

DECISION MEMORANDUM

TO: COMMISSIONER ANDERSON
COMMISSIONER CHATBURN
COMMISSIONER HAMMOND
COMMISSION SECRETARY
COMMISSION STAFF
LEGAL

FROM: MICHAEL DUVAL
DEPUTY ATTORNEY GENERAL

DATE: NOVEMBER 29, 2022

SUBJECT: IN THE MATTER OF PACIFICORP'S APPLICATION FOR APPROVAL
OR REJECTION OF THE POWER PURCHASE AGREEMENT WITH
OJA, LLC; CASE NO. PAC-E-22-18.


On November 14, 2022, Rocky Mountain Power, a division of PacifiCorp ("Company") applied to the Commission for approval or rejection of a Power Purchase Agreement ("PPA") between the Company and Larry and Christie Oja ("Sellers") for energy produced by Sellers' 288-kilowatt ("kW") small-hydro facility ("Facility") located in Oneida County, Idaho. The Facility is a qualifying facility ("QF") under the Public Utility Regulatory Policies Act of 1978 ("PURPA"). If the PPA is approved, the Company requests that the Commission order also "[d]eclare that the avoided cost prices set forth in the contract are just and reasonable, in the public interest, and that the Company's incurrence of such costs are legitimate expenses for recovery in rates in the state of Idaho." The Company also requests that its Application be processed by modified procedure.

STAFF RECOMMENDATION

Staff recommends the Commission issue a Notice of Application and Notice of Modified Procedure establishing a January 4, 2023, public comment deadline and a January 11, 2023, Company and Seller reply deadline.

COMMISSION DECISION

Does the Commission wish to issue a Notice of Application and Notice of Modified Procedure establishing a January 4, 2023, public comment deadline and a January 11, 2023, Company and Seller reply deadline?


Michael Duval
Deputy Attorney General