

June 6, 2019

VIA ELECTRONIC FILING

Mark L. Johnson
Executive Director and Secretary
Washington Utilities and Transportation Commission
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UTIL. AND TRANSP.
COMMISSION

RE: Docket UE-19 _____ —Affiliated Interest Filing—PacifiCorp and BNSF Railway Company

Under the provisions of RCW 80.16.020 and in accordance with WAC 480-100-245, Pacific Power & Light Company (Pacific Power), a division of PacifiCorp, provides notice of an affiliated interest transaction with BNSF Railway Company (BNSF) for a license allowing PacifiCorp to install a neutral line as required for the upgrade of facilities along or across BNSF property in Malin, Oregon. A verified copy of the License for Electric Supply Line Across or Along Railway Property (License), is included with this Notice as Attachment A.

PacifiCorp is a wholly-owned indirect subsidiary of Berkshire Hathaway Energy Company (BHE). BHE is a subsidiary of Berkshire Hathaway, Inc. BNSF is also a subsidiary of Berkshire Hathaway, Inc. RCW 80.16.010 includes in its definition of “affiliated interest,” “every corporation five percent or more of whose voting securities are owned by any person or corporation owning five percent or more of the voting securities of such public service company or by any person or corporation in any such chain of successive ownership of five percent or more of voting securities.” Therefore, Berkshire Hathaway, Inc.’s ownership interest in BHE and BNSF creates an affiliated interest relationship between the company and BNSF.

PacifiCorp holds a permit for an existing line crossing BNSF property. Due to the existing license age and the need to upgrade the service, BNSF requires, and PacifiCorp has applied for, a new license that will cover both the existing line and the installation of a new neutral. Specifically, this particular installation requires PacifiCorp to continue to cross BNSF’s property at a specified location, as further described in Attachment A. This transaction is related to the distribution of electric service in Oregon and therefore does not affect Washington rates. Notwithstanding, PacifiCorp is providing this notice out of an abundance of caution to ensure consistent treatment of affiliate contracts under the requirements of RCW 80.16 et. seq.

BNSF uses standardized pricing for these types of licenses. PacifiCorp will pay \$11,061 total, which includes \$800 for processing of the application, \$8,955 for the License, \$800 for a revision fee due to changes on the project, and \$506 for railroad protective liability insurance. Obtaining the License is in the public interest because it allows PacifiCorp to install and maintain facilities necessary to provide electric service and to meet its obligation to provide safe and reliable electric service. Without the license, PacifiCorp would not be able to meet its

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obligation to provide electric service. As the property owner, BNSF is the only entity that can provide the Licenses to PacifiCorp.

Also included with this filing is a notarized verification from Scott Mease, Property Agent, regarding the License.

It is respectfully requested that all formal correspondence and Staff requests regarding this material be addressed to:

By email (preferred): datarequest@pacificorp.com

By regular mail: Data Request Response Center
PacifiCorp
825 NE Multnomah Street, Suite 2000
Portland, Oregon, 97232

Please contact Ariel Son at (503) 813-5410 if you have any informal questions.

Sincerely,

 /s/
Etta Lockey
Vice President, Regulation
Pacific Power & Light Company
825 NE Multnomah St., Suite 2000
Portland, Oregon 97232
(503) 813-5701
etta.lockey@pacificorp.com

Enclosures

NEW-PPL-Attach-A-6-6-19.pdf
NEW-PPL-Verification-Mease-6-6-19.pdf