

1 **BEFORE THE PUBLIC UTILITY COMMISSION**  
2 **OF OREGON**

3 UM 1129

4 In the Matter of

5 PUBLIC UTILITY COMMISSION OF  
6 OREGON

7 STAFF’S MOTION TO STRIKE

8 Staff’s Investigation Relating to Electric  
9 Utility Purchases From Qualifying Facilities.

10 Staff of the Public Utility Commission of Oregon moves to strike a portion of the  
11 opening testimony submitted by Lisa Schwartz. Specifically, staff asks the Administrative Law  
12 Judge to strike the following sentences from Ms. Schwartz’ testimony found at Staff/1000,  
13 Schwartz/52, lines 23-26: “PGE did not provide responsive answers to several of Staff’s data  
14 requests on this subject. *See* PGE’s responses to Staff Data Requests 50, 51 and 52; Staff/1003,  
15 Schwartz/18-20. Staff is considering its legal options to require PGE to provide this  
16 information.” Staff also asks the ALJ to strike the accompanying data requests (i.e. Staff/1003,  
17 Schwartz/18-20) that are referenced in the part of Ms. Schwartz’ testimony that is the subject of  
18 this motion.

19 Staff and Portland General Electric (PGE) have met since staff submitted its testimony  
20 and have resolved the apparent misunderstanding between the parties. PGE has since  
21 supplemented its responses to these data requests in a manner that is acceptable to staff.

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1 For these reasons, staff asks the ALJ to strike Staff/1000, Schwartz/52, lines 23-26 (as  
2 delineated above) and Staff/1003, Schwartz/18-20.

3 DATED this 19<sup>th</sup> day of January 2006.

4 Respectfully submitted,

5 HARDY MYERS  
6 Attorney General

7 /s/Michael T. Weirich  
8 Michael T. Weirich, #82425  
9 Assistant Attorney General  
10 Of Attorneys for the Public Utility Commission  
11 of Oregon  
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**CERTIFICATE OF SERVICE**

I certify that on January 19, 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:

MARK ALBERT VULCAN POWER COMPANY 1183 NW WALL ST STE G BEND OR 97701 malbert@vulcanpower.com	RANDY ALLPHIN IDAHO POWER COMPANY PO BOX 70 BOISE ID 83707-0070 rallphin@idahopower.com
MICK BARANKO DOUGLAS COUNTY FOREST PRODUCTS PO BOX 848 WINCHESTER OR 97495	R THOMAS BEACH -- <b>CONFIDENTIAL</b> CROSSBORDER ENERGY 2560 NINTH ST, STE 316 BERKELEY CA 94710 tomb@crossborderenergy.com
LAURA BEANE PACIFICORP 825 MULTNOMAH STE 800 PORTLAND OR 97232-2153 laura.beane@pacificorp.com	KARL BOKENKAMP IDAHO POWER COMPANY PO BOX 70 BOISE ID 83707-0070 kbokenkamp@idahopower.com
LOWREY R BROWN CITIZENS' UTILITY BOARD OF OREGON 610 SW BROADWAY, SUITE 308 PORTLAND OR 97205 lowrey@oregoncub.org	JOANNE M BUTLER IDAHO POWER COMPANY PO BOX 70 BOISE ID 83707-0070 jbutler@idahopower.com
BRIAN COLE SYMBIOTICS, LLC PO BOX 1088 BAKER CITY OR 97814 bc@orbisgroup.org	BRUCE CRAIG ASCENTERGY CORP 440 BENMAR DR STE 2230 HOUSTON TX 77060 bcraig@asc-co.com
RANDY CROCKET D.R. JOHNSON LUMBER COMPANY PO BOX 66 RIDDLE OR 97469 randyc@drjlumber.com	CHRIS CROWLEY COLUMBIA ENERGY PARTNERS 100 E 19 <sup>th</sup> STE 400 VANCOUVER WA 98663 ccrowley@columbiaep.com
DATA REQUEST RESPONSE CENTER PACIFICORP 825 NE MULTNOMAH, SUITE 800 PORTLAND OR 97232 datarequest@pacificorp.com	CAREL DE WINKEL - <b>CONFIDENTIAL</b> OREGON DEPARTMENT OF ENERGY 625 MARION STREET NE SALEM OR 97301 carel.dewinkel@state.or.us

1	CRAIG DEHART MIDDLEFORK IRRIGATION DISTRICT PO BOX 291 PARKDALE OR 97041 mfidcraig@hoodriverelectric.net	ELIZABETH DICKSON HURLEY, LYNCH & RE, PC 747 SW MILL VIEW WAY BEND OR 97702 eadickson@hlr-law.com
2		
3	JASON EISDORFER CITIZENS' UTILITY BOARD OF OREGON 610 SW BROADWAY STE 308 PORTLAND OR 97205 jason@oregoncub.org	JOHN M ERIKSSON STOEL RIVES LLP 900 SW FIFTH AVENUE, SUITE 2600 PORTLAND OR 97204-1268 jmeriksson@stoel.com
4		
5		
6	RANDALL J. FALKENBERG RFI CONSULTING PMB 362 8351 ROSWELL ROAD ATLANTA GA 30350 consultrfi@aol.com	JOHN R GALE IDAHO POWER COMPANY PO BOX 70 BOISE ID 83707-0070 rgale@idahopower.com
7		
8		
9	J RICHARD GEORGE -- <b>CONFIDENTIAL</b> PORTLAND GENERAL ELECTRIC COMPANY 121 SW SALMON ST PORTLAND OR 97204 richard.george@pgn.com	THOMAS M GRIM CABLE HUSTON BENEDICT ET AL 1001 SW FIFTH AVE STE 2000 PORTLAND OR 97204-1136 tgrim@chbh.com
10		
11		
12	DAVID HAWK J R SIMPLOT COMPANY PO BOX 27 BOISE ID 83707 david.hawk@simplot.com	STEVEN C JOHNSON CENTRAL OREGON IRRIGATION DISTRICT 2598 NORTH HIGHWAY 97 REDMOND OR 97756 stevej@coid.org
13		
14		
15	BARTON L KLINE IDAHO POWER COMPANY PO BOX 70 BOISE ID 83707-0070 bkline@idahopower.com	SARA J ADAMS LIEN STOEL RIVES 900 SW FIFTH AVE – STE 2600 PORTLAND OR 97204-1268 sjadamslien@stoel.com
16		
17	ALAN MEYER -- <b>CONFIDENTIAL</b> WEYERHAEUSER COMPANY 698 12TH STREET, SUITE 220 SALEM OR 97301-4010 alan.meyer@weyerhaeuser.com	MONICA B MOEN IDAHO POWER COMPANY PO BOX 70 BOISE ID 83707-0070 mmoen@idahopower.com
18		
19		
20	THOMAS H NELSON THOMAS H NELSON & ASSOCIATES 825 NE MULTNOMAH STE 925 PORTLAND OR 97232	JANET L PREWITT - <b>CONFIDENTIAL</b> DEPARTMENT OF JUSTICE 1162 COURT ST NE SALEM OR 97301-4096 janet.prewitt@doj.state.or.us
21		
22		
23	LISA F RACKNER ATER WYNNE LLP 222 SW COLUMBIA ST STE 1800 PORTLAND OR 97201-6618 lfr@aterwynne.com	PGE- OPUC FILINGS RATES & REGULATORY AFFAIRS PORTLAND GENERAL ELECTRIC COMPANY 121 SW SALMON STREET, 1WTC0702 PORTLAND OR 97204 pge.opuc.filings@pgn.com
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DON READING -- <b>CONFIDENTIAL</b> BEN JOHNSON ASSOCIATES 6070 HILL ROAD BOISE ID 83703 dreading@mindspring.com	PETER J RICHARDSON - <b>CONFIDENTIAL</b> RICHARDSON & O'LEARY PO BOX 7218 BOISE ID 83707 peter@richardsonandoleary.com
IRION SANGER -- <b>CONFIDENTIAL</b> DAVISON VAN CLEVE 333 SW TAYLOR, STE 400 PORTLAND OR 97204 ias@dvclaw.com	LISA C SCHWARTZ -- <b>CONFIDENTIAL</b> PUBLIC UTILITY COMMISSION OF OREGON PO BOX 2148 SALEM OR 97308-2148 lisa.c.schwartz@state.or.us
MARK TALLMAN PACIFICORP 825 MULTNOMAH STE 800 PORTLAND OR 97232-2153 mark.tallman@pacificorp.com	S BRADLEY VAN CLEVE -- <b>CONFIDENTIAL</b> DAVISON VAN CLEVE PC 333 SW TAYLOR, STE 400 PORTLAND OR 97204 mail@dvclaw.com
LINDA K WILLIAMS KAFOURY & MCDUGAL 10266 SW LANCASTER RD PORTLAND OR 97219-6305 linda@lindawilliams.net	BRUCE A WITTMANN WEYERHAEUSER MAILSTOP: CH 1K32 PO BOX 9777 FEDERAL WAY WA 98063-9777 bruce.wittmann@weyerhaeuser.com
PAUL WOODIN WESTERN WIND POWER 282 LARGENT LN GOLDENDALE WA 98620-3519 pwoodin@gorge.net	MICHAEL YOUNGBLOOD IDAHO POWER COMPANY PO BOX 70 BOISE ID 83707 myoungblood@idahopower.com

Neoma Lane  
Neoma Lane  
Legal Secretary  
Department of Justice  
Regulated Utility & Business Section