

July 25, 2012

***VIA ELECTRONIC FILING
AND OVERNIGHT DELIVERY***

Washington Utilities and Transportation Commission
1300 S. Evergreen Park Drive SW
P.O. Box 47250
Olympia, WA 98504-7250

Attention: David W. Danner
Executive Director and Secretary


**RE: Docket No. U-121165 – Statement of Fact and Law
Petition of Puget Sound Energy, Inc. For a Declaratory Order on the Meaning of
Conservation in Chapter 19.285 RCW**

Dear Mr. Danner:

PacifiCorp d.b.a. Pacific Power & Light Company (PacifiCorp or Company) submits the attached Statement of Fact and Law in accordance with the Washington Utilities and Transportation Commission's Notice of Receipt of Petition for Declaratory Order and Opportunity to Submit Statements of Fact and Law issued in Docket U-121165 on July 12, 2012.

If you have any questions regarding the Company's statement, please contact Carla Bird at (503) 813-5269.

Sincerely,



William R. Griffith
Vice President, Regulation

Enclosures

**BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION
COMMISSION**

In the Matter of the Petition of
PUGET SOUND ENERGY, INC.

For a Declaratory Order on the Meaning of
Conservation in Chapter 19.285 RCW

DOCKET U-121165

**PACIFICORP’S STATEMENT OF
FACT AND LAW**

1 PacifiCorp d.b.a. Pacific Power & Light Company (PacifiCorp or Company)
submits the following statement in accordance with the Washington Utilities and
Transportation Commission’s (Commission) Notice of Receipt of Petition for
Declaratory Order and Opportunity to Submit Statements of Fact and Law (Notice)
issued in Docket U-121165 on July 12, 2012.

2 In the Notice, the Commission invited interested persons to submit a statement of
fact and law on the issues raised by the July 6, 2012, Puget Sound Energy, Inc. (PSE)
Petition for Declaratory Order (Petition) clarifying the definition of “conservation” in the
Energy Independence Act, Chapter 19.285 RCW.

3 The Company agrees with the conclusion, and supporting legal analysis,
presented in the Petition that the definition of “conservation” does not encompass capital
investments made by utilities in electric power production equipment that increases the
amount of power generated.

4 Company's representatives for purposes of the proceeding are:

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5 Wherefore, the Company respectfully requests that the Commission issue a declaratory order consistent with the analysis and conclusions presented in the Petition.

DATED: July 25, 2012.

Respectfully Submitted,



Mary Wiencke
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