

Agenda Date: June 12, 2014
Item Number: A1

Docket: UE-100749
Company Name: Pacific Power & Light Company

Staff: E.J. Keating, Regulatory Analyst
Don Trotter, Staff Counsel

Recommendation

Issue an order approving the tariff as filed, and acknowledging that all of Pacific Power and Light Company's obligations regarding REC Revenues from January 1, 2009, through April 2, 2011, are discharged.

Background

On August 23, 2012, in Order 10 Docket UE-100749, the commission ordered Pacific Power & Light Co., (PacifiCorp or company) to return to ratepayers the revenues the company received from selling Renewable Energy Credits (RECs) between January 1, 2009 and April 2, 2011. On November 30, 2012, in Order 11 in that docket, the commission denied PacifiCorp's reconsideration petition. The company then sought judicial review of Orders 10 and 11. The case is pending before the court of appeals in Docket 44591-3-II.

Discussion

The tariff filing in this docket implements a Settlement Stipulation entered into between the commission, PacifiCorp, and Intervenor Industrial Customers of Northwest Utilities (ICNU). The other Intervenor is the Public Counsel Section of the Attorney General's Office (Public Counsel). Public Counsel does not oppose the Settlement Stipulation.

Under the Settlement Stipulation, the company agrees to file a tariff with an effective date of June 20, 2014, that would credit customers a total of \$13 million, and the commission agrees to enter an order acknowledging that all of PacifiCorp's obligations regarding REC Revenues from January 1, 2009, through April 2, 2011, are discharged. The company agrees to submit the tariff as a compliance filing in Docket UE-100749, and to request the commission allow the tariff to become effective on less than statutory notice (LSN). Once the commission approves the tariff, the settling parties agree to file an unopposed motion to dismiss the litigation.

Because the Settlement Stipulation provides that the rate credit should start for billing cycles beginning June 20, 2014, and, in compliance with that provision, the tariff the company filed bears a June 20, 2014, effective date, staff does not believe it is necessary for the commission to grant LSN treatment.

According to the company's transmittal letter, the average residential customer would receive a rate credit of around \$45.

Conclusion

Staff has reviewed the tariff filing and supporting workpapers, and staff concludes that the filing is consistent with the Settlement Stipulation.

Therefore, staff recommends the commission issue an order approving the tariff as filed, and acknowledging that all of Pacific Power & Light Company's obligations regarding REC Revenues from January 1, 2009, through April 2, 2011, are discharged.