Peter J. Richardson ISB No. 3195 Richardson & O'Leary 99 East State Street, Suite 200 P.O. Box 1849 Eagle, Idaho 83616 Telephone: (208) 938-7900 RECEIVED X FILED 2003 MAY 28 PM 2: 37 UTILITIES COMMISSION

Fax: (208) 938-7904

Attorney for Industrial Customers of Idaho Power

BEFORE THE

IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION OF)
IDAHO POWER COMPANY FOR AN ACCOUNTING ORDER AUTHORIZING THE)
INCLUSION OF POWER SUPPLY (
EXPENSES ASSOCIATED WITH THE PURCHASE OF CAPACITY AND ENERBY)
FROM GARNET ENERGY, LLC IN THE (
COMPANY'S POWER COST ADJUSTMENT)
(PCA)

CASE NO. IPC-E-03-5

PETITION TO INTERVENE OF THE INDUSTRIAL CUSTOMERS OF IDAHO POWER

COMES NOW, The Industrial Customers of Idaho Power, hereinafter referred to as "Intervenor," and pursuant to this Commission's Rule of Practice and Procedure, Rule 071, IDAPA 31.10.01074, and pursuant to that Notice of Intervenor Deadline, Notice of Prehearing Conference in Order No. 29243, issued on May 15th, 2003, hereby petitions the Commission for leave to intervene herein and to appear and participate herein as a party, and as grounds therefore states as follows:

1. The name and address of this Intervenor is:

Industrial Customers of Idaho Power c/o Peter J. Richardson Richardson & O'Leary 99 East State Street, Suite 200 P.O. Box 1849 Eagle, Idaho 83616 Telephone: (208) 938-7900

Fax: (208) 938-7904

This Intervenor will be represented herein by:

Peter J. Richardson, Esq.

Richardson & O'Leary 99 East State Street, Suite 200 P.O. Box 1849 Eagle, Idaho 83616 Telephone: (208) 938-7900

Fax: (208) 938-7904

Copies of all pleadings, production requests, production responses, Commission orders and other documents should be provided to Peter J. Richardson as noted above.

- 2. This Intervenor, the Industrial Customers of Idaho Power, is an unincorporated association of large industrial consumers of electricity. All of the members of the Industrial Customers of Idaho Power receive electric utility services from the Applicant under Tariff Schedule 19. These industrial consumers claim a direct and substantial interest in this proceeding in that, their rates for service from Idaho Power may be affected by the outcome of this proceeding.
- 3. This Intervenor, in its capacity as a representative of industrial consumer's interests, intends to participate herein as a party, and if necessary, to introduce evidence, cross-examine witnesses, call and examine witnesses, and be heard in argument. The nature and

quality of evidence which this Intervenor will introduce is dependent upon the nature and effect of other evidence in this proceeding.

4. Although not required by this Commission's Rule, the multiple representation this Intervenor of its members' interests will prevent duplication of effort and aid in the administration of these proceedings.

WHEREFORE, the Industrial Customers of Idaho Power request that this Commission grant its Petition to Intervene in these proceedings and to appear and participate in all matters as may be necessary and appropriate; and to present evidence, call and examine witnesses, present argument and to otherwise fully participate in these proceedings.

DATED this 28th day of May, 2003.

Richardson & O'Leary, PLLC

Peter I Richardson

Attorneys for the Industrial Customers

of Idaho Power

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the Aday of May, 2003, a true and correct copy of the within and foregoing PETITION TO INTERVENE BY THE INDUSTRIAL CUSTOMERS OF IDAHO POWER, Case No. IPC-E-03-5, was served by U.S. Mail, postage prepaid, to:

Barton L. Kline Monica B. Moen Idaho Power Company P.O. Box 70 Boise, Idaho 83707

Gregory W. Said Idaho Power Company P.O. Box 70 Boise, Idaho 83707

Eric L. Olsen Racine Olson Nye et al P.O. Box 1391 Pocatello, Idaho 83204-1391

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Nina M. Curtis Legal Assistant