

BEFORE THE PUBLIC SERVICE COMMISSION OF WYOMING

**IN THE MATTER OF THE APPLICATION)
OF ROCKY MOUNTAIN POWER FOR A) Docket No. 20000-545-ET-18
MODIFICATION OF AVOIDED COST) (Record No. 15133)
METHODOLOGY AND REDUCED)
CONTRACT TERM OF PURPA POWER)
PURCHASE AGREEMENTS)**

**RENEWABLE ENERGY COALITION'S
PETITION FOR LEAVE TO INTERVENE AND REQUEST FOR HEARING**

Renewable Energy Coalition, pursuant to the Wyoming Public Service Commission's ("PSC" or "Commission") November 29, 2018 "Public Notice," hereby respectfully files this Petition for Leave to Intervene and Request for Hearing in the above-captioned matter. The Renewable Energy Coalition states and alleges as follows as grounds for this Petition:

The Renewable Energy Coalition was established in 2009 and is comprised of nearly forty members who own and operate over fifty qualifying facilities ("QFs") or are attempting to develop new projects in Oregon, Idaho, Washington, Utah, Montana, and Wyoming. Renewable Energy Coalition's members have or are seeking power purchase agreements with Northwest and Rocky Mountain electric utilities, including Rocky Mountain Power ("RMP").

Several types of entities are members of the Renewable Energy Coalition, including irrigation districts, water districts, corporations, and individuals. The majority of the individual QFs are small hydroelectric projects less than 7 megawatts many of which are associated with irrigation districts, but the membership includes biomass, solar, geothermal, and waste energy. Most of the Renewable Energy Coalition's members operate existing projects that have been operating and selling to utilities for numerous years, but several of the members are developing or planning to develop new projects.

Renewable Energy Coalition's members include government entities and municipal corporations, including Shoshone Irrigation District, which is located in Wyoming. Sales from these QFs provide significant benefits to the local economy and operation of these projects provide numerous environmental or water conservation benefits. For example, the power sales from irrigation district hydro project facilities are reinvested into the community, thereby providing local economic benefits.

On November 2, 2018, RMP filed its application with the Commission requesting authority to reduce its maximum contract term for QFs, modify its avoided cost methodology for both tariff Schedule 37 and tariff Schedule 38, and to make other changes to its tariff schedules.

The Renewable Energy Coalition's legal rights and interests will be substantially affected by this proceeding because RMP's proposal to reduce maximum contract term and modify the language and methodology of the avoided cost rates impact the legal rights and interest of Renewable Energy Coalitions members' QFs under PURPA. The Renewable Energy Coalition actively participates in renewable energy legislation, Public Utility Regulatory Policies Act related proceedings, utility planning processes, and other investigations in the Northwest regarding QFs, including the setting of avoided cost rates.

While the Renewable Energy Coalition has not yet determined all of the positions that it may take in this matter, it strongly opposes RMP's attempt to reduce its maximum contract term and modify the language and avoided cost methodology in its Schedules 37 and 38. The nature and quantity of any evidence to be presented by the Renewable Energy Coalition in this proceeding is not yet known and the Renewable Energy Coalition reserves the right to participate as its interests may appear. The Renewable Energy Coalition seeks to intervene for the purpose of protecting its interests and the interests of its members as they may appear.

The Renewable Energy Coalition has a direct interest in the subject matter to be considered in the above-captioned proceedings, which interest is not and cannot be adequately protected or represented by any other party.

Intervention by the Renewable Energy Coalition is timely in this docket, and will not unduly broaden the issues in these proceedings. The interests of justice and the orderly and prompt conduct of this proceeding will not be materially impaired by allowing Renewable Energy Coalition to intervene.

If Renewable Energy Coalition's Petition for Leave to Intervene is granted, all notices, pleadings, orders, pre-filed testimony, exhibits, discovery, and all other communications should be served upon the following:

Renewable Energy Coalition
Attn: John Lowe
PO Box 25576
Portland, OR 97298
Telephone: (503) 717- 5375
Fax: (503) 717- 5092
jravenesanmarcos@yahoo.com

Irion A. Sanger
Sanger Law, P.C.
1117 SE 53rd Avenue
Portland, OR 97215
irion@sanger-law.com
Telephone: (503) 756-7533
Fax: (503) 334-2235
Motion for Admission Wyoming State Bar pending

Dale W. Cottam
Bailey | Stock | Harmon | Cottam | Lopez LLP
80 E. 1st Ave. | Box 850
Afton, WY 83110
Telephone: (307) 459-1120
dale@performance-law.com

For documents served electronically, please also add:

ronnie@performance-law.com
marie@sanger-law.com

The Renewable Energy Coalition also respectfully requests that a scheduling conference be calendared in this matter, and that it subsequently be set for an evidentiary hearing so that the parties may be allowed an adequate and sufficient opportunity to address the issues raised by RMP's Application.

WHEREFORE, Renewable Energy Coalition respectfully requests that the Commission issue an order granting it leave to intervene in the above-captioned proceeding as a party, and for all purposes, so as to protect its interests as they may arise. Renewable Energy Coalition also requests that that a scheduling conference be calendared in this matter, and that it subsequently be set for an evidentiary hearing as per the Commission's Notice of Application.

Respectfully submitted this 27th day of December 2018.

By: 

Dale W. Cottam
Bailey | Stock | Harmon | Cottam | Lopez LLP
80 E. 1st Ave. | Box 850
Afton, WY 83110
(307) 459-1120
dale@performance-law.com

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing **RENEWABLE ENERGY COALITION'S PETITION FOR LEAVE TO INTERVENE AND REQUEST FOR HEARING**, was served by electronic mail on this 27th day of December 2018 on the following:

<p>Jacob A. McDermott Senior Counsel Rocky Mountain Power 1407 W. North Temple, Suite 320 Salt Lake City, Utah 84116 jacob.mcdermott@pacificorp.com</p>	<p><input checked="" type="checkbox"/> Email <input type="checkbox"/> Fed Ex <input type="checkbox"/> Fax <input type="checkbox"/> U.S Mail</p>
<p>Stacy Splittstoesser Wyoming Regulatory Affairs Manager Rocky Mountain Power 315 W. 27th St. Cheyenne, Wyoming 82001 stacy.splittstoesser@pacificorp.com</p>	<p><input checked="" type="checkbox"/> Email <input type="checkbox"/> Fed Ex <input type="checkbox"/> Fax <input type="checkbox"/> U.S Mail</p>
<p>Michelle Brandt King Abigail C. Briggerman Holland & Hart LLP 6380 South Fiddler's Green Circle, Suite 500 Greenwood Village, CO 80111 mbking@hollandhart.com acbriggerman@hollandhart.com aclee@hollandhart.com</p>	<p><input checked="" type="checkbox"/> Email <input type="checkbox"/> Fed Ex <input type="checkbox"/> Fax <input type="checkbox"/> U.S Mail</p>
<p>Crystal J. McDonough Callie Capraro McDonough Law LLC 1635 Foxtrail Dr. Loveland, CO 80538 crystal@mcdonoughlawllc.com callie@mcdonoughlawllc.com</p>	<p><input checked="" type="checkbox"/> Email <input type="checkbox"/> Fed Ex <input type="checkbox"/> Fax <input type="checkbox"/> U.S Mail</p>
<p>Christopher Leger, Counsel Wyoming Office of Consumer Advocate 2515 Warren Avenue, Suite 304 Cheyenne, WY 82002 (307) 777-5709 christopher.leger@wyo.gov</p>	<p><input checked="" type="checkbox"/> Email <input type="checkbox"/> Fed Ex <input type="checkbox"/> Fax <input type="checkbox"/> U.S Mail</p>

<p>Phillip J. Russell HATCH, JAMES & DODGE, P.C. 10 West Broadway, Suite 400 Salt Lake City, Utah 84101 prussell@hjdllaw.com</p>	<p><input checked="" type="checkbox"/> Email <input type="checkbox"/> Fed Ex <input type="checkbox"/> Fax <input type="checkbox"/> U.S Mail</p>
<p>Renewable Energy Coalition Attn: John Lowe PO Box 25576 Portland, OR 97298 jravenesanmarcos@yahoo.com</p>	<p><input checked="" type="checkbox"/> Email <input type="checkbox"/> Fed Ex <input type="checkbox"/> Fax <input type="checkbox"/> U.S Mail</p>
<p>Irion A. Sanger Marie Phillips Barlow Sanger Law, P.C. 1117 SE 53rd Avenue Portland, OR 97215 irion@sanger-law.com marie@sanger-law.com</p>	<p><input checked="" type="checkbox"/> Email <input type="checkbox"/> Fed Ex <input type="checkbox"/> Fax <input type="checkbox"/> U.S Mail</p>

By: 
Dale W. Cottam