



DEPARTMENT OF JUSTICE
GENERAL COUNSEL DIVISION

January 24, 2006

Traci Kirkpatrick
Administrative Law Judge
Office of Administrative Hearings
Public Utility Commission of Oregon
PO Box 2148
Salem, OR 97308-2148

Re: UM 1129: Staff's Cross Examination Statement

Dear Judge Kirkpatrick:

Staff of the Public Utility Commission of Oregon intends to cross examine only Jeff Keto of the Oregon Department of Energy (ODOE). Staff expects its cross examination of Mr. Keto to last approximately 15 minutes and staff's questions will address the general topic of limitations on QF liability ("cap") for defaults.

Staff reserves the right to ask follow-up questions of any witness who is cross examined by another party.

Staff would also like to reserve time for staff witness Lisa Schwartz to make a very brief oral statement in support of the Stipulation on Issue 4 submitted by ODOE witness Carel DeWinkel. *See* Attachment A to ODOE/Exhibit 8. While staff supports the Stipulation, its reasons for doing so differ slightly from Mr. DeWinkel's in certain respects and staff believes it would be helpful to the Commission to hear its views on the matter. *See, e.g.* OAR 860-014-0085(4).

Staff believes one day will be adequate for completion of this hearing.

Sincerely,

Michael T. Weirich
Assistant Attorney General
Regulated Utility & Business Section

C: service list
MTW:nal/GENP0596

CERTIFICATE OF SERVICE

I certify that on January 24, 2006, I served the foregoing upon the parties hereto by electronic mail, and/or by sending a true, exact and full copy by postage prepaid, regular mail, or hand delivery/shuttle mail:

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