



Portland General Electric Company
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J. Jeffrey Dudley
Associate General Counsel

June 3, 2004

VIA FACSIMILE
VIA REGULAR MAIL

Trudy Jaynes
Administrative Hearings Division
OREGON PUBLIC UTILITY COMMISSION
550 Capital Street, N.E., Suite 215
PO Box 2148
Salem, Oregon 97308-2148

Re: In the Matter of OREGON ELECTRIC UTILITY COMPANY, LLC, et al.,
Application for Authorization to Acquire Portland General Electric Company
OPUC Docket No. UM 1 121

Dear Ms. Jaynes:

Enclosed for filing in the above-captioned docket are an original and five (5) copies of Reply of Portland General Electric Company to Industrial Customers of Northwest Utilities' Response in Opposition to Motion for Protective Order: Oral Argument Requested in the above-captioned docket.

An extra copy of this cover letter is enclosed. Please date stamp the extra copy and return it to me in the envelope provided.

Thank you in advance for your assistance.

Sincerely,

JJD:am

cc: UM 1 121 Service List

Enclosure



BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON
UM 1121

In the Matter of the Application of)	REPLY OF PORTLAND GENERAL
)	ELECTRIC COMPANY TO
OREGON ELECTRIC UTILITY)	INDUSTRIAL CUSTOMERS OF
COMPANY, LLC, et al.,)	NORTHWEST UTILITIES'
)	RESPONSE IN OPPOSITION TO
For Authorization to Acquire Portland)	MOTION FOR PROTECTIVE ORDER
General Electric Company)	
		ORAL ARGUMENT REQUESTED

On May 21, 2004, Portland General Electric Company ("PGE") filed a Motion for Protective Order precluding the deposition of Peggy Fowler, PGE's President and Chief Executive Officer. On May 27, 2004, Industrial Customers of Northwest Utilities ("ICNU") filed its Response in Opposition to PGE's Motion for Protective Order ("Response"). The Response contains factual inaccuracies and other claims that require a brief response from PGE.

A major premise for ICNU's request to depose Ms. Fowler is incorrect.

ICNU claims that Ms. Fowler has been "named as a member" of the Oregon Electric Utility Company ("Oregon Electric") Board of Directors. Response at 1. This claim is untrue. ICNU references page 20 of the Application of Oregon Electric for Authorization to Acquire Portland General Electric Company, filed with the OPUC in this docket on March 8, 2004 ("Application"). Response at 5. Page 20 of the Application describes the PGE Board of Directors, not the Oregon Electric Board of Directors. This is made clear by the reference to Exhibit 21 of the Application on that same page. The description of Oregon Electric is contained on pages 6 through 13 of the Application. Oregon Electric, as described, does not include Ms. Fowler as a member of its Board of Directors.

Two other issues raised by ICNU deserve response. First, ICNU contends that "the Commission permitted ICNU and a number of other parties to take depositions" of persons in the Enron merger proceeding (OPUC Docket No. UM 814). Response at 10. There is no Commission ruling affirmatively requiring this event. Instead, the depositions were requested by OPUC Staff. Exhibit 1. This was appropriate under ORS 756.538(1). Enron consented to the depositions requested by the Staff because they were the applicant. PGE is not the applicant. Neither Peggy Fowler nor PGE's then-Chief Executive Officer Ken Harrison participated in those earlier depositions.

Second, ICNU's veiled referenced to "secrecy" is off base. PGE has responded fully to numerous discovery requests and offered reasonable alternatives to the deposition of its CEO to secure whatever information ICNU needs.

PGE respectfully request oral argument on this Motion, should the ALJ deem it to be helpful.

DATED this 3rd day of June, 2004.

PORTLAND GENERAL ELECTRIC COMPANY

By 

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DEPARTMENT OF JUSTICE
GENERAL COUNSEL DIVISION

November 18, 1996

All Parties k the ENRON Case

Some of you **have heard** that staff intends to **take** depositions on November 21 and 22, 1996. I am **writing** to let **all** of you know that the depositions **will** commence at 9 a.m. on the 21st **in the** main hearing room at **the PUC**.

I **plan** to begin by **deposing** a panel of the people at ENRON who put together the merger for that **company**. The panel **includes Messrs. Skilling, Rice, Baxter, Kean and Stinebaugh**. I hope to complete **that** panel **during** the **morning**.

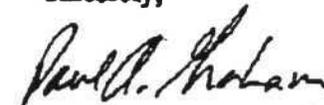
In the **afternoon**, if I **stay** on schedule, I intended to impose a panel of the PGC people who are **involved** in putting the merger together. Only **three** are **on** that **panel**: Mr. **Alexanderson**, Mr. **Hirko** and Mr. **Piro**.

Upon completion of the second **panel**, I **will depose** what I refer to as the transition panel. **There** are only two people on it: Mr. **Hirko** for PGC and Mr. Roberts for ENRON.

I **have** no problem **with** other parties asking **questions**, so long as the questions are not so extensive **that** they delay the schedule. I hope to complete an three panels on **Thursday**, but I have scheduled time **Friday** in the event I do not

I **assume** that questions from other **parties will** not be **extensive**. If you have **hours** and hours of discovery beyond the questions I **ask**, then perhaps you **should** notice **your own depositions**.

Sincerely,


I Paul A. Graham
Acting Attorney-in-Charge
Public Utility Section

tjb/PAG0878.LET

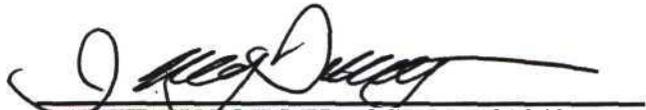
EXHIBIT 1
PAGE 1 OF 1

CERTIFICATE OF SERVICE

I certify that I have caused to be served the foregoing Reply of Portland General Electric Company to Industrial Customers of Northwest Utilities' Response in Opposition to Motion for Protective Order: Oral Argument Requested in OPUC Docket No. UM 1121 by First Class U.S. Mail, postage prepaid and properly addressed, to the persons below, and by electronic mail to those persons on the electronic service list maintained by the OPUC.

Dated this 3rd day of June, 2004.

J. JEFFREY DUDLEY



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