Because the Company’s existing contract with Amy expires on December 31, 2021, the Company must have its Application considered before then.

Now that the parties have entered the SGIA, they will negotiate the terms of a new power purchase agreement. Section 1 of the amendment to the power purchase agreement, provide as Attachment A to the application, states: “this Agreement shall expire upon the earlier of (i) the effective date of a new power purchase agreement... or (ii) December 31, 2022. While the Company’s Application requests a one-year extension of the existing contract, should the negotiation and approval by the Commission of the new power purchase agreement take less than a year, the Company will ask the Commission to replace the existing contract with the new one at the time of approval.

Therefore, the Company respectfully requests that the Commission lift the stay and consider the Application before December 31, 2021.

DATED this 23rd day of September, 2021.

Respectfully submitted,

By 

Emily Wegener
Attorney for Rocky Mountain Power

¹ Order No. 34971.