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ROCKY MOUNTAIN POWER
A DIVISION OF PACIFICORP

May 2, 2008

Idaho Public Utilities Commission
472 W Washington St
Boise, Idaho 83720

Attention: Jean Jewell
Commission Secretary

CASE NO. PAC-E-08-02

RE: PacifiCorp – FERC 203 Application

In the Matter of the Application of Rocky Mountain Power for an Accounting Order to Establish a Regulatory Asset

Dear Ms. Jewell:

On April 29, 2008, PacifiCorp filed a *Joint Application Under Section 203 of the Federal Power Act for Authorization for Transfer of Control of a Public Utility and Merger and Request for Expedited Consideration and Confidential Treatment*, in FERC Docket No. EC08-__-000. In footnote 7 thereof, PacifiCorp committed to share a copy of the public version of the filing (titled "Volume I of II") with each state public utility commission.

While this filing at FERC identifies the facility as Chehalis and, therefore, has made this aspect of the transaction public, the details of the transaction included in the Purchase and Sales Agreement and other aspects covered under the protective order issued by this commission remain confidential.

Should you have any questions or comments regarding this matter, please do not hesitate to contact Ted Weston, at 801-220-2963.

Very truly yours,

Jeffrey K Larsen T.W.

Jeffrey K. Larsen
Vice President, Regulation
Enclosure

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UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION

PacifiCorp	)	
TNA Merchant Projects, Inc.	)	**Docket No. EC08-_____-000**
Chehalis Power Generating, LLC	)	

JOINT APPLICATION UNDER SECTION 203 OF THE FEDERAL POWER ACT FOR AUTHORIZATION FOR TRANSFER OF CONTROL OF A PUBLIC UTILITY AND MERGER AND REQUEST FOR EXPEDITED CONSIDERATION AND CONFIDENTIAL TREATMENT

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April 29, 2008

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UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION

PacifiCorp	)	
TNA Merchant Projects, Inc.	)	**Docket No. EC08-_____-000**
Chehalis Power Generating, LLC	)	

JOINT APPLICATION UNDER SECTION 203 OF THE FEDERAL POWER ACT FOR AUTHORIZATION FOR TRANSFER OF CONTROL OF A PUBLIC UTILITY AND MERGER AND REQUEST FOR EXPEDITED CONSIDERATION AND CONFIDENTIAL TREATMENT

Pursuant to Sections 203(a)(1) and 203(a)(2) of the Federal Power Act ("FPA"), as amended,[1] and Part 33 of the Federal Energy Regulatory Commission's ("FERC" or the "Commission") regulations,[2] TNA Merchant Projects, Inc. ("TNA"), on behalf of itself and its wholly-owned subsidiary, Chehalis Power Generating, LLC ("Chehalis") (the foregoing collectively, "Sellers"), and PacifiCorp ("Purchaser") (Sellers and Purchaser, collectively, "Applicants"), submit this Joint Application ("Application") for Commission approval of a proposed transaction that will result in the transfer of control from TNA to PacifiCorp of Chehalis and the subsequent merger of Chehalis with and into PacifiCorp ("Proposed Transaction"). Chehalis, a public utility under the FPA, is currently a wholly-owned subsidiary of TNA. Pursuant to the Proposed Transaction, TNA will sell and PacifiCorp will purchase 100% of the issued and outstanding equity interests in Chehalis. Immediately following the transfer of the equity interests in Chehalis, Chehalis will merge with and into PacifiCorp and the jurisdictional assets owned by Chehalis will become assets of PacifiCorp.

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1 16 U.S.C. §§ 824b(a)(1) and (a)(2).
2 18 C.F.R. Part 33.

I. Executive Summary

Chehalis is the owner of a 520 MW, natural gas-fired, electric generation facility located in Chehalis, Washington ("Chehalis Facility").[3] The Chehalis Facility is interconnected to the transmission system of the Bonneville Power Administration ("BPA") and is located in BPA's balancing authority area. The output of the Chehalis Facility is currently subject to a call option agreement with PacifiCorp, entered into on March 1, 2008.[4]

PacifiCorp and TNA entered into a Purchase and Sale Agreement dated April 11, 2008 (the "Agreement"), which sets forth the terms for the sale of Chehalis to PacifiCorp. The Agreement is attached hereto as Exhibit I in a separate non-public volume to this Application, subject to confidential treatment as requested in Part VIII of this Application.

PacifiCorp determined that the acquisition of an ownership interest in the Chehalis Facility, which has been in commercial operation since October 2003, and which is a clean-burning, natural gas-fired plant, equipped with the latest environmental technology, would allow PacifiCorp to gain access to a reliable, reasonably priced capacity resource. The Proposed Transaction will provide capacity that will satisfy demand associated with PacifiCorp's above-average customer growth. For example, capacity from the Chehalis Facility would help offset the shortfall that recently occurred in relation to PacifiCorp's 2012 RFP, discussed below in Part V of this Application.

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[3] Throughout the Application, the Chehalis Facility is referred to as a natural gas generation facility. Technically, the Chehalis Facility is equipped to burn oil as well. However, the Chehalis Facility's permits restrict the use by the Chehalis Facility of oil as an energy input. Specifically, oil can only be burned when natural gas is unavailable. Unavailable for this purpose is not an economic term. If the cost of natural gas is higher than fuel oil, the Chehalis Facility cannot switch to burning oil simply because the natural gas is "economically unavailable". Instead, the Chehalis Facility is prohibited from burning oil except when natural gas is physically unavailable. Even if such a circumstance occurred, the maximum number of hours the Chehalis Facility can run in a calendar year when burning oil is 720 hours per year. Since its commercial operations date, the Chehalis Facility has been operated exclusively as a natural gas generation facility.

[4] *See PacifiCorp*, Docket No. ER97-2801-020, Notice of Change in Status (filed March 31, 2008).

As demonstrated herein, the Commission should authorize the Proposed Transaction as consistent with the public interest because there are no substantive concerns raised by this Application. The Proposed Transaction will not have an adverse effect on competition in any market, as further explained below. Applicants are submitting with their application an economic analysis prepared by economic consultant Rodney Frame (the "Frame Affidavit") to support this conclusion. Moreover, the Proposed Transaction will not have an adverse effect on rates or regulation, nor cause cross-subsidization of a non-utility associate company or any pledge or encumbrance of utility assets for the benefit of an associate company. Finally, the Proposed Transaction raises no reliability concerns that could adversely affect the public interest and the Applicants will comply with any reliability requirements that may become applicable as a result of the Proposed Transaction.

Accordingly, Applicants respectfully request that the Commission act with its usual expedition and approve the Proposed Transaction by July 17, 2008. Applicants are seeking a 21-day notice period, or shorter. Because the Proposed Transaction will not have any adverse effect on rates, regulation, or competition, and raises no cross-subsidization or reliability concerns, a shortened notice period is consistent with Commission precedent.[5] Consistent with similar waivers granted in the past, the Applicants are requesting waivers of certain of the Commission's Revised Filing Requirements.[6]

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[5] The Commission routinely allows a notice period of 21 days for FPA Section 203 applications such as this Application. *See, e.g., Centrica plc,* Docket No. EC08-68, Combined Notice of Filing (issued April 14, 2008) (issuing a notice of FPA Section 203 application with a 21-day comment period); *Puget Energy, Inc.,* Docket No. EC08-40, Combined Notice of Filing (issued Feb. 5, 2008) (issuing a notice of FPA Section 203 application with a 21-day comment period); *Brookfield Asset Mgmt., Inc.,* Docket No. EC07-72, Combined Notice of Filing (March 23, 2007) (issuing a notice of FPA Section 203 application with a 21-day comment period); *Startrans IO, L.L.C.,* Docket No. EC08-33, Combined Notice of Filing (issued Jan. 10, 2008) (issuing a notice of FPA Section 203 application with a 21-day comment period).

[6] *Revised Filing Requirements Under Part 33 of the Commission's Regulations*, Order No. 642, 1996-2000 FERC Stats. & Regs., Regs. Preambles ¶ 31,111 at 31,877 (2000), *order on reh'g*, Order No. 642-A, 94 FERC ¶ 61,289 (2001) ("Revised Filing Requirements" or "Order No. 642").

II. Applicants

A. Sellers

TNA, a Delaware corporation, owns 100% of the issued and outstanding equity interests in Chehalis. TNA is an indirect, wholly-owned subsidiary of SUEZ Energy North America, Inc. ("SENA"), which, in turn, is a wholly-owned subsidiary of SUEZ S.A. ("SUEZ"). SUEZ, a French société anonyme, holds ownership interests in a number of energy-related subsidiaries which internationally engage in: the production, transport and distribution of electricity; power marketing; transportation and distribution of natural gas; the transport and distribution of liquefied natural gas; and the worldwide development and ownership of energy projects. SENA is a Delaware corporation with headquarters in Houston, Texas, and owns direct and indirect interests in certain energy facilities within the United States, Canada and Mexico. SENA is the business unit of SUEZ responsible for managing SUEZ's positions within the energy value chain in North America, including electricity generation and cogeneration, natural gas and liquefied natural gas, asset-based trading and origination, and retail energy sales and related services to commercial and industrial customers.

B. Purchaser

MidAmerican Energy Holdings Company ("MEHC"), through its subsidiary PPW Holdings LLC, indirectly holds 100% of the issued and outstanding common stock of PacifiCorp. Through its subsidiaries, MEHC generates, transmits, stores, distributes and supplies energy. Berkshire Hathaway Inc. ("Berkshire Hathaway") owns approximately 88.2% of the common stock of MEHC. Berkshire Hathaway is a holding company owning subsidiaries engaged in a number of diverse business activities. Through its interest in MEHC, Berkshire Hathaway has ownership interests in electric generation, transmission and distribution facilities.

Other than through its interest in MEHC, Berkshire Hathaway and its affiliates have no controlling interest in electric generation, transmission or distribution facilities, or inputs used for electric power production or transmission or in fuel transportation facilities.

PacifiCorp, an Oregon corporation with its principal place of business in Portland, Oregon, is primarily engaged in the business of providing retail electric service to approximately 1.7 million customers in six western states: Utah, Oregon, Wyoming, Washington, Idaho and California. PacifiCorp is regulated by the following state public utility commissions: the Utah Public Service Commission ("UPSC"), the Oregon Public Utility Commission ("OPUC"), the Wyoming Public Service Commission ("WPSC"), the Washington Utilities and Transportation Commission ("WUTC"), the Idaho Public Utilities Commission ("IPUC"), and the California Public Utilities Commission ("CPUC").[7] Approval of the Proposed Transaction is required from the Washington Energy Facility Site Evaluation Council and the UPSC. Further, PacifiCorp will make submittals regarding the Proposed Transaction at the OPUC and the WUTC.

PacifiCorp owns approximately 15,800 miles of transmission lines ranging from 46 kV to 500 kV and has approximately 10,000 MW of generation capacity from coal, hydro, wind power, natural gas-fired combined cycles and combustion turbines, and geothermal. Open access to PacifiCorp's transmission lines is provided pursuant to PacifiCorp's Open Access Transmission Tariff ("OATT") on file with the Commission.[8] PacifiCorp operates in two balancing authority areas, PacifiCorp East ("PACE") and PacifiCorp West ("PACW"). As a general matter, PACE includes PacifiCorp's loads and resources in the states of Idaho, Utah, and Wyoming,[9] while

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7 Applicants are serving a copy of this Application on each state public utility commission.

8 *See PacifiCorp*, 107 FERC ¶ 61,318 (2004), *on reh'g*, 110 FERC ¶ 61,072 (2005).

9 PACE also includes PacifiCorp's Cholla generating unit located in Arizona and the Big Fork generation station located in Montana. Big Fork was in PACW until June 2007.

PACW includes PacifiCorp's loads and resources in the states of Washington, Montana, Oregon, and California.[10]

The entire PacifiCorp system, including both balancing authority areas, is controlled from the System Power Control Center in Portland, Oregon and operated as a single integrated system. PacifiCorp operates the integrated system in accordance with operating criteria established by the Western Electricity Coordinating Council ("WECC"). Further, PacifiCorp voluntarily adopted a Market Monitoring Plan in Docket No. EC05-110-000. PacifiCorp's Market Monitor provides independent and impartial monitoring of "generation dispatch of PacifiCorp and scheduled loadings on constrained transmission facilities" and reports any anticompetitive behavior to FERC and PacifiCorp within 48 hours of its discovery.[11]

The Commission regulates the wholesale power sales and electric transmission rates and services of PacifiCorp. Among its other FERC rate schedules, PacifiCorp has a market-based rate schedule on file with the Commission.[12] On November 13, 2007, the Commission accepted PacifiCorp's market power analysis filed on August 27, 2007.[13]

Within WECC, PacifiCorp's CE Generation, LLC ("CE Generation") affiliate[14] owns the 52.3 MW Yuma Facility located in the Arizona Public Service Company balancing authority area and 345.7 MW of geothermal generating capacity located in the Imperial Irrigation District balancing authority area in California. However, since all of CE Generation's capacity in WECC has been contracted to other parties on long-term bases, it is not considered further in the analyses herein.

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[10] PACW also includes PacifiCorp's interest in the Jim Bridger generating station located in Wyoming.

[11] *MidAmerican Energy Holdings Co., et al.*, Docket No. EC05-110-000, Application for Approval of Disposition of Jurisdictional Facilities Under Section 203 of the Federal Power Act, at Attachment 2 (Market Monitoring Plan) (filed July 22, 2005).

[12] *PacifiCorp*, 79 FERC ¶ 61,383 (1997).

[13] *PacifiCorp*, Letter Order, Docket Nos. ER97-2801-017, -019 (Nov. 13, 2007).

[14] CE Generation is 50% owned by MEHC and 50% owned by TransAlta Corporation.

PacifiCorp is the only MEHC-owned generation owner engaging in the sale, transmission or distribution of electric energy in PACE, PACW or BPA balancing authority areas. MEHC's other public utility subsidiaries include Cordova Energy Company LLC ("Cordova") and MidAmerican Energy Company ("MEC"). Cordova operates the Cordova Energy Center, a 611 MW (nameplate) gas-fired generating facility located in Rock Island County, Illinois (the "Cordova Facility"), that is interconnected with the transmission systems of MEC and Commonwealth Edison Company (the latter of which is integrated into the system of PJM Interconnection, LLC). The entire output of the Cordova Facility is fully-committed under a multi-year tolling power sales agreement with El Paso Merchant Energy, L.P.[15] The agreement has since been assigned to a subsidiary of Constellation Energy Group, Inc.

MEC is a combination gas and electric company located in the Midwest. MEC's retail electric service is regulated by the Iowa Utilities Board ("IUB"), the Illinois Commerce Commission ("ICC"), and the South Dakota Public Utilities Commission ("SDPUC"). MEC's retail gas service is regulated by the IUB, the ICC, SDPUC, and various Nebraska municipalities. MEC also provides wholesale requirements service to municipal electric utilities and transmission service pursuant to a Commission-approved OATT. In total, MEC owns or controls approximately 6,600 MW of generating capacity, including majority ownership in five of the six jointly owned coal-fired generating stations in Iowa and, in addition, jointly dispatches capacity owned by cooperative and municipal utility systems.

Northern Natural Gas Company ("Northern Natural") is a Delaware corporation and an indirect wholly owned subsidiary of MEHC and owns an interstate natural gas pipeline system that reaches from Texas to Michigan's Upper Peninsula. Northern Natural is engaged in the transmission and storage of natural gas for utilities, municipalities, other pipeline companies, gas

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15 *Cordova Energy Co. LLC*, 96 FERC ¶ 61,257 (2001).

marketers, industrial and commercial users and other end uses. Kern River Gas Transmission Company ("Kern River") is a Texas general partnership and an indirect wholly owned subsidiary of MEHC. Kern River owns an interstate natural gas transportation pipeline system extending from supply areas in the Rocky Mountains to consuming markets in Utah, Nevada and California.

III. The Chehalis Facility

Chehalis is a Delaware limited liability company. TNA holds 100% of the issued and outstanding equity interests in Chehalis. TNA is not affiliated with PacifiCorp. As noted above, the Chehalis Facility is a 520 MW natural gas-fired power generation facility located in Lewis County, Washington, and is interconnected with the BPA transmission system in the BPA balancing authority area. It is not directly interconnected with PacifiCorp.[16] In May 2003, the Commission granted Chehalis the authority to sell energy and/or capacity at market-based rates.[17] The Commission also accepted Chehalis' cost-based rate schedule for the provision of reactive power.[18] Chehalis was granted Exempt Wholesale Generator status on August 29, 2001 in Docket No. EG01-269.[19]

The Chehalis Facility began commercial operations in October 2003. The output of the Chehalis Facility is currently subject to a call option agreement between SUEZ Energy Marketing NA, Inc. ("SEMNA"), an indirect subsidiary of SUEZ and affiliate of Chehalis, and

16 Accordingly, other vertically-owned utilities in the Pacific Northwest or others outside of the BPA balancing authority area could have been potential purchasers of the Chehalis Facility.

17 *Chehalis Power Generation, L.P.*, Letter Order, Docket No. ER03-717 (May 9, 2003).

18 *Chehalis Power Generation, L.P.*, 112 FERC ¶ 61,144 (2005) (accepting Chehalis' reactive power rate schedule in Docket No. ER05-1056, suspending the rate schedule for a nominal period subject to refund and setting it for hearing and settlement judge procedures); *Chehalis Power Generation, L.P.*, 117 FERC ¶ 61,235 (2006) (conditionally accepting Chehalis' updated service factor schedule in Docket No. ER06-1548, subject to refund, subject to the outcome of the pending proceeding in Docket No. ER05-1056 and subject to a compliance filing); *Chehalis Power Generation, L.P.*, 123 FERC ¶ 61,038 (2008) (affirming in part and reversing in part, the Administrative Law Judge's Initial Decision in Docket No. ER05-1056, and directing Chehalis to file a revised reactive power rate schedule consistent with the determination made in the order).

19 *Chehalis Power Generation, L.P.*, 96 FERC ¶ 62,204 (2001).

PacifiCorp pursuant to which, effective as of March 1, 2008, PacifiCorp has the option of calling upon firm energy from the Chehalis Facility. The term of the agreement is for approximately nine months but the agreement contains a provision that could allow for its extension. The parties to the agreement anticipate that this extension will not be necessary because the Proposed Transaction will close once all required regulatory approvals are obtained, prior to the end of the nine-month term. The call option agreement was the subject of a Notice of Change in Status submitted to the Commission on March 31, 2008 in PacifiCorp's market-based rate docket, Docket No. ER97-2801-020. PacifiCorp plans to submit another Notice of Change in Status to the Commission within 30 days of the consummation of the Proposed Transaction and possibly before the Proposed Transaction is consummated. That analysis will update the March 31, 2008 submittal, and depending on the outcome of the detailed updated market power analysis, it may include a mitigation proposal related to certain peak periods.

IV. The Proposed Transaction

In accordance with the Revised Filing Requirements, Applicants have attached the Agreement as confidential Exhibit I to this Application. Applicants have addressed the protective order requirements of Section 33.9 of the Commission's regulations[20] in Part VIII of this Application.

The ownership interests in Chehalis immediately prior to the closing of the Proposed Transaction will be held directly by TNA. Pursuant to the Agreement, PacifiCorp will acquire 100% of the equity interests in Chehalis from TNA. Specifically, TNA will convey its equity interests in Chehalis directly to PacifiCorp. Immediately following the closing of its transaction with TNA, PacifiCorp plans to merge Chehalis with and into PacifiCorp pursuant to Delaware's

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[20] 18 C.F.R. § 33.9.

short-form subsidiary merger statute.[21] The net result is that PacifiCorp will own the Chehalis Facility and an indirect transfer of control over the Chehalis Facility from SUEZ to Berkshire Hathaway will have occurred. In addition, the Proposed Transaction will result in PacifiCorp becoming the successor in interest to Chehalis for certain contract rights as a customer for natural gas transportation service, natural gas storage service and transmission service that relate specifically to the operation of the Chehalis Facility (*i.e.*, existing customer rights Chehalis has for natural gas-related services used to operate the Chehalis Facility and transmission capacity on BPA's transmission system that Chehalis could use to reach certain delivery points).

V. PacifiCorp Native Load Obligation

PacifiCorp's proposed acquisition of Chehalis is part of a broad strategy for PacifiCorp to fulfill its load obligations. Customer growth and increasing loads, coupled with environmental requirements, are driving PacifiCorp to enter into power purchase agreements, invest in new utility plants or acquire existing plants, if available. As required by certain state regulations, PacifiCorp uses an Integrated Resource Plan ("IRP") to develop a long-term view of prudent future actions required to help ensure that PacifiCorp continues to provide reliable and cost-effective electric service to its customers. The IRP process identifies the amount and timing of PacifiCorp's expected future resource needs and an associated optimal future resource mix that accounts for planning uncertainty, risks, reliability impacts and other factors. The IRP is a coordinated effort with stakeholders in each of the six states where PacifiCorp operates. PacifiCorp files its IRP with the UPSC, OPUC, IPUC and the WUTC. The state regulators review the IRP filings but do not approve them. Rather, the state public utility commissions have the ability to "acknowledge" the IRP filings pursuant to those states' IRP adequacy requirements.

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[21] *See* Del. Gen. Corp. Law § 253.

In May 2007, PacifiCorp released its 2007 IRP. The 2007 IRP identified a need for approximately 3,171 MW of additional resources by summer 2016, which included an incremental peak capacity need of over 2,400 MW by 2012, to satisfy the difference between projected retail load obligations and available resources. This need would be met by a combination of demand response and energy efficiency programs, the construction and/or purchase of additional generation (including cost-effective renewable energy, combined heat and power, and thermal generation) and wholesale electricity transactions.

Pursuant to the IRP, PacifiCorp has issued a series of separate requests for proposals ("RFPs"), each of which focuses on a specific category of resources as provided in the IRP. The IRP and the RFPs provide for the identification and staged procurement of resources in future years to achieve load/resource balance. As required by applicable laws and regulations, PacifiCorp files draft RFPs with the UPSC, the OPUC and the WUTC prior to issuance to the market. In February 2007, PacifiCorp filed an RFP (the "2012 RFP") at the UPSC for base load supply-side resources capable of delivering energy and capacity in or to PacifiCorp's Network Transmission system and that fulfills the requirements of being a Network Resource.[22] The 2012 RFP sought up to 1,700 MW of additional resources to become available beginning in 2012 through 2014.[23] The 2012 RFP was approved by the UPSC and issued to the market in April 2007.[24] In June 2007, proposals from qualifying bidders were received by public utility commission-directed independent evaluators. These bids included various structures, ranging from purchase or lease of coal, natural gas, and geothermal power plants to power purchase agreements. PacifiCorp initiated negotiations with short-listed bidders in January 2008.

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22 PacifiCorp Request for Proposals Base Load Resources (April 5, 2007), *available at* http://www.pacificorp.com/File/File73793.doc.

23 *Id.* at 7.

24 PacifiCorp Request for Proposals Base Load Resources (April 5, 2007), *available at* http://www.pacificorp.com/File/File73793.doc.

However, the 2012 RFP will, at most, result in new system resources with total capacity substantially less than the amount solicited and thus, the RFP process will result in a shortfall. The Proposed Transaction is consistent with the 2012 RFP and will help offset the shortfall in an economically efficient manner.[25]

Additionally, in January 2008, PacifiCorp issued to the market an RFP (the "2008 Small Renewable RFP") seeking renewable energy from sources less than 100 MW in size or power purchase agreements with a term of less than five years, to become available prior to December 2009.[26] Bidders for the 2008 Small Renewable RFP may submit proposals in the form of a power purchase or build-own-transfer agreement. In February 2008, PacifiCorp filed an RFP (the "2008 All Source RFP") with the UPSC, the OPUC and the WUTC for base load, intermediate or third quarter summer peaking products delivered into PacifiCorp's system.[27] The 2008 All Source RFP seeks up to 2,000 MW of resources to become available beginning in 2012 through 2016. Most recently, in response to a change in Utah law, PacifiCorp has begun the process to issue an additional RFP for renewable energy (the "2008 Large Renewable RFP") seeking renewable energy from sources up to 300 MW in size. Bidders for the 2008 Large Renewable RFP may submit proposals in the form of a power purchase or build-own-transfer agreement.

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[25] PacifiCorp's filings with the OPUC and UPUC further detail the connection between the Proposed Transaction and PacifiCorp's IRP and RFPs. *See In re PacifiCorp's Petition for a Waiver of Competitive Bidding Guidelines Under Order No. 06-446*, UM-1374 (Or. Pub. Util. Comm'n Apr. 1, 2008) (stating that the Proposed Acquisition is necessary to fulfill resource needs not satisfied by the 2012 RFP and is consistent with its IRP); *In re Request of Rocky Mountain Power for Waiver of Solicitation Process and for Approval of Significant Energy Resource Decision*, Docket No. 08-035-35 (Utah Pub. Serv. Comm'n Apr. 1, 2008) (stating that the Proposed Acquisition is necessary to fulfill resource needs not satisfied by the 2012 RFP and is consistent with its IRP).

[26] PacifiCorp Request for Proposals Renewable Electric Resources (January 31, 2008), *available at* http://www.pacificorp.com/File/File79164.pdf.

[27] All Source--Request for Proposal PacifiCorp (February 15, 2008), *available at* http://www.pacificorp.com/File/File79544.pdf.