

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND
TRANSPORTATION COMMISSION,

Complainant,

v.

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

Respondent.

DOCKET UE-210532

ORDER 04

In the Matter of

PACIFICORP D/B/A PACIFIC
POWER & LIGHT COMPANY

Petition for an Order Approving
Deferral of Revenues Related to
Renewable Energy Credits.

DOCKET UE-210328

ORDER 01

CONSOLIDATING PROCEEDINGS;
SUSPENDING PROCEDURAL
SCHEDULE; REQUIRING FILING OF
SETTLEMENT DOCUMENTS

- 1 **PROCEEDING.** On July 1, 2021, PacifiCorp d/b/a Pacific Power & Light Company (PacifiCorp or Company) filed with the Washington Utilities and Transportation Commission (Commission) revisions to its currently effective tariff WN U-76. PacifiCorp characterizes its filing as a Limited-Issue Rate Filing (LIRF).
- 2 On August 17, 2021, the Commission issued Order 03, Prehearing Conference Order; Notice of Hearing, setting a hearing for December 9, 2021 (Order 03). Order 03 provides a procedural schedule for this proceeding.
- 3 **CONSOLIDATION.** On September 7, 2021, Commission staff (Staff) filed a Motion to Consolidate Proceedings (Motion to Consolidate). Staff notes that on May 13, 2021, the Company filed a petition in Docket UE-210328 seeking an order authorizing deferred accounting treatment of revenues generated by renewable energy credits (“RECs”) from the Company’s Pryor Mountain Wind Project. Staff requests that the Commission exercise its discretion to consolidate the present Docket with Docket UE-210328, because

the facts and principles of law at issue in these proceedings are related, because consolidation of these dockets would support judicial economy, and because consolidation would not unduly delay the resolution of either proceeding.

4 Staff notes that PacifiCorp supports the Motion to Consolidate. The other parties to this proceeding do not oppose the Motion to Consolidate.

5 We grant Staff's Motion to Consolidate. Pursuant to WAC 480-07-320, the Commission may, in its discretion, consolidate two or more proceedings in which the facts or principles of law are related. Here, PacifiCorp's LIRF involves a prudency review of the Pryor Mountain Wind Projects and an analysis of the economic benefits provided by the projects' Renewable Energy Credits (RECs).¹ It is reasonable and appropriate to consolidate this docket with Docket UE-210328, which concerns the deferred accounting treatment for these same RECs.

6 **SETTLEMENT IN PRINCIPLE.** On September 29, 2021, counsel for Staff contacted the presiding officer on behalf of the parties to inform the Commission that the parties (Settling Parties), with the exception of the Public Counsel Unit of the Attorney General's Office (Public Counsel), have reached a settlement in principle and intend to file a settlement agreement and testimony in support thereof by November 8, 2021. Counsel for Staff noted that Public Counsel would provide an update on the same date. The Settling Parties request that the Commission suspend the procedural schedule.

7 The Commission finds good cause to suspend the procedural schedule, but preserves the hearing date of December 9, 2021, due to the possibility that one party may not join the settlement. The Settling Parties must file a settlement agreement and supporting documentation by November 8, 2021. At that time, the Commission will determine what additional process is necessary in light of the parties' respective positions.

8 The Commission notes that the Settling Parties did not specifically address the public comment hearing. In Order 03, the Commission indicated that the date of the public comment hearing was to-be-determined. The Settling Parties and Public Counsel should continue to work on scheduling a public comment hearing prior to the close of the record in this proceeding.

9 **NOTICE TO PARTIES: A party who objects to any portion of this Order must file a written objection within ten (10) calendar days after the service date of this Order, pursuant to WAC 480-07-430 and WAC 480-07-810. The service date appears on**

¹ See, e.g., Exh. RTL-1CT at 110:8-12.

the first page of this Order, in the upper right-hand corner. Absent such objection, this Order will control further proceedings in this docket, subject to Commission review.

DATED at Lacey, Washington, and effective September 30, 2021.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

/s/ Michael S. Howard
MICHAEL HOWARD
Administrative Law Judge