

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

<i>In the Matter of:</i>	)	
	)	BPA Docket No. TC-25
The Bonneville Power Administration	)	
	)	PETITION TO INTERVENE OF
	)	THE M-S-R PUBLIC POWER AGENCY
Proposed Open Access Transmission Tariff	)	

**PETITION TO INTERVENE OF  
M-S-R- PUBLIC POWER AGENCY**

Pursuant to Section 1010.6 and Section 1010.11 of the Bonneville Power Administration (“BPA”) Rules of Procedure, and the notice posted in the Federal Register on November 7, 2023, regarding BPA’s Proposed Open Access Transmission Tariff Proceeding, Public Hearing and Opportunities for Public Review and Comment, 88 Fed. Reg. 76,744 (Nov. 7, 2023), the M-S-R Public Power Agency (“M-S-R”) hereby files this Petition to Intervene as a party in this proceeding.

**I. PETITION TO INTERVENE**

M-S-R is a joint powers agency formed by the Modesto Irrigation District, and the Cities of Santa Clara and Redding, California, each of which is a consumer owned utility. Beginning with a 2005 contract, M-S-R obtained contractual rights to the output from some of the first large scale wind resources developed in Washington State. M-S-R’s contracts include provisions under which M-S-R incurs charges to cover certain BPA transmission related rates and charges. M-S-R and its members currently have rights to 350 MW of wind generation in Washington and Oregon, which its members use to serve their customers and meet California’s

Renewable Portfolio Standards (“RPS”). Those customers ultimately bear the cost of the BPA transmission rates and terms of service.

In the TC-25 proceeding, BPA proposes to modify the non-rate terms and conditions for transmission and interconnection services in the Tariff. The TC-25 proposals may affect the terms and conditions of service for delivery of power under M-S-R’s contracts. Accordingly, M-S-R has a substantial interest in this proceeding because it will be directly and substantially affected by any determination regarding the proposed Open Access Transmission Tariff. No other party can adequately represent the interests of M-S-R in this proceeding. M-S-R, therefore, has good cause to intervene in the TC-25 proceeding, and such intervention is in the public interest.

## II. COMMUNICATIONS

M-S-R requests that the following names be added to the official service list for this proceeding and that pleadings, communications, correspondence, and documents concerning the TC-25 proceeding be directed to:

Peter J. Scanlon  
Duncan, Weinberg, Genzer  
& Pembroke, P.C.  
1667 K Street NW, Suite 700  
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[eaf@dwgp.com](mailto:eaf@dwgp.com)

### III. CONCLUSION

M-S-R respectfully requests that this Petition to Intervene in the TC-25 proceeding be granted and that it be made a party to this proceeding and that its designated representatives be added to the service list.

DATED: November 9, 2023

Respectfully submitted,

/s/ Peter J. Scanlon

Peter J. Scanlon  
Eden A. Fauré  
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& Pembroke, P.C.  
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(202) 467-6370

**CERTIFICATE OF SERVICE**

I hereby certify that on November 9, 2023, I served via electronic mail, M-S-R’s

Petition to Intervene in the TC-25 proceeding upon:

Hearing Clerk Bonneville Power Administration 905 NE 11 <sup>th</sup> Ave. Portland, OR 97232	E-mail: TC25clerk@gmail.com
Rate Hearing Coordinator Bonneville Power Administration 905 NE 11 <sup>th</sup> Ave. Portland, OR 97232	E-mail: cwgriffen@bpa.gov
Nicholas Quinata DKP-7, BPA Communications Bonneville Power Administration P.O. Box 3621, Portland, OR 97208	E-mail: nyquinata@bpa.gov

DATED: November 9, 2023

Respectfully submitted,

/s/ Peter J. Scanlon

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