

UNITED STATES OF AMERICA  
U.S. DEPARTMENT OF ENERGY  
BEFORE THE  
BONNEVILLE POWER ADMINISTRATION

2010 WHOLESALE POWER	)	BPA Docket	BPA-10
AND TRANSMISSION RATE	)		WP-10
ADJUSTMENT PROCEEDING	)		TR-10

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**ORDER ESTABLISHING DEADLINE TO OPPOSE LATE-FILED  
PETITION TO INTERVENE**

By Federal Register Notice dated February 10, 2009 (Vol. 74, No. 26), Petitions to Intervene in this proceeding were required to be filed by 4:30 p.m., Pacific Time, on February 17, 2009. All timely Petitions to Intervene were granted by the Hearing Officer in WP-10-HOO-07 and TR-10-HOO-07.

On April 10, 2009, Los Angeles Department of Water and Power (LADWP) submitted a late-filed Petition to Intervene. A copy of LADWP's Petition to Intervene is attached to this Order.

Pursuant to Section 1010.4(d) of the Rules of Procedure Governing Rate Hearings, any objections to LADWP's Petition to Intervene should be filed on the secure website no later than 4:30 p.m., Pacific Time, on Wednesday April 15, 2009.

SO ORDERED, April 13, 2009

/s/ Samuel J. Petrillo  
Samuel J. Petrillo  
BPA-10 Hearing Officer



ATTACHMENT A

**UNITED STATES OF AMERICA  
U.S. DEPARTMENT OF ENERGY  
BEFORE THE  
BONNEVILLE POWER ADMINISTRATION**

	)	
<b>2010 WHOLESALE POWER AND</b>	)	<b>Docket No. BPA-10</b>
<b>TRANSMISSION RATE</b>	)	<b>TR-10</b>
<b>ADJUSTMENT PROCEEDING</b>	)	<b>WP-10</b>

**To: The Honorable Samuel J. Perillo  
Hearing Officer**

**PETITION TO INTERVENE OUT OF TIME OF THE  
CITY OF LOS ANGELES DEPARTMENT OF WATER AND POWER**

Pursuant to Federal Register Notice dated February 10, 2009 (74 Fed. Reg. 6609) and Rule 1010.4 of the Bonneville Power Administration's ("BPA") Rules of Procedure Governing Rate Hearings ("Rules of Procedure"), the City of Los Angeles acting by and through the Department of Water and Power ("LADWP") hereby files its petition to intervene out of time in this proceeding.

**I. GROUNDS FOR INTERVENTION**

**A. LADWP's Interest In This Proceeding**

The City of Los Angeles is a municipal corporation and charter city organized under the provisions of the California Constitution. LADWP is a proprietary department of the City of Los Angeles that supplies water and power to Los Angeles' inhabitants pursuant to the Los Angeles City Charter. LADWP is a vertically integrated utility that owns generation, transmission and distribution facilities. LADWP provides safe and reliable retail electrical energy to its approximately 1.4 million customers, and also engages in the purchase, sale and exchange of surplus electric energy in wholesale electric energy markets.



LADWP is a transmission customer of BPA. LADWP's particular interest in this proceeding revolves around its ability to serve its customers with a diverse mix of power generation options, which include renewable generation such as wind power. LADWP purchases wind energy from wind energy projects that deliver energy using the BPA transmission system, and incurs certain transmission costs relating to such transmission. LADWP is planning to enter more long-term wind and other renewable energy transactions that potentially will include project ownership rights by the end of 2009 and beginning of 2010. These projects also will require the use of the BPA transmission system for delivery. Consequently, LADWP has a significant interest in this proceeding, in particular in the cost of transmission of wind and other renewable energy resources on BPA's Transmission System.

**B. LADWP's Intervention Would Not Delay This Proceeding**

LADWP files its petition out of time as a result of its increased activity in seeking opportunities to purchase wind and other renewable energy resources that require interconnection with and transmission on BPA's Transmission System. LADWP has become aware of the impact on LADWP of issues raised in these proceedings, and has determined that it is necessary to secure its formal involvement in the proceedings as a party.

LADWP accepts the current procedural schedule and the record as currently developed. Accordingly, its intervention would not delay or defer the procedural schedule, and LADWP does not believe that its participation will prejudice or burden any existing party. Moreover, while other parties have interests similar to LADWP's interests, LADWP's interest is unique because of its purchases from, and potential



investment in, a number of wind and other renewable energy projects that have a variety of locations and project characteristics. LADWP's interests therefore cannot be adequately represented by any other party. Finally, counsel for BPA has confirmed that BPA does not object to LADWP's intervention. For these reasons, LADWP respectfully requests that its petition be granted for the reasons stated above.

**II. NAME AND ADDRESS OF INTERVENOR**

Los Angeles Department of Water and Power  
c/o Fay Chu, Assistant City Attorney  
Los Angeles City Attorney's Office  
Los Angeles Dept. of Water & Power  
111 North Hope Street, Room 340  
Los Angeles, CA 90012

**III. PERSONS ON WHOM SERVICE IS TO BE MADE**

LADWP requests that service in this proceeding be made on the following individuals:

Fay Chu, Assistant City Attorney  
Shanise Black, Deputy City Attorney  
Los Angeles City Attorney's Office  
Los Angeles Dept. of Water & Power  
111 North Hope Street, Room 340  
Los Angeles, CA 90012  
Telephone: (213) 367-4580  
Facsimile: (213) 367-4588  
[Fay.Chu@ladwp.com](mailto:Fay.Chu@ladwp.com)  
[Shanise.Black@ladwp.com](mailto:Shanise.Black@ladwp.com)



**IV. Online Access To Secure Website**

LADWP requests that the following individuals be granted access to upload documents from BPA's secure website:

Fay Chu, Assistant City Attorney  
(Contact information listed above)

Shanise Black, Deputy City Attorney  
(Contact information listed above)

Oscar Alvarez  
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111 North Hope Street  
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Los Angeles, CA 90012  
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Facsimile: (818) 771-6606  
[John.Hormozi@ladwp.com](mailto:John.Hormozi@ladwp.com)



**III. CONCLUSION**

LADWP understands and appreciates that Rule 1010.4 states that later interventions are disfavored, but believes that its interest in the proceeding and its willingness to accept the schedule and record as currently developed, warrant granting LADWP's intervention. Accordingly, LADWP respectfully requests that it be granted intervention as a full party to these proceedings.

Respectfully submitted,

By: Fay Chu

Fay Chu, Assistant City Attorney

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Los Angeles Dept. of Water & Power  
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E-Mail: Fay.Chu@ladwp.com

Counsel for the City of Los Angeles  
Department of Water and Power

April 10, 2009



ATTACHMENT A

**CERTIFICATE OF SERVICE**

Pursuant to Rule 1010.15 of the Bonneville Power Administration's Rules of Procedure Governing Rate Hearings, I hereby certify that I have this day caused to be served a copy of the foregoing document upon all persons designated on the service list established by the Hearing Officer in these proceedings pursuant to Rule 1010.6.

Dated at Los Angeles, CA, this 10<sup>th</sup> day of April 2009.

By: Fay Chu