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October 28, 2009

Via Electronic Filing and U.S. Mail

Shani Pines
Administrative Law Judge
Public Utility Commission of Oregon
550 Capital St. NE, Suite 215
Salem, OR 97308-2148

Re: International Paper Company v. PacifiCorp, Docket No. UM 1449

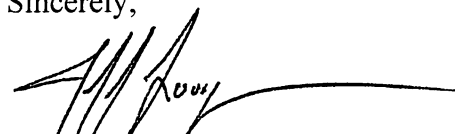
Dear Judge Pines:

PacifiCorp filed a reply in UM 1449 on October 23, 2009. In its cover letter PacifiCorp noted that International Paper had announced closure of the Albany Plant. PacifiCorp indicated it was “uncertain how this development will impact the above-captioned proceeding.”

By letter to you dated October 27, 2009, Melinda Davison, counsel for International Paper, labeled these comments misleading. Ms. Davison asserted her office told PacifiCorp on October 23 that International Paper has no plans to withdraw its complaint. PacifiCorp was not so informed. When counsel for PacifiCorp attempted to contact Ms. Davison on October 23, counsel for PacifiCorp was told that Ms. Davison was unavailable and that she currently had no information to communicate regarding the impact of the announced closure.

Ms. Davison’s October 27 letter is the first indication received by PacifiCorp or its counsel that International Paper seeks to proceed with this case notwithstanding plant closure. PacifiCorp remains uncertain how plant closure will impact this case and believes the Commission should evaluate that question. PacifiCorp intends to submit the question to the Commission by separate filing in the near future.

Sincerely,



Jeff Lovinger

cc: UM 1449 Service List