



JOCELYN PEASE  
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December 20, 2022

**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, Petition for Certificate of Public Convenience and Necessity.**

Attention Filing Center:

In accordance with Administrative Law Judge John Mellgren's December 19, 2022 Memorandum issued in the above-referenced docket, requesting that Idaho Power Company file copies of certain documents related to all appeals of the Energy Facility Siting Council's site certificate for the Boardman to Hemingway Transmission Line, attached are the Oral Argument Scheduling Notifications issued by the Supreme Court of Oregon in dockets S069919 and S069920.

If you have any questions about these filings, please do not hesitate to contact me.

Respectfully submitted,

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419 SW 11<sup>th</sup> Avenue, Suite 400  
Portland, OR 97205  
[jocelyn@mrg-law.com](mailto:jocelyn@mrg-law.com)

Attorney for Idaho Power Company

Attachments

IN THE SUPREME COURT OF THE STATE OF OREGON

In the Matter of the Application for Site Certificate for the Boardman to Hemingway  
Transmission Line

STOP B2H COALITION,  
Petitioner,

v.

OREGON DEPARTMENT OF ENERGY, OREGON ENERGY FACILITY SITING  
COUNCIL, and IDAHO POWER COMPANY,  
Respondents.

EXPEDITED JUDICIAL REVIEW UNDER ORS 469.403

Energy Facility Siting Council  
2019ABC02833

S069919

**NOTIFICATION OF ORAL ARGUMENT**

**Oral argument is set for a date certain on January 18, 2023, at 1:30 p.m. in the Supreme Court Courtroom, 1163 State St. Salem, OR, 97301.** Your case is scheduled to be heard second in the afternoon. **The argument in your case will begin immediately after the argument in the first case ends.** If you are not present when your case is called for argument, you may lose the opportunity to argue your case orally. **This case is consolidated, for purpose of oral argument only, with McAllister v. Oregon Department of Energy, S069920. Oral argument is scheduled for one hour with each case having 30 minutes to present argument.** Please arrive and check in with the bailiff ten minutes prior to the start of argument.

This case will be reset only upon a showing of extraordinary circumstances. If counsel for a party cannot present argument on the scheduled date and is not able to find substitute counsel to present argument, the case will be submitted without argument as to that party.

You must inform the court as to which attorney will present oral argument no later than 10 days prior to argument. You may confirm your intention to present oral argument by telephone, letter filed in the case via the court's eFiling system, or emailed to SupremeCourtCalendar@ojd.state.or.us.

The court also reminds you that, during the time of argument, the yellow light on the podium means that you have two minutes remaining. The red light means that your time

**NOTIFICATION OF ORAL ARGUMENT**

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REPLIES SHOULD BE DIRECTED TO: State Court Administrator, Records Section,  
Supreme Court Building, 1163 State Street, Salem, OR 97301-2563

is up. Please speak into the microphone. Supreme Court oral arguments conducted in the Supreme Court Courtroom are webcast pursuant to the terms of Chief Justice Order 11-008 posted on the Oregon Judicial Department Supreme Court website.

The court would like to ensure that any reference during oral argument to counsel, individual parties, or other individuals uses those individuals' pronouns. If you are representing a party who is an individual, or if you anticipate referring to other individuals during argument (such as the name of a trial or hearing witness below), the court invites you to share with the court and opposing counsel the pronouns for those individuals. You may notify the court by sending an email to Linda Kinney at [linda.l.kinney@ojd.state.or.us](mailto:linda.l.kinney@ojd.state.or.us). During counsel check-in at oral argument, the bailiff will ask you for your honorific and pronoun.

In May 2022, the Supreme Court resumed in-person argument, for the court and all counsel. As part of the transition back to in-person arguments, the court has adopted a temporary rule, ORAP 6.30(3), which provides that counsel may file a motion requesting that argument be conducted by remote means instead, with accompanying timelines for the motion and any response. The ORAP can be viewed at this link: [https://www.courts.oregon.gov/rules/ORAP/ORAP2022\\_FullPermanentAndTempAmendments\\_Eff20220601.pdf](https://www.courts.oregon.gov/rules/ORAP/ORAP2022_FullPermanentAndTempAmendments_Eff20220601.pdf). If such a motion is filed and the court grants it, then the entire argument will be conducted remotely, with all counsel and all justices participating remotely (unless the court orders some alternative arrangement).

Questions regarding notice should be directed to the Calendar Clerk at 503-986-5555, or [SupremeCourtCalendar@ojd.state.or.us](mailto:SupremeCourtCalendar@ojd.state.or.us).

Date: 12/09/2022

c: Karl G Anuta  
Lisa F Rackner  
Jocelyn Claire Pease  
Denise G Fjordbeck  
Patricia G Rincon  
Jordan R Silk

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IN THE SUPREME COURT OF THE STATE OF OREGON

In the Matter of the Application for Site Certificate for the Boardman to Hemingway  
Transmission Line

MICHAEL MCALLISTER,  
Petitioner,

v.

OREGON DEPARTMENT OF ENERGY, OREGON ENERGY FACILITY SITING  
COUNCIL, and IDAHO POWER COMPANY,  
Respondents.

EXPEDITED JUDICIAL REVIEW UNDER ORS 469.403

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2019ABC02833

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Date: 12/09/2022

c: Jesse A Buss  
Lisa F Rackner  
Jocelyn Claire Pease  
Denise G Fjordbeck  
Patricia G Rincon  
Jordan R Silk

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