



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION

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February 18, 2025

Jeff Killip, Executive Director and Secretary
Washington Utilities and Transportation Commission
P.O. Box 47250
Olympia, Washington 98504-7250

Re: *Washington Utils. and Transp. Comm'n v. PacifiCorp d/b/a Pacific Power and Light Company*
Annual Provisional Capital Review Report
Dockets UE-230172 and UE-210852 (Consolidated)

Dear Jeff Killip:

On March 19, 2024, the Washington Utilities and Transportation Commission (Commission) entered Order 08/06 in the above referenced dockets. Order 08/06 approved a settlement stipulation with conditions, and, among other things, required PacifiCorp d/b/a Pacific Power and Light Company (PacifiCorp or Company) to make compliance filings consistent with the Order, including annual provisional capital review reports. The Commission required that the Company include in these reports information about all plant placed into service subject to refund for a given rate year as well as information about the benefits obtained by the Company pursuant to the Inflation Reduction Act and Infrastructure Investment and Jobs Act.

The settlement stipulation required PacifiCorp to file its provisional capital review report by July 15, 2024, for the investment period of January 1, 2023, to December 31, 2023. On July 15, 2024, PacifiCorp filed its annual provisional capital review report. Commission staff (Staff) reviewed the compliance filing, which included issuing informal data requests and meeting with the Company and other parties to discuss, specifically, PacifiCorp's investments in the Foote Creek II-IV wind project.

From its review, Staff believes the report itself contains the information ordered by the Commission and is therefore in compliance with the reporting requirement. However, Staff and other parties have concerns about PacifiCorp's treatment of the above-mentioned project, namely

that PacifiCorp included investments in Foote Creek II-IV, a new wind project, with its other capital investments when determining whether it must refund provisionally collected rates despite the governing settlement's exclusion of new wind projects from the portfolio basis review applicable to those other capital investments. Staff, accordingly, intends to bring this matter before the Commission at its regularly scheduled February 28, 2025, open public meeting so that the Commission may decide whether the Company must issue refunds to its ratepayers.

Sincerely,

Kristen Hillstead
Regulatory Analyst