

February 9, 2023

VIA ELECTRONIC FILING

Public Utility Commission of Oregon
Filing Center
P.O. Box 1088
201 High Street S.E., Suite 100
Salem, OR 97308-1088

Re: Docket No. PCN 5 – In the Matter of Idaho Power Company’s Petition for Certificate of Public Convenience and Necessity.

Dear ALJ Mellgren,

Yesterday, Greg Larkin uploaded to Huddle selected medical records relevant to the claims he has made in his testimony. Idaho Power has reviewed these records with its medical expert and is comfortable that the selected records provide detailed information about his tinnitus, insomnia and conditions related to stress, **as those conditions existed as of the date of the relevant medical records**. Moreover, these records answer, at least in part, many of the questions contained in Idaho Power’s Second Set of Data Requests to Mr. Larkin. However, what we cannot discern from these medical records is whether any of Mr. Larkin’s conditions, medications, or health habits may have changed since the date of the relevant medical records. For this reason, Idaho Power has prepared a significantly shorter version of its Second Set of Data Requests in an attempt to understand Mr. Larkin’s current situation. Idaho Power plans to issue the Revised Second Set of Data Requests by tomorrow at noon and would request that Mr. Larkin respond to the questions in those requests as soon as possible, but no later than Monday, February 13, 2023.

Earlier today, I sent an email to Mr. Larkin proposing a solution in the event he objects to responding to the questions in the Revised Second Set of Data Requests. Specifically, in the event that Mr. Larkin believes that there has been no change to his medical conditions, medications, or health habits since the date of the last set of records with respect to any specific condition, then in lieu of additional health information, Idaho Power would accept a commitment from Mr. Larkin that the latest set of records on any particular condition, medication, and/or health habit accurately reflects his current condition and treatment without significant changes.

Mr. Larkin has not yet responded to my email proposing Idaho Power’s “compromise,” and for that reason Idaho Power will be serving the revised data requests by tomorrow morning. On the other hand, we will withdraw both our original and our Revised Second Set of Data Requests, if Mr. Larkin commits that there have been no significant changes, as more specifically detailed in the paragraph above.

Respectfully submitted,

A handwritten signature in blue ink that reads "Lisa Rackner". The signature is fluid and cursive, with the first name "Lisa" and last name "Rackner" clearly distinguishable.

Lisa Rackner
McDowell Rackner Gibson PC
419 SW 11th Avenue, Suite 400
Portland, OR 97205
lisa@mrq-law.com

Attorney for Idaho Power Company

DOCKET PCN 5 - CERTIFICATE OF SERVICE

I hereby certify that on February 9, 2023 Idaho Power Company's Letter to ALJ Mellgren re Greg Larkin Discovery was served by USPS First Class Mail and Copy Center to said person(s) at his or her last-known address(es) as indicated below:

By: USPS First Class Mail and Copy Center:

John C. Williams
PO Box 1384
La Grande, OR 97850

Copies Plus
1904 Adams Ave,
La Grande, OR 97850
(541) 663-0725
copiespluslg@yahoo.com

DATED: February 9, 2023

/s/ Alisha Till

Alisha Till
Paralegal