

UE-161204 / Pacific Power & Light Company
April 11, 2017
CREA Data Request 0012 – 1st Supplemental

CREA Data Request 0012

Referring to page 3 of Mr. R. Bryce Dalley's testimony, he states that Pacific Power was unable to negotiate a service area agreement with CREA. Please provide a complete copy of a draft proposed service area agreement PacifiCorp offered to CREA and explain PacifiCorp's understanding of why CREA was unwilling to execute an agreement with Pacific Power.

1st Supplemental Response to CREA Data Request 0012

The Company continues to object to this request on the ground that it includes an incomplete recitation of the testimony presented by Mr. Dalley on the subject. The Company objects on the additional ground that it lacks sufficient knowledge or information to respond regarding the motivation and intention of CREA. Additionally, it is inaccurate to state that the Company "offered" a service area agreement to CREA. Rather, on two separate occasions, the Company and CREA engaged in the process of negotiating an agreement. Subject to and without waiving these objections, please see the Company's response to WUTC Data Request 4 as well as the following supplemental response:

Please refer to Attachment CREA 0012 1st Supplemental for the following documents responsive to this request:

- PacifiCorp-CREA Agreement in Principle dated March 4, 2002.
- CREA Responses to PacifiCorp's Second Set of Data Requests in Docket UE-001743.
- July 30, 2001 Application of PacifiCorp Requesting Approval of an Interim Service Territory Agreement with Columbia Rural Electric Association Inc.

PREPARER: Ariel Son

SPONSOR: TBD

Despite PacifiCorp's diligent efforts, certain information protected from disclosure by attorney-client privilege or other applicable privileges or law may have been included in response to these data requests. Accordingly, PacifiCorp reserves its right to seek the return of any privileged or protected materials that may have been inadvertently disclosed, and respectfully advise that any inadvertent disclosure should not be considered a waiver of any applicable privileges or rights. PacifiCorp respectfully requests that you inform PacifiCorp immediately if you become aware of any such materials in these responses.

**BEFORE THE
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND)	
TRANSPORTATION COMMISSION,)	
)	
Complainant,)	
)	
v.)	DOCKET NO. UE-001734
)	
PacifiCorp, d/b/a/ Pacific Power &)	
Light,)	
)	
Respondent.)	

**SECOND SET OF PACIFICORP DATA REQUESTS TO
COLUMBIA RURAL ELECTRIC ASSOCIATION, INC.**

And Responses Thereto

PacifiCorp serves herein its Second Set of Data Requests on the Columbia Rural Electric Association, Inc. ("CREA") in the above-captioned proceeding. PacifiCorp serves these Data Requests pursuant to the provisions of ALJ Caillé's May 4, 2001 Prehearing Conference Order and the provisions of WAC 480-09-480. Pursuant to the provisions of the Prehearing Conference Order, PacifiCorp asks that CREA provide its responses within five (5) working days from receipt thereof.

I. DEFINITIONS

1. "Documents" refers to all writings and records of every type in your possession, control, or custody, whether or not claimed to be privileged or otherwise excludable from discovery, including but not limited to: testimony and exhibits, memoranda, papers, correspondence, letters, reports (including drafts), analyses, studies, summaries, comparisons, tabulations, books, pamphlets, maps, cooperative board or other minutes, notes, computer data (including e-mail), budgets, workpapers, engineering diagrams, mechanical and electrical recordings.

RECEIVED
STOEL RIVES LLP
MAY 05 2002
By _____

When used with respect to a document, stating the nature of the document (e.g., letter, memorandum, cooperative board or other minutes); the date, if any, appearing thereon; the date, if known, on which the document was prepared; the general subject matter of the document; and the identity of each person who wrote, or otherwise participated in the preparation of the document.

3. "CREA" refers to Columbia Rural Electric Association, Inc., any affiliated company, or any officer, director or employee of Columbia Rural Electric Association, Inc, or any affiliated company.

II. INSTRUCTIONS

1. Please identify the person from whom the information and documents supplied in response to each Data Request were obtained and the person who prepared each response.

2. These requests are continuing in nature and PacifiCorp asks CREA to file supplemental answers as soon as possible in the event that CREA obtains further or different information.

3. Please provide the responses to these Data Requests by Monday, July 8, 2002, to:

James C. Paine
Stoel Rives, LLP
Suite 2600
900 SW Fifth Avenue
Portland, OR 97204-1268
e-mail: jcpaine@stoel.com

III. DATA REQUESTS

Pac-10: The attached article from the June 3, 2002 edition of *Clearing Up* indicates that CREA issued an "information release" stating that CREA "plans to respond to the numerous requests . . . from PacifiCorp customers who desire electrical service from the cooperative." Please provide a copy of this information release.

RESPONSE: See attached copy of information release, which was originally provided to *Clearing Up* at its request.

Pac-11: The attached article from the June 3, 2002 edition of *Clearing Up* indicates that CREA issued an "information release" stating that CREA "plans to respond to the numerous requests . . . from PacifiCorp customers who desire electrical service from the cooperative." With respect to these requests:

(a) Please indicate how many such requests have been received.

- (b) For each such request, please indicate the date in which it was received and how such request was made (i.e., oral, written).
- (c) Please provide a copy of any written requests.
- (d) In the case of telephone requests, please provide any written records relating to such requests.
- (e) Please indicate whether or not any such requests were the result of solicitation by CREA.

RESPONSE: (a), (b), (c), and (d), see tables submitted in response to Staff DR 73; (e) none of such requests were the result of solicitation by CREA.

Pac-12: The attached article from the June 3, 2002 edition of *Clearing Up* indicates that CREA issued an "information release" stating that CREA "will also continue to pursue new customers throughout the Walla Walla and Columbia County areas." With respect to this statement, please indicate:

- (a) If CREA is "continuing" to pursue new customers, was it engaging in such actions while the interim service area agreement was in effect?
- (b) What steps is CREA taking to "pursue" new customers?
- (c) Please provide a copy of any documents or written materials prepared or used by CREA to solicit new customers, including written materials distributed to potential new customers, written scripts for verbal solicitations of potential new customers, or notes relating to such verbal solicitations.

RESPONSE: (a) no; (b) Objection, not reasonably calculated to lead to admissible evidence, e. g. CREA's marketing and business plans have no bearing on the instant tariff application for exit fees; however, without waiving that objection, CREA pursues new members by offering them good service at reasonable rates and by being responsive to their requests; (c) see attached copy of brochure that is given to new members and to potential members of CREA when requested.

Pac-13: The standard form of Electric Service Agreement provided in response to PacifiCorp Data Request No. 8 refers to a "Line Extension Policy." Please provide a copy of this Line Extension Policy (or similar document setting forth the terms and conditions under which CREA connects new customers).

RESPONSE: See attached copy of Line Extension Policy.

Pac-14: With respect to CREA's line extension policy (or similar such policy setting forth standard terms and conditions under which CREA connects new customers), has CREA granted exceptions to such policy (i.e., connected new customers in departure from that policy)? If so, please identify the circumstances under which the policy has not been followed, and provide copies of any documents or written materials in connection with such circumstances.