

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND
TRANSPORTATION COMMISSION

Complaint,

v.

PACIFICORP d/b/a/ PACIFIC
POWER & LIGHT COMPANY,

Respondent.

DOCKETS UE-210532 and UE-
210328 (*Consolidated*)

OFFER OF PUBLIC COMMENT
EXHIBIT
BENCH REQUEST NO. 2r (BR-2r)

Revised December 27, 2021

1. Public Counsel hereby offers this Public Comment Exhibit Bench Request No. 2r (BR-2r) for admission into the record of the proceeding.
2. Public Comment Exhibit No. BR-2r. The exhibit consists of e-mails submitted by the public to provide comment on PacifiCorp’s Limited Issue Rate Filing (LIRF) in combined Dockets UE-210532 and UE-210328. Due to interrelated subject matter in the LIRF and PacifiCorp’s separate Power Cost Only Rate Case (PCORC) filing in Docket UE-210402, the Washington Utilities and Transportation Commission (“WUTC” or “Commission”) issued a Notice of Virtual Public Comment Hearing on October 6, 2021, (“Notice”) in which the Commission combined the public comment hearing for the LIRF with the public comment hearing for the PCORC.¹ While the Commission combined the LIRF and PCORC proceedings for purposes of the public comment hearing, the LIRF and PCORC Dockets remain separate and are not consolidated. Accordingly, because the two PacifiCorp proceedings have different

hearing schedules, the record remains open for public comment in each proceeding until the conclusion of the respective hearings for each of the two proceedings. For the LIRF, the record remained open for public comment until the conclusion of the settlement hearing in that Docket on December 9, 2021. The record remains open for members of the public to submit comment in the PCORC, Docket UE-210402, until the conclusion of the January 14, 2022, hearing on the settlement that was filed on November 5, 2021.

3. The Washington Utilities and Transportation Commission (WUTC or “Commission”) and to the Public Counsel Unit of Washington Attorney General’s Office (“Public Counsel”) received and compiled comments from members of the public who submitted their comments in response to the October 6, 2021, Notice. Members of the Public provided comments via e-mail and through the Commission’s online comment web portal. Commission Consumer Protection and Communications Staff documented these comments in a database matrix. The output from this database is included as revised Attachment 1 to this exhibit², and this file provides all comments submitted to the Commission in response to the Notice through the date of the settlement hearing for the LIRF that was held on December 9, 2021.

4. However, because the Notice applied to both the LIRF and the PCORC, the comments submitted through the WUTC web portal respond to the October 6, 2021, Notice without referencing any Docket number or reference all the Docket ID numbers the LIRF and the PCORC. Due to the lack of specificity in the comments regarding which one of the two PacifiCorp proceedings the comment is referencing, Public Counsel is submitting all of the

¹ Notice of Virtual Pub. Comment Hearing, Dockets UE-210532 & UE-210328 (*Consol.*), and Docket UE-210402 (Filed Oct. 6, 2021).

² See Revised Attachment 1 (UTC Public Comment Matrix).

comments submitted in response to the October 6, 2021, Notice that were received through December 9, 2021, which was the date of the settlement hearing for the PacifiCorp LIRF. Public Counsel will refile these same comments again in the PCORC, Docket UE-210402, along with any additional comments filed after the LIRF hearing concluded on December 9, 2021, and through conclusion of the PCORC settlement hearing on January 14, 2022.

5. PacifiCorp's customers provided comments via e-mail and through the Commission's online comment web portal in response to the October 6, 2021 Notice. Commission Consumer Protection and Communications Staff documented these comments in a database matrix. The output from this database is included as revised Attachment 1 to this exhibit³, and this file provides all comments submitted to the Commission in response to the Notice. However, the Commission's public comment matrix includes two comments made by the same customer.⁴ Because of this, we removed the duplicate submission from the total number of comments tallied below, however we did not revise Attachment 1 to reflect this change. For completeness, we include it in its original form as when we received it from the Commission in order to reflect both comments made by the customer, which differs in wording slightly. In addition, Public Counsel received a total of two comments via e-mail, which are included as Attachment 2 to this exhibit.⁵

6. Although neither the initial request in the PacifiCorp LIRF proceeding nor the November

³ See Revised Attachment 1 (UTC Public Comment Matrix).

⁴ Public Counsel identified two comments, which were both submitted by customer Phil Franzmann. See Revised Attachment 1 at 3.

⁵ See Attachment 2. Attachment 2 consists of customer e-mails received by the Public Counsel Unit. Please note that customers made these comments in relation to a combined customer notice issued in both Dockets UE-210532 and Docket UE-210402. For completeness, these comments will also be re-filed in the public comment exhibit for Docket UE-210402.

5, 2021, Settlement Agreement propose a rate increase, a majority of the comments submitted discuss a rate increase. The commenters discussing a rate increase may be discussing the proposed rate increase in the PacifiCorp PCORC proceeding. However, because the comments respond to the October 6, 2021, Notice, which references both the LIRF and PCORC proceedings and fail to identify only one of these two Dockets, Public Counsel is submitting all of these comments in both proceedings. As mentioned above, Public Counsel will refile these comments in the PCORC proceeding after the settlement hearing concludes on January 14, 2021, along with any additional comments that were submitted after the LIRF settlement hearing on December 9, 2021, through the end of the PCORC settlement hearing on January 14, 2021. The material submitted through December 9, 2021, in response to the October 6, 2021, Notice has been counted as follows:

a. Comments received by WUTC

Opposing a rate increase ⁶	9
Supporting a rate increase	0
Undecided comments	1

b. Comments received by Public Counsel

Opposing a rate increase	2
Supporting a rate increase	0
Undecided Comments	0

⁶ See Attachments 1 & 2. Although these comments discuss a rate increase, neither PacifiCorp's initial request in this Docket nor the proposed settlement agreement filed on November 5, 2021, propose a rate increase. Both the initial request by the Company and the settlement agreement propose a rate decrease.

7. Public Counsel submits a total of 12 public comments in this exhibit. Of these, 11 oppose a rate increase⁷ and one (1) is undecided.

DATED this 27th day of December, 2021.

ROBERT W. FERGUSON
Attorney General

/s/ *Ann Paisner*

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⁷ *See id.*
OFFER OF PUBLIC COMMENT
EXHIBIT NO. BR-2r (REVISED
12/27/2021)
DOCKETS UE-210532 and UE-210328
(*Consolidated*)