**BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION**

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| 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** |
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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,

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