

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UE 374

In the Matter of
PACIFICORP d/b/a PACIFIC POWER,
Request for a General Rate Revision

EXPEDITED MOTION FOR
EXTENSION TO FILE OPENING
TESTIMONY AND EXHIBITS BY
SIERRA CLUB

Sierra Club requests that ALJ Lackey grant a short extension for Staff and intervenors to file opening testimony and exhibits from Thursday, June 4, 2020 to Wednesday, June 10, 2020.

On Thursday, May 28 – less than one week before Staff and intervenors’ opening testimony and exhibits are currently due to the Commission – PacifiCorp filed 1,863 pages of “Supplemental Direct Testimony, Exhibits and Studies Regarding Depreciation Rates for Coal-Fired Resources.” As acknowledged in PacifiCorp’s filing, the Commission granted the Company’s motion to file supplemental testimony over eight weeks ago; yet, PacifiCorp made its voluminous filing just days before Staff and intervenors’ opening testimony are due. The supplemental filing consists of testimony, exhibits, and studies that were originally filed in docket UM 1968, meaning that the documents could have been filed weeks earlier. PacifiCorp provided no justification for this late filing and acknowledged that the documents are identical to the UM 1968 filings aside from “a minor modification to provide new exhibit numbers to coincide with the exhibit numbering in this proceeding.” Although public versions of the documents have been available through UM 1968, PacifiCorp only incorporated them into *this* proceeding yesterday.

Sierra Club and other parties will be prejudiced by PacifiCorp's late filing of nearly 2,000 pages of supplemental testimony, exhibits, and studies without the requested one-week extension. Sierra Club has been an active participant in this docket and plans to submit direct testimony and exhibits from three expert witnesses, two of whom will testify on depreciation rates for the Company's coal-burning power plants. Sierra Club anticipates incorporating information from PacifiCorp's late filing into its own opening testimony; however, our experts will be unable to fully synthesize nearly 2,000 pages of new testimony and then draft their own testimony without the additional time requested.

The current proceeding has major consequences for Oregon rate payers and could establish new rates for years to come. PacifiCorp has not filed a request for a general rate revision since 2012.¹ Allowing Staff and intervenors adequate time to review PacifiCorp's filings and provide complete and responsive testimony is critical to ensuring that the Commission sets "just and reasonable" rates.

In light of June 4 deadline for Staff and intervenors to file opening testimony and exhibits, Sierra Club requests that the Commission consider this motion on an expedited basis. On May 29, 2020, Sierra Club contacted the parties to this proceeding regarding this motion. Oregon Citizens' Utility Board supports this motion. Calpine Solutions, ChargePoint, Kroger, Klamath Water User Association, Small Business Utility Advocates, Staff, Tesla, Vitesse, LLC, and Walmart do not oppose this motion. PacifiCorp "does not believe that an extension i[s] necessary." Alliance of Western Energy Consumers has not communicated a position on the motion.

¹ Docket No. UE 246

