

UNITED STATES DEPARTMENT OF ENERGY  
BEFORE THE  
BONNEVILLE POWER ADMINISTRATION

*In the Matter of:* )  
 ) BPA Docket No. OS-14  
The Bonneville Power Administration )  
 ) PETITION TO INTERVENE OF  
2014 Oversupply Rate Proceeding ) IBERDROLA RENEWABLES, LLC  
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Pursuant to the notice posted in the Federal Register on November 8, 2012, regarding the Bonneville Power Administration’s (“BPA”) Oversupply Rate Proceeding, Public Hearing and Opportunities for Public Review and Comment, 77 Fed. Reg. 66963 (2012), and section 1010.4 of the Rules of Procedure Governing Bonneville Power Administration Rate Hearings, 51 Fed. Reg. 7611 (1986), Iberdrola Renewables, LLC, (“Iberdrola Renewables”) hereby files this Petition to Intervene as a party in this proceeding.

**I. PETITION TO INTERVENE**

Iberdrola Renewables is a non-transmission owning public utility engaged, directly and through its subsidiaries and affiliates, in the development of wind and thermal energy facilities, natural gas and electric marketing, gas storage and hub services, and in providing other energy services. Iberdrola Renewables, with its affiliates and subsidiaries, is the second largest developer and operator of wind energy projects in the United States, with more than 5,000 MW of operating wind energy generating capacity. Several of these projects are located in the Pacific Northwest and within the BPA balancing authority area. In addition, Iberdrola Renewables has plans to develop additional wind energy facilities in the Pacific Northwest.

On December 7, 2011, the Federal Energy Regulatory Commission (“FERC”) issued an Order Granting Petition in Docket No. EL11-44, and directed BPA to file a revised Open Access Transmission Tariff (“OATT”) pursuant to Federal Power Act Section 211A that provides comparable transmission service that is not unduly discriminatory or preferential. BPA did not file an OATT as directed and instead, on March 6, 2012, BPA made a filing in Docket No. EL11-44 discussing the Oversupply Management Protocol. As part of that filing, BPA stated its intention to establish an oversupply cost allocation methodology and rate in a formal rate case under section 7(i) of the Pacific Northwest Electric Power Planning and Conservation Act.

Iberdrola Renewables is a Bonneville transmission customer and has been curtailed under the Oversupply Management Protocol. As a result, Iberdrola Renewables has an interest in the outcome of this proceeding that cannot be adequately represented by any other party. Accordingly, Iberdrola Renewables respectfully requests that it be allowed to intervene as a party in the above-captioned proceedings.

Iberdrola Renewables and many other parties have opposed the Oversupply Management Protocol as unlawful in Docket No. EL11-44. If the Oversupply Management Protocol is found to be unlawful, BPA’s OS-14 would correspondingly become both unlawful and unnecessary. Participation by Iberdrola Renewables in this rate proceeding 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. Iberdrola Renewables also reserves all of its rights in the FERC NJ12-7 and NJ12-13 proceedings, in which BPA has caused the Oversupply Management Protocol to be pending simultaneous with the EL11-44 proceeding.

## II. COMMUNICATIONS

All materials and communications relating to these proceedings should be served on the following:

Toan-Hao B. Nguyen  
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With a courtesy copy requested to be sent to:

Lara L. Skidmore  
Troutman Sanders LLP  
805 SW Broadway  
Suite 1560  
Portland, OR 97205-3326  
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### III. CONCLUSION

WHEREFORE, for the foregoing reasons, Iberdrola Renewables respectfully requests that it be allowed to intervene in the above-captioned proceeding as a party.

DATED this 15<sup>th</sup> day of November 2012.

By: /s/ Lara L. Skidmore  
Lara L. Skidmore  
Troutman Sanders LLP  
805 SW Broadway, Suite 1560  
Portland, OR 97205-3326

Attorney for Iberdrola Renewables

## CERTIFICATE OF SERVICE

I hereby certify that on November 15, 2012, I served, via electronic mail, this  
Petition to Intervene of Iberdrola Renewables, LLC upon the following individuals:

Hearing Clerk – L-7  
Bonneville Power Administration  
905 NE 11<sup>th</sup> Avenue  
Portland, OR 97232  
rateclerk@bpa.gov

### **Bonneville Power Administration**

Mr. Alan Chan, LT-7  
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DATED: November 15, 2012

By: /s/ Lara L. Skidmore  
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