



Portland General Electric Company
Legal Department
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V. Denise Saunders
Associate General Counsel

August 2, 2016

Via Electronic Filing

Oregon Public Utility Commission
Attention: Filing Center
PO Box 1088
Salem OR 97308-1088

Re: UM 1610- Investigation into Qualifying Facility Contract and Pricing

Dear Filing Center:

Enclosed for filing is Portland General Electric Company's ("PGE") Motion to Strike Comments of City of Portland.

Sincerely,

A handwritten signature in blue ink that reads "V. Denise Saunders". The signature is written in a cursive, flowing style.

V. Denise Saunders
Associate General Counsel

VDS:bop

Enclosure

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON
UM 1610**

In the Matter of

PUBLIC UTILITY COMMISSION OF
OREGON,

Investigation into Qualifying Facility
Contracting and Pricing.

**PORTLAND GENERAL
ELECTRIC COMPANY'S
MOTION TO STRIKE
COMMENTS OF CITY OF
PORTLAND**

Pursuant to OAR 860-001-0420, Portland General Electric Company (PGE) moves to strike the July 27, 2016 Comments of the City of Portland submitted in Docket UM 1610 on the grounds that the City of Portland (City) is not a party to any of the proceedings in which it seeks to comment and the City is commenting on issues that go beyond the scope of the proceedings.

The City submitted its comments on the following proceedings, all of which are part of docket UM 1610: PacifiCorp's and PGE's Joint Application for Reconsideration and Motion to Stay Compliance; Idaho Power Company's Application for Reconsideration, Rehearing and/or Clarification; and PGE's July 12, 2016 Schedule 201 Qualifying Facility Information Compliance Filing. The City admits that it is not a party to docket UM 1610.¹ Nor has the City attempted to intervene in the docket under the Commission's rules. Moreover, even if the City properly sought to timely intervene in the proceeding, it would not satisfy the requirements for a petition to intervene as its comments make clear that it is seeking to unreasonably broaden the issues and burden the record.² In particular, the City attempts to raise the issue of whether PGE should offer prices for the City's hydroelectric project based on a base load standard avoided

¹Comments of City of Portland, OPUC Docket UM 1610 at 1 (filed July 27, 2016).

² See, OAR 860-001-0300(6).

cost price.³ This issue pertains to the Schedule 202 contract negotiations between the City and PGE. It does not relate in any way to the issues that are the subject of any of the applications for reconsideration, the motion to stay or PGE's compliance filing. PGE's Schedule 202 and the Commission's rules provide for a dispute resolution process if parties reach an impasse in negotiating non-standard QF contracts.⁴ The City should follow the Commission's rules pertaining to such disputes and not attempt to burden or expand the scope of other proceedings – particularly when it is not a party to such proceedings.

For the reasons set forth above, PGE respectfully requests that the Administrative Law Judge (ALJ) strike the July 27, 2016 Comments of the City of Portland.

DATED this 2nd day of August, 2016.

Respectfully submitted,



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³ *Comments of City of Portland* at pp. 5-6.

⁴ PGE Schedule 202, Sheet No. 202-5; OAR 860-029-0100.