

**BEFORE THE
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Petition of)
PUGET SOUND ENERGY) DOCKET NO. UG-151663
For (i) Approval of a Special Contract for) LATE-FILED PETITION TO
Liquefied Natural Gas Fuel Service with) INTERVENE OF THE INDUSTRIAL
Totem Ocean Trailer Express, Inc. and (ii) a) CUSTOMERS OF NORTHWEST
Declaratory Order Approving the) UTILITIES
Methodology for Allocating Costs Between)
Regulated and Non-regulated Liquefied)
Natural Gas Services)
_____)

1 Pursuant to WAC § 480-07-355, the Industrial Customers of Northwest Utilities (“ICNU”) hereby petitions the Washington Utilities and Transportation Commission (“WUTC” or “Commission”) for leave to intervene in the above-referenced docket as an intervenor with full party status, as described in WAC § 480-07-340. The business address of ICNU is:

Industrial Customers of Northwest Utilities
818 SW 3rd Avenue #266
Portland, OR 97204

2 ICNU will be represented in this proceeding by Davison Van Cleve, P.C. All documents relating to this proceeding should be served on ICNU’s attorney at the following address:

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3 The administrative rules at issue are WAC § 480-07-340, -355.

4 ICNU is an incorporated, non-profit association of large industrial electric customers in the Pacific Northwest. A list of ICNU members is included as Attachment A. Many members of ICNU purchase power from Puget Sound Energy (“PSE or the “Company”), as indicated on Attachment A.

5 The purpose of this proceeding primarily is to evaluate PSE’s proposal to construct and operate a liquefied natural gas (“LNG”) facility that would provide both regulated and unregulated services. Although this proceeding has been active since August 11, 2015, recently, on March 4, 2016, PSE proposed a new business model to enable its development of the LNG facility. The new business model would necessitate a waiver of at least one of the commitments PSE made to the Commission and parties in order to obtain Commission approval of the Company’s acquisition by a consortium of investment funds in 2008.^{1/} PSE proposed a bifurcated proceeding, the first phase of which would be devoted to determining, among other things, whether the Commission should approve a waiver of merger commitments. On March 29, 2016, the Commission approved a bifurcated proceeding and allowed all parties to the merger proceeding, including ICNU, to file briefs on the issue of whether PSE should grant a waiver of merger commitments.^{2/} It also scheduled oral argument on this issue on May 26, 2016. ICNU filed the requested brief and attended oral argument. At oral argument, PSE proposed that, in lieu of a Commission decision on the questions presented in the first phase of the bifurcated proceeding, the parties engage in mediated settlement negotiations to attempt to resolve their differences. The Commission approved this proposal.

^{1/} Docket No. U-072375, Order 08 (Dec. 30, 2008).

^{2/} Order 07 ¶ 14.

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Because Order 07 only authorized ICNU to file a brief on the issue of whether PSE should be granted a waiver of merger conditions, and because this issue will now become part of mediated settlement negotiations and could be litigated before the Commission at a future date, ICNU submits this late-filed petition to intervene in order to ensure its ability to continue to participate in this docket with respect to this issue. ICNU's petition to intervene will also ensure that it receives notice of filings made in this docket. ICNU will not participate on issues that are outside of the scope of its interest in this proceeding.

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As described above, ICNU has a direct and substantial interest in this proceeding that will not be adequately represented by any other party, and may be affected by any Commission determination made in connection with this proceeding. ICNU's participation will not unnecessarily broaden the issues or burden the record in this proceeding. ICNU also has good cause for submitting a late-filed petition to intervene, as required by WAC § 480-07-355(b). Thus, it is in the public interest to allow ICNU to intervene in this proceeding.

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WHEREFORE, ICNU respectfully petitions the Commission for leave to intervene in this proceeding.

Dated this 31st day of May, 2016.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.



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ATTACHMENT A

MEMBERS OF INDUSTRIAL CUSTOMERS OF NORTHWEST UTILITIES

*Air Liquide
*Air Products
AkzoNobel
Alcoa
*Ampcor Rigid Plastics
Axiall, Inc.
*Boeing
Boise Cascade, LLC
Certain Teed Gypsum & Ceiling Manufacturing (BPB)
Columbia Steel
ConAgra Foods
*Darigold
Dyno Nobel, Inc.
Emerald Performance Materials, LLC
Evraz, Inc.
Freres Lumber Co.
*Georgia-Pacific
Grant PUD Industries
Inland Empire Paper Co.
*Intel Corp
*International Paper
J.R. Simplot
Kapstone Kraft Paper
Legacy Health
Linde, Inc.
*Microsoft Corporation
Norpac Foods
*Northwest Hardwoods
Packaging Corporation of America
PCC Structurals, Inc.
Ponderay Newsprint
REC Solar Grade Silicon LLC
Schnitzer Steel
*Shell Oil Products US
*Tesoro Refining and Marketing Co.
Timber Products, Inc.
Wah Chang
WestRock
West Linn Paper Company
*Weyerhaeuser

**Denotes PSE Customers*