

IDAHO PUBLIC UTILITIES COMMISSION

MINUTES OF DECISION MEETING

August 20, 2019 – 1:30 P.M.

In attendance were Commissioners Paul Kjellander, Kris Raper and Eric Anderson. Commissioner Kjellander called the meeting to order.

The first order of business was **APPROVAL OF MINUTES FROM THE PREVIOUS MEETING** on Tuesday, August 13, 2019. The Commission voted unanimously to approve the minutes as written.

The second order of business was **CONSENT AGENDA:**

2. Action Item: Carolee Hall's August 8, 2019, Decision Memorandum re: Cancellation of Certificate No. 499 in Case No. ITN-T-09-01 for Mitel Cloud Services, Inc.

3. Action Item: John Hammond's August 8, 2019, Decision Memorandum re: Avista Corporation's Annual Power Cost Adjustment Application; Case No. AVU-E-19-09

4. Action Item: Matt Hunter's August 9, 2019, Decision Memorandum re: In Matter of the Application of Idaho Power for Consideration of an Energy Sales Agreement with Pigeon Cove Power Company for the Sale and Purchase of Electric Energy from the Pigeon Cove Hydro Project; Case No. IPC-E-19-24.

5. Action Item: Matt Hunter's August 9, 2019, Decision Memorandum re: Idaho Power's Application to Approve First Amendment to the Energy Sales Agreement for the Box Canyon Hydro Project; Case No. IPC-E-19-25.

6. Action Item: Matt Hunter's August 9, 2019, Decision Memorandum re: Envision Networks LLC's Application for a CPCN; Case No. ENL-T-19-01.

7. Action Item: Chris Hecht's August 9, 2019, Decision Memorandum re: In the Matter of the Application of Rocky Mountain Power for Authority to Modify Schedule No. 135 –Net Metering Service; Case No. PAC-E-19-03.

8. Action Item: John Hammond's August 9, 2019, Decision Memorandum re: Idaho Power Company's Application for Approval or Rejection of an Energy Sales Agreement with Birch Creek Trout, Inc.; Case No. IPC-E-19-23.

Commissioner Kjellander made a motion to move item 7 on the Consent Agenda to Matters in Progress. A vote was taken on the motion and it carried unanimously.

Commissioner Kjellander made a motion to approve Staff's recommendation for items 2, 3, 4, 5, 6 and 8 on the Consent Agenda. A vote was taken on the motion and it carried unanimously.

The next order of business was **MATTERS IN PROGRESS:**

7. Action Item: Chris Hecht’s August 9, 2019, Decision Memorandum re: In the Matter of the Application of Rocky Mountain Power for Authority to Modify Schedule No. 135 –Net Metering Service; Case No. PAC-E-19-03.

Commissioner Raper stated that for the record we would like to thank Beverly Barker for her years of service for the Commission and for everything she has done and the department she has grown and with her retirement the Commission will be at a loss. The Commissioners thanked Bev for more than 40 years of service to the State of Idaho.

Commissioner Raper moved that the Commission to approve the revisions to service Schedule No. 135 the Net Metering, with the final order effect date that we issued on July 3, 2019. A vote was taken on the motion and it carried unanimously.

9. Action Item: Edward Jewell’s August 8, 2019, Decision Memorandum re: IdaHydro’s Petition to Intervene in the Matter of Idaho Power’s Application to Evaluate Schedule 84 –Net Metering; Case No. IPC-E-19-15.

Ed Jewell reviewed his decision memo and stated; does the Commission wish to approve this late petition to intervene.

Commissioner Raper moved that the Commission remove this item from the agenda and give Mr. Arkoosh an opportunity to respond; table this item until the next agenda. A vote was taken on the motion and it carried unanimously.

10. Action Item: Edward Jewell’s August 9, 2019, Decision Memorandum re: In the Matter of the Complaint of Raul Mendez Against Intermountain Gas Company; Case No. INT-G-19-03.

Ed Jewell reviewed his Decision Memo and stated; On August 8th 2019 Mr. Mendez sent an email to the Commission Secretary, Counsel for Intermountain Gas, and Counsel for the Commission. In that email Mr. Mendez stated; I filed a Notice of Appeal and a petition for fee waiver for this case, I’m not sure what the status of this case is, but I hope it has not been filed with the Supreme Court yet I will have to dismiss this Appeal and proceed with litigation.

On the same day the Commission Secretary replied to Mr. Mendez stating; “Thank you for notifying us that you would like to dismiss this appeal and proceed with litigation. The Commissioners will discuss your notice of withdrawal at the next Decision meeting on Tuesday August 20, 2019.”

Today we have an email before us stating that he would like to withdraw his Notice of Appeal. Staff recommends the Commission grant the Notice of Withdrawal effective as of the service date of the Order.

Commissioner Raper moved; based on the latest communication from Mr. Mendez that we deem his email to the Commission as a motion to withdraw his appeal and that the withdrawal become effective upon issuance of an order from this Commission granting the withdrawal pursuant to IDAPA 31.01.01.068. A voted was taken on the motion and it carried unanimously.

Commissioner Kjellander stated, there was no further business before the Commission and he adjourned the meeting.

COMMISSION SECRETARY

DATE OF APPROVAL