

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Petition of

PACIFICORP d/b/a PACIFIC POWER
& LIGHT COMPANY,

Petitioner,

2022 Power Cost Adjustment
Mechanism Annual Report

DOCKET UE-230482

NOTICE OF PREHEARING
CONFERENCE

**(Set for January 9, 2024,
at 2 p.m.)**

- 1 On May 26, 2015, the Washington Utilities and Transportation Commission (Commission) issued Order 09 in Docket UE-140762 (Order 09). Order 09 approved and adopted a full Settlement Agreement that, among other things, authorized PacifiCorp d/b/a Pacific Power & Light Company (PacifiCorp or Company)¹ to implement a Power Cost Adjustment Mechanism (PCAM) allowing for positive or negative adjustments to its rates to account for fluctuations in power costs outside of an authorized band for power-cost recovery in base rates. Under the Settlement Stipulation, PacifiCorp is required to file a request for the Commission to confirm and approve the deferred PCAM balance for the previous calendar year by June 1 of each year.²
- 2 On June 15, 2023, PacifiCorp filed testimony, exhibits, and supporting documentation related to power costs deferred under the PCAM for the period January 1, 2022, through December 31, 2022. The Company also filed a petition to extend the amortization of the PCAM surcharge from 12 months to 24 months to avoid rate shock and provide rate stability (Petition).
- 3 PacifiCorp explains that during 2022, actual power costs were significantly higher than the baseline, creating an under-recovery of \$72.7 million. This under-recovery was due to

¹ In 2019, PacifiCorp changed its business name with the Commission from “Pacific Power & Light Company” to “PacifiCorp d/b/a Pacific Power & Light Company.” See Pacific Power & Light Company’s Request to Change Name to PacifiCorp, Docket UE-191004 (December 5, 2019).

² Settlement Stipulation in Docket UE-140762 at ¶ 19 (May 8, 2015) (Settlement Stipulation).

price and load volatility, extreme weather, and market events that were unaccounted for during the baseline and rate-setting process. Given the operation of the PCAM's sharing mechanism, PacifiCorp customers are responsible for \$71.5 million or \$77.3 million grossed up. Thus, the Company is requesting a revenue increase of \$37.2 million or 9.5 percent, effective January 1, 2023.

4 On October 10, 2023, the Alliance of Western Energy Consumers (AWEC) filed a Petition for Adjudication (Petition for Adjudication).

5 On November 22, 2023, This matter came before the Commission at its regularly scheduled open meeting.

6 On November 27, 2023, the Commission issued Order 01 Granting Leave to Reply: Granting Petition for Adjudication.

7 **STATUTORY AUTHORITY:** The Commission has jurisdiction over this matter under Title 80 RCW, and has legal authority to regulate electric companies. The statutes that apply to this matter include Chapters 80.01 RCW, 80.04 RCW, and 80.28 RCW relating to rates, including but not limited to RCW 80.01.040, RCW 80.04.020, and RCW 80.28.020. The rules that apply to this matter include those within Chapters WAC 480-80 and WAC 480-100, relating to electric companies.

8 The Commission will hear this matter under the Administrative Procedure Act (APA), particularly Part IV of Chapter 34.05 RCW relating to adjudications. The provisions of the APA that relate to this proceeding include, but are not limited to RCW 34.05.413, RCW 34.05.422, RCW 34.05.431, RCW 34.05.440, RCW 34.05.449, and RCW 34.05.452. The Commission will also follow its procedural rules in WAC 480-07 in this proceeding.

9 The Commission finds there is good cause to hear this matter on shortened notice. *See* WAC 480-07-440(1)(a) and RCW 34.05.434.

10 **THE COMMISSION GIVES NOTICE That it will hold a virtual prehearing conference in this matter at 2 p.m., on January 9, 2024. To attend via Zoom, please [click here to join meeting](#).³ To attend by phone, please call (253) 215-8782 and enter the Meeting ID: 829 9118 9910# and Passcode: 726272#.**

³ <https://utc-wa-gov.zoom.us/j/82991189910?pwd=kLcnuAJxs8cxYaRrFg10FwjFuvadIH.1>

- 11 The purpose of the prehearing conference is to consider requests for intervention, resolve scheduling matters including establishing dates for distributing evidence, identify the issues in the proceeding, and determine other matters to assist the Commission in resolving the matter, as listed in WAC 480-07-430.
- 12 **INTERVENTION:** Persons who wish to intervene should file a petition to intervene in writing at least three business days before the date of the prehearing conference. *See* WAC 480-07-355(a). The Commission will consider oral petitions to intervene during the conference, but strongly prefers written petitions to intervene. Party representatives must file a notice of appearance with the Commission no later than the business day before the conference. *See* WAC 480-07-345(2). Any party or witness in need of an interpreter or other assistance should fill out the form attached to this Notice and return it to the Commission. The Commission will set the time and place for any evidentiary hearings at the prehearing conference, on the record of a later conference or hearing session, or by later written notice.
- 13 **THE COMMISSION GIVES NOTICE That any party who fails to attend or participate in the prehearing conference set by this Notice, or any other stage of this proceeding, may be held in default under RCW 34.05.440 and WAC 480-07-450.**
- 14 The names and mailing addresses of all known parties and their known representatives are as follows:

Complainant: Washington Utilities and Transportation
Commission
P.O. Box 47250
Olympia, WA 98504-7250

Representative: Jeff Roberson
Office of the Attorney General
Utilities and Transportation Division
P.O. Box 40128
Olympia, WA 98504-0128
(360) 664-1187
jeff.roberson@atg.wa.gov

Respondent: PacifiCorp d/b/a Pacific Power & Light Company
825 NE Multnomah St. Suite 2000
Portland, OR 97232

Representative: Ajay Kumar
PacifiCorp
825 NE Multnomah St. Suite 2000
(503) 813-5161
Ajay.kumar@pacificorp.com

Public Counsel: Ann Paisner
Lisa Gafken
Nina Suetake
Assistant Attorneys General
800 Fifth Avenue STE 2000
Seattle, WA 98104-3188
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lisa.gafken@atg.wa.gov
nina.suetake@atg.wa.gov

- 15 The Commissioners of the Washington Utilities and Transportation Commission and Administrative Law James Brown II, from the Commission's Administrative Law Division, will preside during this proceeding.⁴
- 16 The Attorney General has designated Ann Paisner, Lisa Gafken, and Nina Suetake from the Public Counsel Unit of the Washington Attorney General's Office (Public Counsel) to represent the public. You may use the Commission's address, shown below, for contacting Public Counsel, or you may contact Public Counsel directly by writing or calling the address or telephone number listed below.
- 17 The Commission will give parties notice of any other procedural phase of the proceeding in writing or on the record, as appropriate during this proceeding.

DATED at Lacey, Washington, and effective November 28, 2023.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

s/ Kathy Hunter

⁴ Judge Brown can be reached by email at james.brown@utc.wa.gov or by phone at (360) 664-1163.

Acting Executive Director
By: /s/ *Matthew Perkinson*
Director of Transportation Safety Acting
Executive Director's Designee

Inquiries may be addressed to:

Executive Director and Secretary
Washington State Utilities and
Transportation Commission
P.O. Box 47250
Olympia, WA 98504-7250
(360) 664-1160

- or - Public Counsel Unit
Office of the Attorney General
800 Fifth Avenue, Suite 2000
Seattle, WA 98104-3188
(206) 464-7744

NOTICE

Hearings are accessible to persons with disabilities and persons who do not speak English as a first language. If limited English-speaking or hearing-impaired parties or witnesses are involved in a hearing and need an interpreter, a qualified interpreter will be appointed at no cost to the party or witness.

If you need an interpreter, or have other special needs, please provide the information requested below via email to Paige Doyle, paralegal, at paige.doyle@utc.wa.gov:

(PLEASE SUPPLY ALL REQUESTED INFORMATION)

Docket: _____

Case Name: _____

Hearing Date: _____ Hearing Location: _____

Primary Language: _____

Hearing Impaired: (Yes) _____ (No) _____

Do you need a certified sign language interpreter:

Visual _____ Tactile _____

Other type of assistance needed: _____