

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA**

In the Matter of the Application of PACIFICORP
(U 901 E), an Oregon Company, for an Order
Authorizing a Rate Increase Effective January 1,
2011 and Granting Conditional Authorization to
Transfer Assets, pursuant to the Klamath
Hydroelectric Settlement Agreement

Application No. A.10-_____
(Filed March 18, 2010)

**APPLICATION OF PACIFICORP (U-901-E) FOR AN ORDER
AUTHORIZING A RATE INCREASE AND GRANTING CONDITIONAL
AUTHORIZATION TO TRANSFER ASSETS PURSUANT TO THE
KLAMATH HYDROELECTRIC SETTLEMENT AGREEMENT**

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Date: March 18, 2010

Attorneys for PacifiCorp

**BEFORE THE PUBLIC UTILITIES COMMISSION
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In the Matter of the Application of PACIFICORP (U 901 E), an Oregon Company, for an Order Authorizing a Rate Surcharge Effective January 1, 2011 and Granting Conditional Authorization to Transfer Assets, pursuant to the Klamath Hydroelectric Settlement Agreement

Application No. A.10-_____
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**APPLICATION OF PACIFICORP (U-901-E) FOR AN ORDER
AUTHORIZING A RATE SURCHARGE AND GRANTING CONDITIONAL
AUTHORIZATION TO TRANSFER ASSETS PURSUANT TO THE
KLAMATH HYDROELECTRIC SETTLEMENT AGREEMENT**

Pursuant to Rules 2.1 and 3.2 of the Commission's Rules of Practice and Procedure ("Rules") and Sections 451, 454, 491, 701, 728, and 729 of the California Public Utilities Code ("PUC"), PacifiCorp, d.b.a. Pacific Power ("PacifiCorp" or "Company"), respectfully submits this application ("Application") requesting that this Commission:

- establish a non-bypassable rate surcharge beginning on January 1, 2011 in California to fund the removal of four PacifiCorp dams located on the Klamath River ("Project") to be remitted by PacifiCorp into two trust accounts to be created by the Commission at the request of the state of California, which accounts shall be managed and administered by an agency of the state of California, to hold and disburse the funds collected through the rate surcharge pursuant to the provisions of the Klamath Hydroelectric Settlement Agreement ("KHSA");

- approve an accelerated depreciation schedule that will depreciate the rate base associated with the Project on a straight-line basis over the expected period of generation, which could end as early as December 31, 2019; and
- pursuant to Section 851 of the California Public Utilities Code¹, authorize PacifiCorp to transfer the Project and related lands to the entity that will be designated to remove the dams according to the terms of the KHSA. The Section 851 authorization will be conditioned upon the completion of specific milestones set forth in the KHSA, and shall be implemented by means of a separate authorization to transfer each of the four dams, which authorizations will become effective upon the filing by PacifiCorp of a separate compliance advice letter for each of the dams confirming that all of the condition precedents for the removal of each dam have been accomplished.

As described below, PacifiCorp proposes an initial target surcharge collection totaling \$13.76 million. This number represents California's share, or 8 percent, of the total initial target surcharge collection of \$172 million.² The \$13.76 million is proposed to be spread equally over a 9-year period resulting in annual collections of approximately \$1.53 million a year.

The rate surcharge, along with the establishment of two trusts for the funds collected, are key components of the KHSA. The accelerated depreciation schedule and authority to transfer the Project and related lands under Section 851 are likewise important aspects of the KHSA. The KHSA, which was negotiated by numerous parties over the course of many years, is crucial to the resolution of long-standing, complex and intractable conflicts over resources in the Klamath Basin, including the Project. Importantly, the federal government and the states of

¹ All statutory references to a Section refer to the California Public Utilities Code unless stated otherwise.

² The remainder of the initial total target surcharge is to be collected from PacifiCorp's Oregon customers. While the KHSA provides for a maximum customer surcharge of \$200 million, the Parties to the KHSA assumed that interest will accrue at 3.5 percent on the \$172 million collected, which will result in trust funds of \$200 million by 2020. See Appendix H of the KHSA.

California and Oregon are all parties to the KHSA, and have endorsed its provisions. By approving this Application, consistent with the decision of the Governor of California to support the KHSA, the Commission's order will implement key provisions of the KHSA and will benefit PacifiCorp's customers as the net cost to customers under the KHSA compares favorably to the potential costs to customers if PacifiCorp continued to seek Federal Energy Regulatory Commission ("FERC") relicensing of the dams. In addition, the KHSA ensures that PacifiCorp's customers will continue to benefit from the low-cost power of the dams for at least 10 years, and until the dams are finally removed.

I. BACKGROUND

As the Commission is aware, PacifiCorp is a multi-jurisdictional utility providing electric retail service to customers in California, Idaho, Oregon, Utah, Washington, and Wyoming. PacifiCorp serves approximately 46,500 customers in Del Norte, Modoc, Shasta, and Siskiyou counties in Northern California.

A. 2009 General Rate Case (A.09-11-015)

The Company filed its most recent general rate case in California, which is still pending before this Commission, on November 20, 2009 (A.09-11-015). Application 09-11-015 requested approval of an overall revenue requirement increase of \$8.4 million to recover increased costs and an 11 percent return on equity. The proposed \$8.4 million increase would represent an overall rate increase of 9.6 percent for PacifiCorp's California retail customers, effective January 1, 2011, and is necessitated by significant investments the Company is making to its system in order to continue to provide safe and reliable service.

The rate surcharge requested in this Application is in addition to the rate increase requested in A.09-11-015. However, the revenue requirement impact of the accelerated

depreciation schedule requested in this Application is reflected in PacifiCorp's 2009 General Rate Case Application. That Application includes an adjustment to the depreciation allowances for rate base that reflects the shorter depreciation life for the Project assets, as well as the addition to rate base of the relicensing and settlement process costs.

II. SUMMARY OF APPLICATION

A. Rate Surcharge

PacifiCorp is requesting Commission authorization to initially collect a non-bypassable rate surcharge totaling \$13.68 million. This amount represents California's proportionate share, approximately 8 percent, of the overall initial surcharge collection of \$172 million. The rate surcharge is for the purpose of funding California's contribution to the removal of four PacifiCorp dams located on the Klamath River.

The dam removal is expected to occur no earlier than 2020. PacifiCorp is requesting that the dam removal surcharge become effective January 1, 2011. This will result in the \$13.76 million being collected equally over a period of 9 years, which will result in an annual collection rate of approximately \$1.53 million a year over the 9-year period. The collection rate may need to be adjusted in the future to reflect variations in collections due to changes in kilowatt hour ("kWh") usage or other factors. The Company will monitor collections against the target revenues and propose adjustments as necessary. In addition, the KHSA specifically requires that the surcharge not exceed 2 percent of the revenue requirement set by this Commission for PacifiCorp as of January 1, 2010. PacifiCorp has, therefore, compared the annual collection rate against its revenue requirement in California as of January 1, 2010 and confirmed that the annual collection rate does not exceed 2 percent.

Furthermore, the KHSA requires that the surcharge be allocated among customer classes in an equitable manner. PacifiCorp is proposing to allocate the surcharge among customer classes based on each class' share of generation revenues, while ensuring that the impact on each customer class does not exceed 2 percent and is not less than 1.5 percent. The surcharge will likely increase an average residential customer's monthly bill by approximately \$1.61 per month, or \$19.32 per year.

The proposed rate surcharge and the collection and allocation of the surcharge are consistent with the terms of the KHSA. Importantly, the KHSA also provides significant benefits to PacifiCorp's customers. The KHSA protects customers from uncertain costs related to dam removal by capping the amount of customer contributions for removal costs. The KHSA also protects customers from any liability associated with dam removal by requiring federal legislation that provides liability protection for PacifiCorp and its customers as a condition precedent to dam removal. In addition, the KHSA will provide benefits to PacifiCorp's customers as the costs to customers of dam removal under the KHSA compare favorably to the potential costs to customers of FERC relicensing and future litigation related to controversies in the Klamath Basin region. Finally, the KHSA ensures that PacifiCorp's customers will continue to benefit from the low-cost power of the dams until the dams are removed.

Pursuant to the provisions of the KHSA, the dam removal surcharge funds would be remitted by PacifiCorp to two trusts established by this Commission in response to a request from the state of California as required by the terms of the KHSA. The KHSA provides that the Commission shall create the trusts in a manner that ensures that the surcharge funds will not be taxable revenues of PacifiCorp. PacifiCorp will be responsible for collecting the surcharge, but will not have any control over the trusts. Instead, the trusts will be managed and administered by

an agency of the state of California. The trustee instructions are to be developed in coordination with the federal government and the state of Oregon, which is in the process of creating parallel trusts for surcharge revenue collected from PacifiCorp customers in that state. The trustee instructions will provide specific guidance on the appropriate manner and method of management and disbursement of the trusts' funds. Furthermore, the KHSA includes specific instructions for the disposition of funds if there are any remaining unused funds or if the dams will not be removed. In any such instance, the remaining funds must be used for the benefit of customers, through contributions to the relicensing of the facilities or other beneficial programs associated with the Project, or through customer refunds.

These trusts would be similar in nature to the nuclear decommission trusts established by the Commission in Decisions 83-04-013 and 87-05-062. In D. 83-04-013, the Commission determined to authorize the use of such trusts for the purpose of financing the costs of decommissioning nuclear plants. The Commission reasoned that the trusts would: (i) assure that the funds collected would be available when needed; (ii) impose reasonable costs on customers; (iii) be flexible enough to respond to changing circumstances; and (iv) be equitable due to the levelized method of collecting ratepayer contributions, which were spread over the years of the plants' operations and over the customers benefitting from the generation produced by the reactors.

B. Accelerated Depreciation

PacifiCorp is also requesting the approval of an accelerated depreciation schedule for its remaining investment in the Project. The Company proposes to depreciate the net book value of its remaining investment in the Project on a straight-line basis over the expected remaining period of generation, which is anticipated to end as early as December 31, 2019. The relicensing

and settlement process costs have been reflected in PacifiCorp's General Rate Case Application and are proposed to be amortized on a straight-line basis over the same period as the Project facilities. If the revised depreciation schedule is approved in this proceeding, it will be implemented as part of a final Commission decision in the General Rate Case proceeding. The annual rate impact of the revised depreciation schedule as well as the addition to rate base of the relicensing and settlement process costs is approximately \$330,000.

C. Section 851 Approval

Finally, PacifiCorp is requesting authorization, under Section 851, to transfer the Project and related lands to the entity that will be designated to remove the dams. This authorization is to be conditioned upon the accomplishment of key milestones set forth in the KHSA, specifically:

1. the passage of federal legislation which contain provisions that are materially consistent with Section 2.1.1.A of the KHSA;
2. the availability of sufficient funds to cover the estimated costs of dam removal, provided by the states of California and Oregon, as set forth in Section 4.1 of the KHSA;
3. an Affirmative Determination by the Secretary of the U.S. Department of the Interior determining that: (i) the costs of dam removal will not exceed available funds; (ii) removal of the dams will advance restoration of the salmonid fisheries of the Klamath Basin; and (iii) removal of the dams is in the public interest, as required in Section 3 of the KHSA; and
4. the issuance by the Dam Removal Entity ("DRE") of the DRE Notice, as defined in Section 7.4.1 of the KHSA, at such time as all necessary permits and approvals have

been obtained for the removal of a main stem dam (“Facility”), all contracts necessary for Facility Removal have been finalized, and Facility Removal is ready to commence.

Due to the fact that the DRE may finalize the required permitting and contracting for removal of each of the Facilities at different times, the KHSA provides that the DRE shall issue a DRE Notice for each such Facility, when and as appropriate.³ Accordingly, PacifiCorp proposes that the requested Section 851 transfer authorization would be implemented by means of a separate authorization to transfer each Facility, which authorizations will become effective upon the filing by PacifiCorp of a separate compliance Advice Letter filing for each such Facility pursuant to General Order No. 96-B, Electric Industry Rule 5.1. Such “Tier 1” Advice Letters as defined by this rule are appropriate when taking actions specifically authorized by a prior Commission decision or order. As Tier 1 Advice Letters implement specific provisions of Commission decisions, and become effective upon filing, they do not require further action such as a Commission resolution. If the Commission, in this proceeding, conditionally approves the transfer of the Project assets subject to the fulfillment of the conditions precedent set forth above, at the appropriate time, PacifiCorp will seek to exercise the authority for the transfer by objectively demonstrating to the Commission through Tier 1 Advice Letters that all the conditions for removal of each of the Facilities have been met.

Following the issuance of a Commission decision in this proceeding conditionally authorizing the transfer of assets subject to the filing of such an Advice Letter, the Commission shall retain regulatory jurisdiction over the Project, and PacifiCorp shall maintain the status quo

³ In addition to the four main stem dams, PacifiCorp also seeks authorization to transfer other Project assets to the DRE and the states of Oregon and California, pursuant to the KHSA. Under the terms of the KHSA, the transfer of the Keno dam, the PacifiCorp Hatchery Facilities, and specified Klamath Hydroelectric Project lands to said entities are to occur upon the issuance by the DRE of a DRE Notice for particular main stem dam associated with such assets. See KHSA, Sections 7.4 and 7.6.

with regard to its ownership and operation of each portion of the Project until such time as the compliance Advice Letters are filed.

III. STATUTORY AND REGULATORY REQUIREMENTS

A. Statutory and Other Authority (Rule 2.1)

Rule 2.1 requires that all applications state clearly and concisely the authorization or relief sought; cite by appropriate reference the statutory provision or other authority under which Commission authorization or relief is sought; and be verified by the applicant. The relief being sought is summarized in Section II above and is further described in the testimony and supporting exhibits accompanying this Application. The statutory and other authority under which this relief is being sought includes Rules 2.1 and 3.2, Sections 451, 454, 491, 701, 728, 729, and 851 of the PUC, and prior decisions, orders and resolutions of this Commission. This Application has been verified by an officer of PacifiCorp as provided in Rules 1.1 and 2.1.

B. Proposed Categorization, Need for Hearing, Issues to be Considered, and Proposed Schedule (Rule 2.1(c))

Rule 2.1(c) requires PacifiCorp to state “[t]he proposed category for the proceeding, the need for hearing, the issues to be considered, and a proposed schedule.” PacifiCorp proposes that the Commission classify this proceeding as “ratesetting.”⁴ PacifiCorp acknowledges the need for evidentiary hearings in this matter and proposes the following procedural schedule:

⁴ Rule 1.3(e) defines “Ratesetting” as “proceedings in which the Commission sets or investigates rates for a specifically named utility (or utilities), or establishes a mechanism that in turn sets the rates for a specifically named utility (or utilities). . . .”

Event	Estimated Timeline
Application Filed	March 18, 2010
Application Noticed in Daily Calendar	March 29, 2010
Protests Due	April 28, 2010
Response to Protests Due	May 10, 2010
Prehearing Conference	May 20, 2010
Scoping Memo Issued	June 1, 2010
Public Participation Hearings	Should be held concurrently with the Public Participation Hearings in PacifiCorp's GRC
DRA and Interested Party Testimony Due	July 15, 2010
PacifiCorp Rebuttal Testimony Due	August 16, 2010
Evidentiary Hearings (anticipate 4 days)	August 30, 2010
Opening Briefs	October 1, 2010
Reply Briefs	October 11, 2010
Proposed Decision Issued	November 15, 2010
Comments on PD Due	December 6, 2010
Reply Comments on PD Due	December 13, 2010
Commission Order	December 16, 2010

PacifiCorp specifically requests that the Public Participation Hearings in this case take place concurrently with the Public Participation Hearings in PacifiCorp's General Rate Case. This will place less of a burden on customers who might like to participate in both Public Participation Hearings and reduce any confusion regarding the subjects to be addressed at the different Public Participation Hearings.

C. Legal Name and Correspondence – Rules 2.1(a) and (b)

PacifiCorp is a public utility organized and existing under the laws of the state of Oregon. PacifiCorp engages in the business of generating, transmitting, and distributing electric energy in portions of Northern California and in the states of Idaho, Oregon, Utah, Washington, and Wyoming. PacifiCorp's principal place of business is 825 NE Multnomah Street, Suite 2000, Portland, Oregon 97232.

Communications regarding this Application should be addressed to:

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Regulatory Affairs Manager
PacifiCorp
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Portland, Oregon 97232
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and

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In addition, PacifiCorp respectfully requests that all data requests regarding this matter be addressed to:

By E-mail (preferred):	datarequest@PacifiCorp.com
By regular mail:	Data Request Response Center PacifiCorp 825 NE Multnomah, Suite 2000 Portland, OR 97232

D. Organization and Qualification to Transact Business – (Rule 2.2)

A certified copy of PacifiCorp's Articles of Incorporation, as amended, and presently in effect, was filed with the Commission in A.97-05-011, which resulted in Commission issuance of D.97-12-093 and is incorporated herein by reference pursuant to Rule 2.2.

E. CEQA Compliance – (Rule 2.4)

No CEQA analysis is required for this Application. The Company is requesting only the funding and transfer authority necessary to facilitate removal of the dams, not authorization to remove the dams themselves. Thus this Application does not seek a discretionary Commission order approving a "project" under CEQA. Environmental review issues will be addressed prior to actual dam removal by other California, Oregon, and federal agencies responsible for granting discretionary permits to the DRE for the removal of the dams.

F. Balance Sheet and Income Statement – (Rule 3.2(a)(1))

A copy of PacifiCorp's recent financial statements, contained in the Annual Report on Form 10-K, filed March 1, 2010 with the Securities and Exchange Commission, for the period ending December 31, 2009, is included herein as Appendix A.

G. Present and Proposed Rates – (Rule 3.2(a)(2) and (3))

Appendix B to this Application contains a table which sets forth existing rates for PacifiCorp's California customers, and the rate impact of the KHSA surcharge requested in this Application. Also shown is the estimated rate impact of the depreciation adjustments requested in this Application pursuant to the KHSA, which adjustments have been reflected in the General Rate Case filed by PacifiCorp in A.09-11-015 and are shown here for illustrative purposes only.

H. List of Testimony

Accompanying this Application are Exhibit Nos. PPL/100 through PPL/301, the prefiled Direct Testimony and Exhibits sponsored by PacifiCorp witnesses Mr. Dean S. Brockbank, Ms. Andrea L. Kelly, and Mr. Cory E. Scott. Exhibits accompanying Mr. Brockbank's testimony include the Project location and the chronology of events which led to the KHSA, the KHSA and relevant information to explain the KHSA. PacifiCorp's submissions to support this Application include the following:

Exhibit PPL/100 – Direct Testimony of Dean S. Brockbank

Supporting Exhibits:

Exhibit PPL/101 – Map of the Klamath Project

Exhibit PPL/102 – Klamath Chronology

Exhibit PPL/103 – Summary of KHSA

Exhibit PPL/104 – Klamath Hydroelectric Settlement Agreement

Exhibit PPL/200 – Direct Testimony of Andrea L. Kelly

Supporting Exhibits:

Exhibit PPL/201 – Proposed Schedule 199 –Klamath Dam Removal Surcharge and supporting calculations

Exhibit PPL/300 – Direct Testimony of Cory E. Scott

Supporting Exhibits:

Exhibit PPL/301 – Klamath Document Inventory

I. Summary of Earnings of PacifiCorp Stated for California Operations and for the Total Company – (Rule 3.2(a)(5) and (6))

The statement of earnings included in this Application as Appendix C are stated on both a total Company basis, which includes all of PacifiCorp's utility operations, and on a California specific basis.

K. Statement of Basis for Requested Increase – (Rule 3.2 (a)(10))

The rate increase requested by PacifiCorp through this Application reflects and passes through to customers in California a percentage of the anticipated costs for removal of the Project as required by Section 4 of the KHSA. In addition, an accelerated depreciation schedule for the Company's remaining investment in the Project is also being sought in this Application pursuant to the same provision of the KHSA.

L. Public Notice – (Rule 3.2(b), (c) and (d))

The cities and towns that would be affected by the rate changes resulting from this Application include Yreka, Crescent City, Alturas, Mount Shasta, Weed, Dunsmuir, Fort Jones, Dorris and Tulelake. The counties affected by this Application are Siskiyou, Del Norte, Modoc and Shasta. As provided in Rule 3.2(b), (c) and (d), notice of filing of this Application will be: (1) mailed to the appropriate officials of the state of California, specifically the Attorney General and Department of General Services, and the counties and cities listed above; (2) published in a newspaper of general circulation in each county in PacifiCorp's service territory within which the rate changes would be effective; (3) included with regular bills mailed to all customers affected by the proposed changes; and (4) mailed to any other persons whom PacifiCorp deems appropriate, including all parties to the current General Rate case proceeding of PacifiCorp before this Commission.

IV. CONCLUSION

WHEREFORE, PacifiCorp respectfully requests that the Commission issue an order, effective January 1, 2011, approving the rate increase proposed herein, approving the revised depreciation schedule, and authorizing it to be implemented in PacifiCorp's pending General Rate Case, and granting PacifiCorp the conditional authority it seeks to transfer the Project assets

under Section 851, subject to the filing of the appropriate compliance Advice Letters as set forth above.

Respectfully submitted this March 18, 2010 at San Francisco, California.

By



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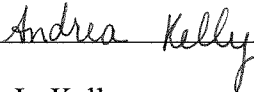
OFFICER VERIFICATION

(Rule 1.11)

I am an officer of the reporting corporation herein, and am authorized to make this verification on its behalf. The statements in the foregoing document are true of my own knowledge, except as to matters which are therein stated on information or belief, and as to those matters I believe them to be true.

I declare under penalty of perjury under the laws of the state of California that the foregoing is true and correct.

Executed on March 18, 2010 at Portland, Oregon.

_____

Andrea L. Kelly
Vice President, Regulation

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Date: March 18, 2010

Attorneys for PacifiCorp

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On March 18, 2010, PacifiCorp filed an application with the California Public Utilities Commission (“CPUC”) requesting authorization to establish a rate surcharge beginning January 1, 2011, to fund California’s share of the costs related to removal of four dams on the Klamath River pursuant to the terms of the Klamath Hydroelectric Settlement Agreement (“KHSA”). The funds collected through the surcharge would be placed into trust accounts to be established by the CPUC. If the conditions of the KHSA are met, the dams would be removed no earlier than 2020. The application demonstrates that the cost to customers associated with the KHSA compares favorably to continuing to seek relicensing of the dams. In addition, the KHSA protects customers from any liability associated with dam removal and ensures that customers continue to benefit from the low-cost power of the dams until they are removed.

The Application filing consists of: (1) the Application; (2) Appendices A, B and C to the Application; (3) supporting testimony and exhibits of Dean S. Brockbank; (4) supporting

testimony and exhibit of Andrea L. Kelly; and (5) supporting testimony and exhibit of Cory E. Scott.

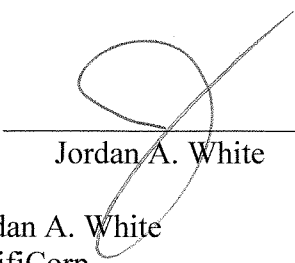
The above-described items exceed 50 pages in length and would cause the entire email message, including all attachments, to exceed 3.5 megabytes in size. Therefore, pursuant to Rule 1.9 of the Commission's Rules of Practice and Procedure, PacifiCorp is filing this Notice of Availability of Application of PacifiCorp (U-901-E) for an Order Authorizing a Rate Surcharge and Granting Conditional Authorization to Transfer Assets Pursuant to the Klamath Hydroelectric Settlement Agreement to the service list for this proceeding in lieu of serving actual or electronic copies of these materials. The Application and supporting materials are available as of March 18, 2010 at the following URL:

http://www.pacificpower.net/content/dam/pacific_power/doc/About_Us/Rates_Regulation/California/PDF_Name.pdf

Upon request, PacifiCorp will also provide hard copies of the Application and other materials described above. To expedite service of the requested materials, PacifiCorp asks that requests be submitted in writing by email to:

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Respectfully submitted this March 18, 2010 at San Francisco, California.

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Attorneys for PacifiCorp

Certificate of Service

I, Ariel Son, certify that I have on this 18th day of March 2010 caused a copy of the foregoing **Notice of Availability of Application of PacifiCorp (U 901-E) for an Order Authorizing a Rate Increase and Granting Conditional Authorization to Transfer Assets Pursuant to the Klamath Hydroelectric Settlement Agreement** to be served on all known parties to A.09-11-015 listed on the most recently updated service list available on the California Public Utilities Commission website, via email to those listed with email and via U.S. mail to those without email service.

Service List A.09-11-015

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PacifiCorp is on this same day also serving via E-mail or US Mail a true and correct copy of the **Notice of Availability of Application of PacifiCorp (U 901-E) for an Order Authorizing a Rate Increase and Granting Conditional Authorization to Transfer Assets Pursuant to the Klamath Hydroelectric Settlement Agreement** on the following parties:

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PacifiCorp is on this same day also serving via Overnight Delivery a true and correct copy of the **Application of PacifiCorp (U 901-E) for an Order Authorizing a Rate Increase and Granting Conditional Authorization to Transfer Assets Pursuant to the Klamath Hydroelectric Settlement Agreement** on the following parties:

Michael Peevey
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[HARD COPY ONLY]

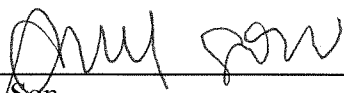
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I declare under penalty of perjury that the foregoing is true and correct.
Executed this 18th day of March 2010 at Portland, Oregon.



Ariel Sen
Coordinator, Regulatory Operations