**BEFORE THE WASHINGTON**

**UTILITIES AND TRANSPORTATION COMMISSION**

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| WASHINGTON UTILITIES AND  TRANSPORTATION COMMISSION  Complainant,  vs.  PACIFICORP d/b/a PACIFIC POWER & LIGHT COMPANY,  Respondent. | **DOCKET UE-100749**  **MOTION TO MODIFY CONFIDENTIALITY DESIGNATIONS** |

**I. STATEMENT OF FACTS AND ISSUES**

1. In accordance with WAC 480-07-375 and WAC 480-07-490, PacifiCorp d/b/a Pacific Power & Light Company (PacifiCorp) moves the Washington Utilities and Transportation Commission (Commission) for an order reopening the record for the limited purpose of modifying the confidentiality designations of certain documents that were previously designated as confidential under the protective order in this docket. [[1]](#footnote-1)
2. PacifiCorp reviewed each document that included information that was designated as confidential in both phases of this proceeding. Those documents are listed in **Appendix A** to this motion.
3. PacifiCorp determined that each of the documents in Appendix A should retain its original confidentiality designation *except* for those documents or portions of documents highlighted in yellow in Appendix A.
4. For the Commission’s convenience, attached as Appendix B are revised versions of the documents listed in Appendix A that were originally submitted by PacifiCorp. These documents have been revised to reflect changes in confidentiality designations and to correct the legend required by paragraph four of the protective order in this docket. To avoid confusion, the exhibit numbers of the documents have not been changed. Revised redacted versions of those documents where only some of the confidential information has been re-designated are also included in Appendix B.

**II. RELIEF REQUESTED**

1. PacifiCorp respectfully requests that the Commission modify the record to change the confidentiality designations for the documents or portions of documents highlighted in yellow in Appendix A.

Respectfully submitted this 26th day of March, 2013.

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**Appendix A**

**Phase I Confidential Exhibits**

**(Note: Documents with changed confidentiality designations are highlighted)**

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| **Exhibit** | **Sponsor** | **Description** | **Confidentiality** |
| 1C | N/A | Supplemental Filing by PacifiCorp (2CDs) | Remains confidential |
| 3C |  | ICNU Response to Bench Request No. 1 (CD) | Remains confidential |
| 7C |  | ICNU’s Supplemental Response to Bench Request No. 1 (2CDs) | Remains confidential |
| 15C |  | PacifiCorp’s Response to Bench Request No. 3 (CD) | Remains confidential |
| RPR-3C | Staff | PacifiCorp’s Response to Staff Data Request No. 163 | Remains confidential |
| RPR-7C | ICNU | Excerpt from PacifiCorp’s Response to ICNU Data Request No. 9.1 | Remains confidential |
| RPR-9C |  | Excerpt from PacifiCorp’s Response to ICNU Data Request No. 24.2 | Remains confidential |
| BNW-14C | Staff | PacifiCorp’s Response to Staff Data Request No. 65 | Remains confidential |
| GND-6C | Gregory N. Duvall | Allocation of Renewable Energy Credits | Remains confidential |
| GND-8C |  | Dynamic Scheduling Request | Remains confidential |
| GND-12C | Staff | PacifiCorp’s Response to ICNU Data Request No. 1.33 | Remains confidential |
| GND-13C |  | PacifiCorp’s Response to ICNU Data Request No. 9.7 | Remains confidential |
| GND-23C | Public Counsel | PacifiCorp’s Response to PC Data Request No. 96 | Remains confidential |
| GND-24C |  | PacifiCorp’s Response to PC Data Request No. 97 | Remains confidential |
| GND-25C |  | PacifiCorp’s Response to PC Data Request No. 157 | Remains confidential |
| GND-28C |  | PacifiCorp’s Response to PC Data Request No. 178 | Remains confidential |
| GND-29C |  | PacifiCorp’s Response to ICNU Data Request No. 13.7 | Remains confidential |
| GND-33C | ICNU | PacifiCorp’s Response to ICNU Data Request No. 1.17 | Remains confidential |
| GND-37C |  | PacifiCorp’s Response to ICNU Data Request No. 26.26 | Remains confidential |
| GND-38C |  | PacifiCorp’s Response to ICNU Data Request No. 26.28 | Remains confidential |
| GND-42C |  | PacifiCorp’s Response to ICNU Data Request No. 26.44 | Remains confidential |
| GND-51C |  | PacifiCorp’s Response to ICNU Data Request No. 27.1 | Remains confidential |
| GND-52C |  | PacifiCorp’s Response to ICNU Data Request No. 27.2 | Remains confidential |
| RBD-7C | R. Bryce Dalley | Renewable Energy Credit Revenue Calculation | Remains confidential |
| RBD-18C | Public Counsel | PacifiCorp’s Response to PC Data Request No. 95 | Remains confidential |
| RBD-19C |  | PacifiCorp’s Response to PC Data Request No. 140 | Remains confidential |
| RF-2C | Ryan Fuller | Illustrative Example of Repairs Deduction | Remains confidential |
| RF-3C |  | Repairs Deduction by Year | Remains confidential |
| EDW-5C | Erich D. Wilson | 2009 Merit Analysis | Remains confidential |
| EDW-10C | Public Counsel | PacifiCorp’s Response to PC Data Request No. 73 | Remains confidential |
| EDW-15C |  | PacifiCorp’s Response to PC Data Request No. 26 | Remains confidential |
| MDF-1CT | Michael D. Foisy | Pre-filed Responsive Testimony of Michael D. Foisy | Remains confidential |
| MDF-3C |  | Attachment to PacifiCorp’s Response to ICNU Data Request No. 2.14 | Remains confidential |
| APB-1CT | Alan P. Buckley | Pre-filed Responsive Testimony of Alan P. Buckley | Remains confidential |
| APB-3C |  | SCL Stateline Adjustment | Remains confidential |
| APB-4C |  | SMUD Contract Shaping Adjustment | Remains confidential |
| APB-5C |  | Colstrip Outage Adjustment | Remains confidential |
| APB-17C |  | Avista Response to Staff Data Request No. 121 in Docket UE-100467 | Remains confidential |
| GRM-1CT | Greg Meyer | Pre-filed Responsive Testimony of Greg Meyer | Remains confidential |
| RJF-1CT | Randall J. Falkenberg | Pre-filed Responsive Testimony of Randall J. Falkenberg | Remains confidential |
| RJF-3C |  | Arbitrage Profits PACW 2006-2009 | Remains confidential |
| RJF-6C |  | GRID Transmission Topography | Remains confidential |
| RJF-7C |  | Confidential PacifiCorp Data Responses | Remains confidential |
| RJF-8CT |  | Cross-Answering Testimony of Randall J. Falkenberg | Remains confidential |
| N/A | N/A | Transcript – Confidential Vol. 6 | All pages remain confidential except the following pages:  Pages 622, 625-628, and 633. |
| N/A | Public Counsel | Initial Post-Hearing Brief | All pages remain confidential except for page 37. |
|  | Staff | Initial Post-Hearing Brief | Remains confidential |
|  | Public Counsel | Reply Brief | Remains confidential |

**Phase II Confidential Exhibits**

**(Note: Documents with changed confidentiality designations are highlighted)**

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| **Exhibit** | **Sponsor** | **Description** | **Confidentiality** |
| N/A | PacifiCorp | Confidential Compliance Filing re: compliance with paragraphs 206, 208, and 384 of Order 06 (5-24-11) | Remains confidential |
| N/A | Staff | Staff’s Approach for Allocating RECs from Donald T. Trotter  (5-24-11) | Remains confidential |
| 16C | N/A | PacifiCorp’s Response to Bench Requests 4 through 8 including CD with confidential attachments 4 and 7 | Remains confidential |
| ALK-2CT | Andrea L. Kelly | Pre-filed Direct Testimony of Andrea L. Kelly | No longer confidential |
| SJK-1CT | Stacey J. Kusters | Pre-filed Direct Testimony of Stacey J. Kusters | Remains confidential |
| SJK-2C |  | CY 2009 Renewable Energy Credits – Revenue | Remains confidential |
| SJK-3C |  | CY 2010 Renewable Energy Credits – Revenue | Remains confidential |
| SJK-4C |  | Forecast of REC Sales Revenue | Remains confidential |
| SJK-6C |  | CY 2010 Renewable Energy Credits | Remains confidential |
| SJK-7C | Staff | PacifiCorp’s Response to Staff Data Request No. 170 | Remains confidential |
| SKJ-10C |  | Excerpt from PacifiCorp’s REC Report for the Quarter ending 3/31/11 | Remains confidential |
| RBD-27C | R. Bryce Dalley | Renewable Energy Credit Tracking Mechanism | Remains confidential |
| RBD-28CT |  | Pre-filed Rebuttal Testimony of R. Bryce Dalley | Pages 3, 6, 12-17, and 20 are no longer confidential.  Page 18, lines 4, 11 & 12 are no longer confidential.  Page 18, lines 19, 20, and 21 are no longer confidential with the exception of the percentages, which remain confidential.  Page 19, the percentage on line 1 remains confidential; lines 3-7 are no longer confidential. |
| RBD-29C |  | Correction of WUTC Staff’s Position | No longer confidential |
| RBD-30C |  | Correction of ICNU/Public Counsel’s Position | No longer confidential |
| KHB-7CT | Kathryn H. Breda | Pre-filed Responsive Testimony of Kathryn H. Breda | Pages 2, 8, 9, 11, and 15 are no longer confidential.  Page 12 remains confidential. |
| KHB-8C |  | Calculation of Washington Renewable Energy Credit Revenues for 2008 and 2010 | Everything remains confidential except page 1, lines 1-8. |
| KHB-9TC |  | Pre-filed Cross-Answering Testimony of Kathryn H. Breda | No longer confidential. |
| KHB-10C |  | Reconciliation between Parties Calculation of Washington REC Revenue for 2009 and 2010 | Page 1 is no longer confidential. Page 2 remains confidential. |
| DWS-5CT | Donald W. Schoenbeck | Pre-filed Responsive Testimony of Donald W. Schoenbeck | Pages 2 and 3 are no longer confidential.  Page 4, lines 20-24 are no longer confidential; other confidential material remains confidential.  Page 5, line 1 is no longer confidential; other confidential material remains confidential.  Page 7, lines 8-9 are no longer confidential. |
| DWS-6C |  | Source of 2009 RECs | Confidential except page 6, lines 13 through 15 are no longer confidential. |
| N/A | Staff | Initial Post-Hearing Brief | Pages 1, 3-4, 15-16, and 19-20 are no longer confidential.  Page 17, ¶ 54 remains confidential.  Page 18 is no longer confidential except the numbers in the second line of footnote 74 remain confidential. |
|  | Public Counsel | Initial Post-Hearing Brief | Page 16 remains confidential.  Pages 24-26 are no longer confidential.  Page 27 remains confidential. |
|  | ICNU | Initial Post-Hearing Brief | Pages 4, 5, 16, and 20 are no longer confidential.  Page 17, ¶ 32 remains confidential.  Pages 17-18, ¶ 33 is no longer confidential. |
|  | PacifiCorp | Initial Post-Hearing Brief | Pages 3, 5, 14-17, 20, and 37 are no longer confidential.  Pages 38 and 39, everything is no longer confidential except the percentages other than 100 percent (100 percent no longer confidential). |
| N/A | Staff | Reply Brief | Pages 19-20 remain confidential.  Pages 21-22 no longer confidential. |
|  | Public Counsel | Reply Brief | No longer confidential |
|  | PacifiCorp | Reply Brief | No longer confidential |
| N/A | PacifiCorp | Compliance Filing—October 31, 2012 | Remains confidential |
|  |  | Compliance Filing—December 31, 2012 | Remains confidential |
|  |  | Compliance Filing—January 16, 2013 | Remains confidential |
|  | Joint Parties | Compliance Filing—February 28, 2013 | Remains confidential |

**Appendix B**

1. *Wash. Utils. & Transp. Comm’n v. PacifiCorp*, Docket UE-100749, Order 02 (May 13, 2010). [↑](#footnote-ref-1)