

**Exh. JNS-16C
Docket UE-210829
Witness: Jaclynn N. Simmons
REDACTED**

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

**WASHINGTON UTILITIES AND
TRANSPORTATION COMMISSION,**

Complainant,

v.

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

Respondent.

DOCKET UE-210829

EXHIBIT TO TESTIMONY OF

JACLYNN N. SIMMONS

**ON BEHALF OF STAFF OF
WASHINGTON UTILITIES AND
TRANSPORTATION COMMISSION**

PacifiCorp Response to UTC Staff Data Request No. 41

August 21, 2024

**Designated Information is Confidential Per Protective Order in UTC Docket UE-210829
REDACTED**

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WUTC Data Request 41

Regarding PacifiCorp's procurement experience, Mr. McVee states, at MDM-1T at line 16 of page 22, that "PacifiCorp received repricing from each of the shortlisted resources, which was driven by supply chain issues, policy, and import tariff uncertainties. In fact, some bidders were unwilling to offer any price because of these uncertainties, and they ultimately withdrew from the 2020 AS RFP all together. This created a dilemma, because PacifiCorp had little market information on which to compare the repricing for those bidders that were willing to offer a firm price. Consequently, it would have been difficult to justify execution of all of the shortlisted projects without substantial additional analysis. This left PacifiCorp with limited options, resulting in the company executing a smaller number of power purchase agreements based on individual assessments of value that these projects could provide customers."

- (a) Did the Company's experience during the 2020 AS RFP inform how the Company approached the 2022 AS RFP?
- (b) What kind of research did the Company do to determine the prudence of re-priced bids?
- (c) Please provide any materials related to the re-pricing of bids in the 2020 AS RFP.

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- (a) [Redacted]

Despite PacifiCorp's diligent efforts, certain information protected from disclosure by the attorney-client privilege or other applicable privileges, or law may have been included in its responses to these data requests. PacifiCorp did not intend to waive any applicable privileges or rights by the inadvertent disclosure of protected information, and PacifiCorp reserves its right to request the return or destruction of any privileged or protected materials that may have been inadvertently disclosed. Please inform PacifiCorp immediately if you become aware of any inadvertently disclosed information.

[REDACTED]

(b) PacifiCorp objects to this data request on the grounds that it seeks information that is not relevant and the request is not reasonably calculated to lead to the discovery of admissible evidence. In particular, determinations of prudence are outside the scope of the Company's Biennial 2023 Clean Energy Implementation Plan (CEIP) Update, which is a planning document, not a rate proceeding. PacifiCorp further objects to this request to the extent it seeks legal analysis, opinions, and/or conclusions. Subject to and without waiving the foregoing objections, the Company responds as follows:

[REDACTED]

[REDACTED]

[REDACTED]

(c) PacifiCorp objects to this data request on the grounds that it seeks information that is not relevant and the request is not reasonably calculated to lead to the discovery of admissible evidence. PacifiCorp further objects to this data request to the extent the request is overly broad and it would be unduly burdensome to produce the information requested. PacifiCorp further objects to this request to the extent it is vague and ambiguous as to the term "materials". Subject to and without waiving the foregoing objections, the Company responds as follows:

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The requested information is considered commercially sensitive and highly confidential. The Company requests special handling. Please contact Zachary Rogala at (435) 319-5010 to make arrangements to review.

Confidential information provided subject to WAC 480-07-160 and the Commission's Protective Order, Order 02, issued on May 18, 2023, that governs the protection and access of confidential information in this docket.

PREPARER: Ron Scheirer

SPONSOR: Ron Scheirer

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