

HARDY MYERS
Attorney General



PETER D. SHEPHERD
Deputy Attorney General

DEPARTMENT OF JUSTICE
GENERAL COUNSEL DIVISION

October 31, 2002

Gene Tollefson
Freedom of Information Act Officer
CILR - 4
Bonneville Power Authority
P.O. Box 3621
Portland, Oregon 97208-3621

RECEIVED BY BPA FOIA OFFICE THIS DATE: 11-1-02
DUE DATE: 12-3-02
LOG # 03-010

Re: Second Request for documents under Freedom of Information Act
DOJ File No. 150302-GT0373-02

Dear Mr. Tollefson:

My first request on October 22 included all documents between BPA and PacifiCorp and PGE that pertain to the PNW AC Intertie during the years 1994 through 2001. I did not specifically mention the Capacity Ownership agreement between BPA and PacifiCorp, which should be similar to those between BPA and five other utilities made in or around 1994, and all amendments to that agreement. As a result, I am making a second request for copies of documents under the Freedom of Information Act.

I am requesting a copy of the Capacity Ownership agreement between BPA and PacifiCorp that was made in or around 1994 and all amendments to that agreement.

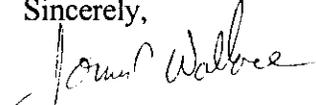
As I indicated to Mr. McFarland, I have copies of the other Capacity Ownership agreements. Depending upon how the Washington utilities respond to requests for the amendments to their agreements, I may have to ask for these amendments in the future.

Since this request is made on behalf of the State of Oregon, Department of Revenue, it is my understanding that there is no charge for this request. If I am incorrect, however, the department will reimburse BPA for the costs of copying the requested documents.

Gene Tollefson
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If someone will call me at 503-378-6060 when copying is finished, I may be able to pickup the copies from your Portland office. Otherwise, they may be mailed to me at the address on the first page of this letter. If there are any questions regarding this request or if I have failed to include all of the necessary information, please call me.

Sincerely,



James C. Wallace
Assistant Attorney General
Tax & Finance Section

JCW:jcw/GEND6156.DOC
C: Marilyn J. Harbur, Department of Justice
Merri Seaton, Department of Revenue



Department of Energy

Bonneville Power Administration
P.O. Box 3621
Portland, Oregon 97208-3621

SHARED SERVICES

November 1, 2002

In reply refer to: CILR-4

Mr. James C. Wallace
Assistant Attorney General
Oregon Department of Revenue
1162 Court Street, NE
Salem, OR 97301-4096

Dear Mr. Wallace:

Thank you for the letter of October 31 requesting documents under provisions of the Freedom of Information Act. Your request has been logged as #03-010.

Specifically, you asked for a copy of the Capacity Ownership agreement between BPA and PacifiCorp that was made in or around 1994 and all amendments to that agreement.

You further state a willingness to reimburse costs of the request.

Mr. Michael S. McFarland, Contracts Manager, has been designated as Authorizing Official for your request. Mr. McFarland has 20 working days, until December 3 to provide a response. Should you have any questions he may be reached at Mail Stop TMC-Ditt-2 or by calling 360-418-8688.

Sincerely,

A handwritten signature in black ink, appearing to read "Gene Tollefson".

Gene Tollefson
Freedom of Information Act Officer

bcc:

G. Tollefson - CILR-4

J. Bennett - LC-7

C. Jacobson - LC-7

M. McFarland - TMC-Ditt-2

Official File - CILR (EX 13-13, 03-010)

GTollefson:aal:4444:11/1/02 (CILR-H:\data\FOIA\Wallace 1.doc)