

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

**UM 2108**

In the Matter of  
  
PACIFICORP, dba PACIFIC  
POWER,  
  
Application for an Order Approving  
Queue Reform Proposal.

DALREED SOLAR, LLC'S  
APPLICATION FOR REHEARING  
AND RECONSIDERATION OF  
ORDER NO. 20-268 AND/OR  
REQUEST FOR WAIVER OF  
PACIFICORP'S QUEUE REFORM  
PROPOSAL

*EXPEDITED CONSIDERATION  
REQUESTED*

**I. INTRODUCTION**

Dalreed Solar, LLC (“Dalreed Solar”) has been harmed by the Oregon Public Utility Commission’s (the “Commission’s”) approval with modifications of PacifiCorp’s Queue Reform Proposal (“QRP”) in Order No. 20-268 (the “Order”). The Order deprives Dalreed Solar of the opportunity to proceed with its Serial Queue interconnection for the Dalreed Solar project, a 40 MW qualifying facility (“QF”). Dalreed Solar appreciates that the Commission has provided it with the opportunity to participate in the Transitional Cluster Study rather than wait for the 2021 Cluster Study. However, the Order requires Dalreed Solar to make a business decision about whether to participate in PacifiCorp’s Transition Cluster Study without all the relevant information that should have already been provided to it. It is important to note that Dalreed Solar’s situation is not due to any fault by Dalreed Solar. The situation is entirely due to PacifiCorp’s unilateral choices made while creating its QRP and the (likely unintended) consequences of the Commission approving the QRP.

Participating will entail unknown and potentially significant study costs, but not participating will likely prevent Dalreed Solar from developing its project due to the circumstances of its interconnection. Given these two choices, Dalreed Solar will participate in the Transitional Cluster Study if the Commission does not reconsider its Order or waive certain QRP requirements. However, there is no reason for the Commission not to provide Dalreed Solar with the relief it is requesting because the Commission can easily revise its Order without harming PacifiCorp or other interconnection customers based on Dalreed Solar's project-specific circumstances.

In terms of procedural process, Dalreed Solar is applies for rehearing and reconsideration of this Order under ORS 756.561 and OAR 860-001-0720 and is asking that the Commission amend this Order under ORS 756.568. Alternatively, if the Commission determines that rehearing or reconsideration is inappropriate, Dalreed Solar requests that the Commission grant it a waiver of the QRP provisions harming the Dalreed Solar project.

In terms of substance, Dalreed Solar requests that the Commission:

- 1) Clarify that the Order did not release PacifiCorp from its obligation to provide Dalreed Solar its now-overdue Feasibility Study, and order PacifiCorp to issue the Feasibility Study (or a substitute Informational Study);
- 2) Grant a deadline extension for Dalreed Solar to decide whether to proceed in the interconnection process until after PacifiCorp provides Dalreed Solar with its overdue Feasibility Study (or a substitute Informational Study), and after Dalreed Solar has had adequate time to review the study; and
- 3) Designate Dalreed Solar as a Late-Stage Request that can decide whether its project is studied in the existing Serial Queue or in the Transition Cluster Study, or otherwise grant Dalreed Solar access to a concurrent Serial Queue.

The Commission should grant the relief requested in this filing because Dalreed Solar's project-specific circumstances give the Commission good cause to do so. First, Dalreed Solar

paid and negotiated for a Feasibility Study and is entitled to see the study results. Second, PacifiCorp unreasonably delayed the Feasibility Study, and the study results will assist Dalreed Solar in deciding whether proceeding with interconnection is commercially reasonable. Therefore, Dalreed Solar should receive an extension of time to review the study results before PacifiCorp requires it to make a business decision. Third, allowing Dalreed Solar the option to proceed either in a Transition Cluster Study Process or Serial Queue process (as a Late-Stage Request or otherwise) will not be unduly burdensome on PacifiCorp and will not harm other customers.

Energy of Utah, LLC previously submitted comments to this Commission on behalf of Dalreed Solar, and Dalreed Solar acknowledges that the Commission's Order has already addressed some of the issues raised in this filing. However, some of the issues raised here were not addressed by the Commission. For issues that may have been addressed, the Commission should reconsider its prior order. When issuing its Order, the Commission was faced with PacifiCorp's proposal for a wholesale revision of its large and small generator interconnection rules and policies, as well as their impact on contracting under the Public Utility Regulatory Policies Act of 1978 ("PURPA"). Dalreed Solar recognizes that it was important for the Commission to focus its Order in UM 2108 on broad industry wide issues and impacts, but in this filing, the Commission should consider the unique and specific circumstances of Dalreed Solar.

Finally, Dalreed Solar requests expedited consideration of this filing due to the imminent deadlines it faces.

## II. LEGAL STANDARD

The legal standard for granting a request for rehearing and reconsideration is whether the applicant can show any one or more of the following:

- (a) New evidence that is essential to the decision and that was unavailable and not reasonably discoverable before issuance of the order;
- (b) A change in the law or policy since the date the order was issued relating to an issue essential to the decision;
- (c) An error of law or fact in the order that is essential to the decision; or
- (d) Good cause for further examination of an issue essential to the decision.<sup>1</sup>

The Commission should find that the specific circumstances of Dalreed Solar’s project, described in further detail below, provide “good cause” sufficient to grant rehearing and reconsideration of its Order’s application to Dalreed Solar’s project, or alternatively, to grant a waiver of the Order’s provisions that have harmful effect on the project.<sup>2</sup> Alternatively (or additionally), the Commission could find that the information in this filing justifies rehearing and reconsideration under the first and third “new evidence” and “error of ... fact ... essential to the decision” factors.

Dalreed Solar also requests that the Commission consider this filing through the lens of its statutory obligations to protect Oregon-jurisdictional interconnection customers and to encourage QF development. First, ORS 756.040 addresses the Commission’s general powers and states that, in addition to any duties otherwise vested in the Commission, the Commission shall “protect [] customers, and the public generally, from unjust and unreasonable exactions and practices [by the utilities]... and to obtain for them adequate service at fair and reasonable rates.”

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<sup>1</sup> OAR 860-001-0720(3).

<sup>2</sup> Good cause appears to be the appropriate standard for seeking a waiver, although Dalreed Solar acknowledges that it was unable to find clear guidance from the Commission on this point. *See, e.g.*, OAR 860-01-0000(2) and OAR 860-029-0005(4) (providing the standard for a waiver of Commission rules as “for good cause shown”).

Second, it is the State of Oregon’s policy to encourage QF development. Oregon’s PURPA statute expressly says that the state’s goal is to “[i]ncrease the marketability of electric energy produced by [QFs] located throughout the state for the benefit of Oregon’s citizens.”<sup>3</sup> This statute also states that it is Oregon’s goal to insure that rates paid to QFs are “just and reasonable to the ... qualifying facility.”<sup>4</sup> Thus, Oregon’s statutory framework requires the Commission to protect Dalreed Solar and supports Dalreed Solar’s request.

### III. ARGUMENTS

#### A. Dalreed Solar is Entitled to Receive its Overdue Feasibility Study or At Least an Informational Study as a Substitute

At this point, Dalreed Solar is taking on financial and logistical risks if it is forced to join the Transition Cluster Study without better information, or the project is not likely to be constructed if it is required to withdraw from the interconnection process. Currently, PacifiCorp owes Dalreed Solar its Feasibility Study Report. Dalreed Solar initially submitted its Interconnection Request on April 20, 2020. It returned a fully executed Feasibility Study Agreement to PacifiCorp on July 17, 2020. PacifiCorp’s then-effective LGIP required PacifiCorp to produce the study within 45 calendar days, or by August 31, 2020.<sup>5</sup> Had PacifiCorp provided the study on time, Dalreed Solar would have had approximately two weeks to review the study, ask any questions, and make an informed decision about whether or not to proceed to the next study. Notably, had PacifiCorp provided the study on a timely basis, Dalreed Solar could have review it prior to the September 15, 2020 date set by the Commission to

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<sup>3</sup> ORS 758.515(3)(a).

<sup>4</sup> ORS 758.515(2)(b).

<sup>5</sup> See PacifiCorp Application at Attachment A p. 29 (LGIP § 6.1.4).

provide notice to participate in the Transitional Cluster Study. As of the date of this filing, PacifiCorp has still not produced the study.

It is also important to note that PacifiCorp never provided public notice that it would make an Oregon QRP, and did not inform Dalreed Solar that its interconnection request may be subject to the new QRP even though the project was the *only* Oregon Specific Large Generator requesting to interconnect at that time.<sup>6</sup> If PacifiCorp provided public notice or informed Dalreed Solar of this new QRP earlier, then Dalreed Solar may have been able to do more on its end to speed up the interconnection process and be eligible for the last round of Serial Queue Studies.

Furthermore, because the timeline for PacifiCorp to complete the study was part of PacifiCorp's now deleted LGIP language,<sup>7</sup> Dalreed Solar is concerned that PacifiCorp might never provide the study. As previously stated, Dalreed Solar intends to participate in the Transition Cluster Study if the Commission does not grant reconsideration. While Dalreed Solar could theoretically mitigate its costs by withdrawing from the Transition Cluster Study, if necessary, as soon as it receives and reviews the Feasibility Study Report, it is unclear whether PacifiCorp will provide the study at all. PacifiCorp's new LGIP language provides that PacifiCorp will endeavor to provide Informational Study Reports within 45 calendar days, but PacifiCorp's LGIP also prohibits interconnection customers from requesting an Informational Study Request until after the final deadline to enter the Transition Cluster Study has passed.<sup>8</sup>

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<sup>6</sup> See Staff Report at 11 (Aug. 5, 2020).

<sup>7</sup> See PacifiCorp Application at Attachment A p. 29 (LGIP § 6.1.4).

<sup>8</sup> *Id.* at Attachment A p. 26 (LGIP § 6.1.1).

The Commission should clarify that the deletion of language in PacifiCorp’s LGIP did not release PacifiCorp from its obligations in fully executed Feasibility Study Agreements.

To provide a brief background on the importance of Feasibility Studies, in adopting its LGIP, the Federal Energy Regulatory Commission (“FERC”) recognized the Feasibility Study as “an important first step in evaluating an Interconnection Request.”<sup>9</sup> FERC initially refused to allow customers to skip the Feasibility Study, because of concerns that the lack of information would hinder Cluster Studies by increasing the number of late withdrawals and restudies.<sup>10</sup> Ultimately, FERC determined that interconnection customers and providers could skip the Feasibility Study if they both agreed.<sup>11</sup> Here, PacifiCorp is forcing Dalreed Solar to forego the Feasibility Study, while Dalreed Solar strenuously objects. PacifiCorp is, therefore, going against FERC policy by foregoing the Feasibility Study without Dalreed Solar’s approval.

Without this report, it is difficult for Dalreed Solar to make an informed business decision about whether to proceed in the Transition Cluster Study. For customers that elect the Feasibility Study (or Informational Study), it can be an integral part of the interconnection process. The study results provide customers information early in the process about whether or not interconnection for a given project at a given location is economically feasible. If Dalreed Solar is forced to make a decision by September 15, 2020, without a Feasibility study, then it will have to decide without knowing whether the Dalreed Solar project is economically feasible. Because of this, forcing Dalreed Solar to participate in the Transitional Cluster Study opens it up

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<sup>9</sup> *Standardization of Generator Interconnection Agreements and Procedures*, 104 FERC ¶ 61,103, Order No. 2003 at P. 110 (2003).

<sup>10</sup> *Id.*

<sup>11</sup> *Standardization of Generator Interconnection Agreements and Procedures*, 106 FERC ¶ 61,220, Order No. 2003-A at P. 159 (2004).

to unnecessary risk that could cause significant harm. Therefore, Dalreed Solar asks that the Commission require PacifiCorp to provide a Feasibility or Informational Study along with the usual cost and timeline estimates. After receiving these estimates, Dalreed Solar asks that the Commission provide Dalreed Solar with 30 days to review and ask questions before choosing to participate in the Transitional Cluster Study.

**B. PacifiCorp’s Delays to Dalreed Solar’s Feasibility Study Justify Granting an Extension of Time for Dalreed Solar to Review the Study and Make an Informed Business Decision**

Dalreed Solar asks the Commission to reconsider or waive the deadline imposed by the Order that requires projects to withdraw from the queue or opt into the Transition Cluster Study by a certain time. Dalreed Solar finds PacifiCorp’s filing confusing but Dalreed Solar understands that it must make an initial decision by September 15th and a final decision “by October 15, 2020, or fifteen days after the publication of the preliminary shortlist in PacifiCorp’s 2020 Request for Proposal, but in no event later than October 31, 2020.”<sup>12</sup> Dalreed Solar has conditionally notified PacifiCorp that it may wish to participate in the Transition Cluster Study, so it is in compliance with the September 15, 2020 deadline. However, Dalreed Solar is not sure if its conditional notification will suffice for the October deadline.

Instead of facing these deadlines, Dalreed Solar is specifically asking for an alternative timeline to provide its notice to PacifiCorp of 30 calendar days from whatever date it receives its cost estimates along with its Feasibility Study (or Informational Study).<sup>13</sup> Notably, if the

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<sup>12</sup> PacifiCorp Compliance Filing at Attachment 4 p. 5 (§ 2.1) (Aug. 31, 2020).

<sup>13</sup> Dalreed Solar proposes 30 calendar days after receiving cost estimates as an adequate period of time, as that is the amount of time Dalreed Solar would have had under PacifiCorp’s prior LGIP before needing to decide whether or not to proceed with a System Impact Study. *See* PacifiCorp Application at Attachment A p. 31 (LGIP § 7.3).



Commission grants this request and PacifiCorp provides the study results by October 1, 2020, Dalreed Solar can comply with the final deadline indicated in PacifiCorp's filing. Further, because the study is currently overdue, this timeline should not be unduly burdensome for PacifiCorp. Therefore, the requested alternative timeline of 30 calendar days after receiving cost estimates is reasonable, and it fairly provides Dalreed Solar with adequate time to make this important business decision.

If Dalreed Solar does not proceed in the Transition Cluster Study, PacifiCorp will deem Dalreed Solar's interconnection request to be withdrawn from the queue.<sup>14</sup> In theory, Dalreed Solar could withdraw, wait and apply for an Informational Study Request, and then in the future decide whether or not to enter another Cluster Study. However, that approach comes along with significant delays that may make the costs of development infeasible. Additionally, the power purchase agreement ("PPA") contracting process would be delayed because PacifiCorp merchant will not execute a PPA without a completed Cluster Study. Dalreed Solar would also lose its queue position, meaning other projects may achieve interconnection first.

Notably, the Dalreed Solar project downsized to 40 MW (from an original 80 MW proposal) because PacifiCorp transmission told Dalreed Solar at the interconnection scoping meeting that there was only 40 MW of load in the area, so downsizing would likely result in lower costs and a quicker interconnection schedule. Because of that conversation, Dalreed Solar believes that there is only sufficient interconnection capacity at that point of interconnection for its project. Therefore, if another project interconnects first, the Dalreed Solar project will likely no longer be economically feasible absent other interconnection customers upgrading the system.

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<sup>14</sup> See Staff Report at 9.

Because of the issues described above, Dalreed Solar cannot likely develop its project if it withdraws, so it appears that proceeding in the Transition Cluster Study is the only “choice” Dalreed Solar currently has. If PacifiCorp issues the Feasibility Study at all, it is unclear when it will do so. Until then, Dalreed Solar lacks any information that would help it determine whether to opt into the Transitional Cluster Study). If it does choose to opt in, the best-case scenario holds that interconnection will be feasible and Dalreed Solar can proceed to develop its project. In the worst-case scenario, interconnection will be infeasible and Dalreed Solar will need to withdraw its project, triggering a Cluster Re-study. It is unreasonable for PacifiCorp to impose this uncertainty on Dalreed Solar and, by extension, the other Transition Cluster Study participants who may face a re-study.

Against these hardships weighs a minor potential benefit to PacifiCorp of having Dalreed Solar make a decision earlier regarding whether to enter the Transition Cluster Study. First, and as previously explained, the proposed alternative timeline might not even change PacifiCorp’s timeline if PacifiCorp were to provide the overdue study results no later than October 1, 2020. Second, even if PacifiCorp is unable to provide the study results before October 1, any delay should not impact other customers. Dalreed Solar’s project is the *only* one interconnecting to the Dalreed Substation.<sup>15</sup> Third, PacifiCorp has told Dalreed Solar that its project is in a “load pocket.” The area appears electrically isolated. Fourth, PacifiCorp might extend the October 31, 2020 date if the preliminary shortlist in PacifiCorp’s 2020 Request for Proposal is delayed past October 15, 2020. Because of these factors, Dalreed Solar’s interconnection is unlikely to affect

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<sup>15</sup> See PacifiCorp, OASIS, available at <https://www.oasis.oati.com/woa/docs/PPW/PPWdocs/pacificorplgiaq.htm> (last visited Sept. 9, 2020).

other pending requests, so there is little to no benefit of having Dalreed Solar make decisions prior to receiving and reviewing its Feasibility Study results.

**C. Designating Dalreed Solar as a Late-Stage Request or Otherwise Providing It the Option of Proceeding in a Concurrent Serial Queue Is Reasonable and Will Not Harm Other Customers**

Dalreed Solar asks the Commission to reconsider or waive its previous decision to limit eligibility for Serial Queue processing to Late Stage requests with executed Facilities Study Agreements and/or its decision not to maintain a concurrent Serial Queue. Specifically, Dalreed Solar asks for the option to proceed in a Serial Queue process, pending the results of the Feasibility (or Informational) Study Report for Dalreed Solar, which PacifiCorp had not yet provided. Providing Dalreed Solar the option of proceeding through a Serial Queue process, either as a Late-Stage Request or otherwise, is reasonable under the circumstances and will not unduly harm other customers for the following reasons:

1. First, and foremost, when Dalreed Solar executed its Feasibility Study Agreement, the pre-Order LGIP was still in effect, so the Serial Queue process laid out in that LGIP applied to Dalreed Solar's Interconnection Request. Thus, Dalreed Solar expected to be processed under a Serial Queue and the Commission should reconsider its Order and find that it is entitled to that Serial Queue process.
2. Second, there are at least eight other Late Stage projects eligible to continue in a Serial Queue Study; some with a much larger MW output. Adding Dalreed Solar's 40 MW project to this list will not create an administrative burden.
3. Third, Dalreed Solar's project appears to be the only generator interconnecting in an area PacifiCorp considers a "load pocket," so it is electrically isolated and can be studied independently without creating any issues for other interconnection customers.

Furthermore, even if there are other generators in the load pocket, Dalreed Solar's project is one of exceedingly few Oregon-jurisdictional generators are currently in PacifiCorp's interconnection queue relative to those subject to the jurisdiction of the Federal Energy Regulatory Commission ("FERC"), so providing it different treatment is unlikely to cause any harms on other customers.

4. Finally, if allowing Dalreed Solar to participate in a Serial Queue Study creates any burden for other customers, it would be minor. There are eight Late-Stage Requests, and those projects are not ready to review Facilities Study results and sign interconnection agreements.<sup>16</sup> *All but one* appears to require a re-study, and *five of those seven* require a System Impact Re-Study, not a Facilities Re-Study.

The reasons above briefly show why the Commission should allow Dalreed Solar to proceed with a Serial Queue Study. They are explained in further detail in the sections immediately below.

### **1. Dalreed Solar is Entitled to Serial Que Processing**

As this filing previously mentioned, Dalreed Solar initially submitted an Interconnection Request on April 20, 2020. It returned a fully executed Feasibility Study Agreement to PacifiCorp on July 17, 2020. PacifiCorp's then-effective LGIP required PacifiCorp to produce the study within 45 calendar days, or by August 31, 2020.<sup>17</sup> The Commission served its official Order on August 20, 2020. Dalreed Solar's Feasibility Study Agreement was executed before the Commission approved changes to PacifiCorp's LGIP.

PacifiCorp did not provide public notice that it would make its Oregon QRP. If it had, then Dalreed Solar could have submitted its interconnection request much earlier, potentially even in 2019.

PacifiCorp did not notify Dalreed Solar in April 2020 that it was planning on submitting its QRP. If PacifiCorp had provided notice to Dalreed Solar, then Dalreed Solar could have returned a fully executed Feasibility Study Agreement earlier—potentially in April 2020. Under the standard LGIP timelines, if Dalreed Solar had executed the Feasibility Study Agreement in

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<sup>16</sup> In response to an inquiry from Dalreed Solar, PacifiCorp identified eight Late-Stage Requests.

<sup>17</sup> See PacifiCorp Application at Attachment A p. 29 (LGIP § 6.1.4).

April 2020, then it could have obtained a Facilities Study Agreement prior to the October 31, 2020 date that the Cluster Study projects are scheduled to be finalized. Given that the delays were the result of PacifiCorp's failure to provide notice or produce study results, the Commission should find that Dalreed Solar is entitled to choose whether to proceed in the Serial Queue processing it agreed to in its Feasibility Study Agreement.

**2. Adding Dalreed Solar to the List of Late Stage Customers Eligible for a Serial Queue Study Will Not Create an Administrative Burden**

The Commission's Order approved PacifiCorp's transition to Cluster Study approach, except for certain types of projects, including "late-stage requests." PacifiCorp is, therefore, obligated to allow Late-Stage requests (i.e., interconnection customers who had executed Facilities Study Agreements as of April 30, 2020) to proceed in the Serial Queue, if they so choose.<sup>18</sup> Dalreed Solar asked PacifiCorp to identify the eligible late-stage requests, and PacifiCorp identified them as Q0718, Q0739, Q0905, Q0915, Q0916, Q0917, Q1029, and Q1045. Almost every one of these projects have already opted to proceed through Serial Queue processing rather than participate in the Transition Cluster Study. Therefore, there will be Serial Queue Studies collectively consisting of 1,152 MWs that PacifiCorp must study before it proceeds with the Transitional Cluster Study in Oregon. Most of these are FERC jurisdictional facilities, so the Commission does not have the statutory responsibility to ensure that they receive fair, just, reasonable, and non-discriminatory rates and services. However, Dalreed Solar is a state jurisdictional facility that the Commission is charged with protecting. Accordingly, Dalreed Solar is simply asking for the Commission to allow just *one* more 40 MW project

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<sup>18</sup> Order No. 20-268 at 1.

(which adds less than 4% of the total MWs of the Late-Stage Requests) the option of obtaining a Serial Queue Study.

**3. Adding Dalreed Solar to the Existing Serial Queue Study Is Not Likely to Harm Other FERC Jurisdictional Interconnection Customers Because It is Isolated and One of Very Few Oregon-Jurisdictional Customers**

Studying Dalreed Solar in a Serial Queue Study would not likely harm other interconnection customers. There are only a small number of Oregon-jurisdictional generators that PacifiCorp must study, either in Serial Queue or Cluster Study approach. Staff noted that fewer than one percent of the generators in PacifiCorp's queue as of July 24, 2020 have indicated Oregon-jurisdictional interconnection (on a per MW basis).<sup>19</sup> Dalreed Solar is one of *only two* large generators that had specified Oregon-jurisdictional interconnection as of the date of Staff's report.<sup>20</sup> There are 17 other large generators that may specify whether they are also pursuing interconnection under the Oregon-jurisdictional process.<sup>21</sup> Dalreed Solar is sympathetic to PacifiCorp's position of having been overwhelmed by the burden of serial processing a significant number of FERC-jurisdictional generators, but PacifiCorp has already agreed that serially processing many of these large generators is not an insurmountable challenge and will it will serially study them regardless.

Granting these requests may even benefit other interconnection customers than harm them. The efficiency of the Transition Study Cluster depends on the serial processing of late-stage requests. Moreover, Dalreed Solar appears to be an electrically isolated project, so allowing it to participate in a Serial Queue Study is even less likely to have a negative impact on

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<sup>19</sup> Staff Report at 3.

<sup>20</sup> Compare Staff Report at Attachment B p. 1, *with* Staff Report at 11.

<sup>21</sup> Staff Report at 10.

the Transition Cluster Study than the current Late-Stage Requests. In other words, it might be appropriate to study Dalreed Solar in a Cluster Study of only one or a small number of projects. Therefore, good cause exists to extend Serial Queue processing to Dalreed Solar, either as a late-stage request or in a concurrent Serial Queue.

**4. Any Impact from Adding Dalreed Solar to the Study Would Be No Worse Than That Already Experienced by Interconnection Customers in a Serial Queue Study**

Any potential impact on other interconnection customers as a result of studying Dalreed Solar serially is no worse than the negative impacts already felt by the Serial Queue Study process. Dalreed Solar reviewed the status of the eight previously mentioned projects on OASIS.<sup>22</sup> Each of these projects' most recent study reports indicates that the report is subject to restudy if any identified higher priority requests withdraw or suspends its interconnection agreement.<sup>23</sup> According to their Facilities Study Reports, each of the eight late-stage requests is dependent upon higher priority requests. Dalreed Solar reviewed the status of the higher priority requests and found that, for seven of the eight, that at least one higher priority request had withdrawn from the Serial Queue, suspended its interconnection agreement, or was otherwise in

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<sup>22</sup> Dalreed Solar acknowledges that OASIS may not have the most current information. Indeed, PacifiCorp had the incorrect project information for Dalreed Solar (Q1219) on OASIS for some months before it was fixed.

<sup>23</sup> Following is a brief summary: 1) Q0718 requires a restudy due to the withdrawal of Q0629 and Q0640 and the suspended interconnection of Q0443; 2) Q0739 requires a restudy due to the withdraw of Q0629 and the suspended interconnection of Q0443, Q0731, and Q0734; 3) Q905 requires a restudy due to the withdrawal of Q640, Q0702, Q0762, Q0840, Q0877, and Q0904 and is notably subject to Q0718 which requires a restudy as indicated; 4) Q0915 requires a restudy as it is dependent on Q0718 and Q0905 which both require restudies; 5) Q0916 is dependent on Q0915; 6) Q09017 is dependent on Q0916; 7) Q1029 requires a restudy due, at minimum, to the withdrawals of Q0288, Q0640, Q0702, Q0840, Q0877, Q0904, Q0905, Q0956, Q0957, and Q0987 (Dalreed Solar did not review the other higher priority requests for this project to see if they had suspended interconnection); and 8) Q1045 does not appear to currently require a restudy but is subject to the interconnection of both Q0547 and Q0666.

need itself of a restudy.<sup>24</sup> As a result, *at least seven late-stage requests already require a restudy* pursuant to the Serial Queue process.

Dalreed Solar's understanding of PacifiCorp's QRP is that PacifiCorp will proceed with Serial Queue processing for these eight projects, which are necessarily higher queued than the cluster study. To the extent that any late-stage requests require a restudy, or if a project chooses to withdraw from the queue after reviewing restudy results, lower queued projects—including Transition Cluster Study (or any Cluster Study) participants—will require a restudy as well. Considering these potential issues with the last round of Serial Queue Studies already, allowing Dalreed Solar to proceed serially will make the situation no more complicated than it already is.

In conclusion of the four arguments laid out above, Dalreed Solar asks that the Commission reconsider or waive its previous decision to limit eligibility for Serial Queue processing to Late Stage requests with executed Facilities Study Agreements and/or its decision not to maintain a concurrent Serial Queue so that Dalreed Solar may decide whether to participate in a Serial Queue Study.

#### **IV. CONCLUSION**

For the reasons explained above, Dalreed Solar respectfully requests that the Commission grant this request for rehearing and reconsideration of Order No. 20-268, and/or the request for waiver of certain harmful provisions in PacifiCorp's LGIP as approved by Order No. 20-268. Finally, Dalreed Solar respectfully requests that the Commission order PacifiCorp to issue the overdue Feasibility Study for the Dalreed Solar project or provide an Informational Study as a substitute.

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<sup>24</sup> The eighth project, Q1045, is subject to two higher queued projects but does not appear to currently require a restudy.



Dated this 14th day of September 2020.

Respectfully submitted,



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