

UNITED STATES OF AMERICA
DEPARTMENT OF ENERGY
BEFORE THE
BONNEVILLE POWER ADMINISTRATION

IN THE MATTERS OF:)
)
BPA FY2014 RATE CASE, AND) **BPA FILE NO. BP-14**
)
OVERSUPPLY RATE PROPOSED AS) **INTERVENTION PETITION OF**
PART OF FERC COMPLIANCE FILING) **CAITHNESS SHEPHERDS FLAT,**
) **LLC**
_____)

Pursuant to the notice appearing in the Federal Register on November 8, 2012, Caithness Shepherds Flat, LLC (“Caithness”) respectively petitions for intervention as a party in these proceedings. Caithness’ interest in OS-14 relates to the structure of the new ancillary service rate, the “Oversupply Rate,” being proposed by Bonneville Power Administration (“BPA”) as part of an unapproved compliance filing to the Federal Energy Regulatory Commission (“FERC”) in Docket No. EL11-44. Caithness’ interest in BP-14 relates principally, but not exclusively, to the unlawful, adverse effect on wind generators that would result from this new rate, which purports to shift BPA’s cost of fish and wildlife measures and its costs of unsold power from BPA’s power customers to some or all of its transmission customers. In support of this request, Caithness states as follows:

I. PETITION TO INTERVENE

Caithness owns and operates the Shepherds Flat wind energy resource, located within the BPA balancing area in eastern Oregon. Power from Shepherds Flat flows to market utilizing 724-MW of long-term, firm, point-to-point transmission service acquired from BPA. As a BPA customer, Caithness has a material interest in this proceeding.

Among other concerns, Caithness has an interest in ensuring that BPA's costs of service are allocated among customer classes in accordance with all statutes applicable to BPA. Caithness' interest cannot adequately be represented by any other party.

II. COMMUNICATIONS

Copies of all pleadings, notices and other documentation should be served on the following authorized representatives of Caithness:

Jeffery J. Delgado, Director
Caithness Shepherds Flat, LLC
565 5th Avenue, 29th Floor
New York, NY 10017
Phone: 971-472-4572
Fax: 212-921-9239
E-Mail: jdelgado@caithnessenergy.com

John Cameron
Davis Wright Tremaine LLP
1300 SW Fifth Avenue, Suite 2400
Portland, OR 97201
Phone: 503-241-2300
Fax: 503-778-5376
E-Mail: johncameron@dwt.com

Margaret Claybour
Davis Wright Tremaine LLP
1919 Pennsylvania Avenue NW
Washington DC 20006
Phone: 202-973-4238
Fax: 202-973-4489
E-Mail: margaretclaybour@dwt.com

III. RESERVATION OF CAITHNESS' LEGAL RIGHTS

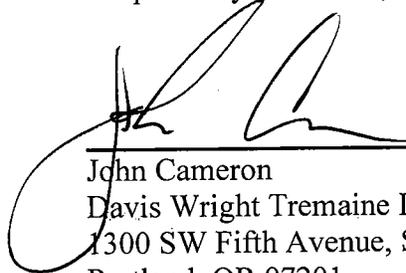
Participation by Caithness in these proceedings should not be construed as a change in the position it has advocated in Docket No. EL11-44 or as a waiver of any legal rights with regard to that FERC proceeding or FERC Docket No. NJ12-7.

IV. CONCLUSION

For the reasons stated herein, Caithness respectfully requests that it be allowed to intervene in BPA File No. BP-14 as a party.

DATED this 13th day of November, 2012.

Respectfully submitted,



John Cameron
Davis Wright Tremaine LLP
1300 SW Fifth Avenue, Suite 2400
Portland, OR 97201

Of Attorneys for Caithness
Shepherds Flat, LLC

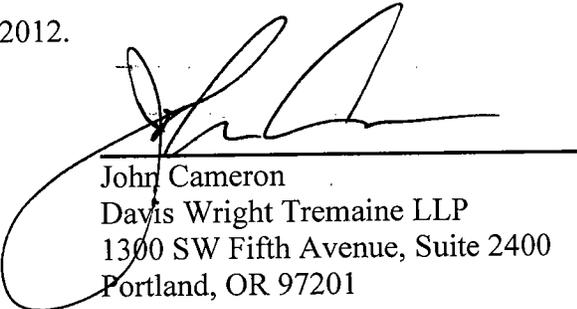
CERTIFICATE OF SERVICE

I hereby certify that I have on this day served a copy of the foregoing **PETITION FOR INTERVENTION OF CAITHNESS SHEPHERDS FLAT, LLC**, upon the individuals listed below via electronic mail:

Hearing Clerk – L-7
Bonneville Power Administration
905 NE 11th Avenue
Portland, OR 97232
Email: rateclerk@bpa.gov

Barry Bennett, LC-7
Office of General Counsel
Bonneville Power Administration
905 N.E. 11th Ave.
Portland, OR 97232
Email: bbennett@bpa.gov

DATED this 13th day of November, 2012.



John Cameron
Davis Wright Tremaine LLP
1300 SW Fifth Avenue, Suite 2400
Portland, OR 97201

Of Attorneys for Caithness
Shepherds Flat, LLC