

Davison Van Cleve PC

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September 10, 2009

Via Electronic and U.S. Mail

Public Utility Commission
Attn: Filing Center
550 Capitol St. NE #215
P.O. Box 2148
Salem OR 97308-2148

Re: In the Matter of International Paper Company v. PacifiCorp
Docket No. UM 1449

Dear Filing Center:

Enclosed please find the original Motion for Expedited Consideration on behalf of the International Paper Company in the above-referenced docket.

Thank you for your assistance.

Sincerely yours,

/s/ Brendan E. Levenick
Brendan E. Levenick

Enclosures

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day filed the foregoing Motion for Expedited Consideration on behalf of the International Paper Company, upon the Service List, via U.S. Mail, postage-prepaid, and via electronic mail.

Dated at Portland, Oregon, this 10th day of September, 2009.

/s/ *Brendan E. Levenick*

Brendan E. Levenick

PACIFIC POWER & LIGHT
BARB COUGHLIN
DIRECTOR, CUSTOMER & REGULATORY LIASON
825 NE MULTNOMAH STE 800
PORTLAND OR 97232
barb.coughlin@pacificorp.com

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1449

INTERNATIONAL PAPER COMPANY,)	
)	
Complainant,)	
)	
v.)	INTERNATIONAL PAPER
)	COMPANY’S MOTION FOR
PACIFICORP, dba PACIFIC POWER,)	EXPEDITED CONSIDERATION
)	
Defendant.)	
_____)	

International Paper Company (“International Paper”) respectfully moves the Public Utility Commission of Oregon (“OPUC” or the “Commission”) to expedite consideration of International Paper’s Motion for Waiver of Rule and Leave to File Complaint (“Motion”), filed with the Commission in Docket No. UM 1449 on September 4, 2009. Pursuant to ORS § 756.040, which directs the OPUC to use its jurisdiction and powers to protect the public against unjust and unreasonable practices, and vests the Commission with authority to supervise and regulate public utilities and to do all things that are necessary and convenient in the exercise of that power, International Paper has moved the Commission to waive the requirement of OAR § 860-029-0100(5)(a).

Time is absolutely of the essence for International Paper, who obligated itself to provide power to PacifiCorp under a renewed Purchase Power Agreement (“PPA”) almost a month ago. Negotiations began in May 2009, and by early August the

parties were in agreement on the terms and conditions of the PPA. Resolution of this matter has already been delayed well beyond what is warranted, and International Paper asks that the Commission consider an expedited determination of its Motion in order to facilitate a hearing on the merits of the complaint. Counsel for PacifiCorp has been engaged on this matter, and has expressed opposition to International Paper's Motion. Nor could respective counsel come to a mutually agreeable resolution concerning expedited consideration of the Motion.

International Paper proposes the following expedited schedule for consideration and determination of its Motion:

Action	Due Date
PacifiCorp Response	Monday, September 14, 2009
International Paper's Reply	Wednesday, September 16, 2009

In summary, ICNU urges the Commission to expedite consideration of its Motion and, through the equitable exercise of its legislatively delegated authority to waive procedural requirements when equity so requires, to begin process for a determination of International Paper's complaint in Docket No. UM 1449.

Dated this 10th day of September, 2009.

Respectfully submitted,

DAVISON VAN CLEVE, P.C.

/s/ Melinda J. Davison

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Of Attorneys for International Paper Company

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CONSIDERATION

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