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Portland, Oregon 97232

March 11, 2020

VIA ELECTRONIC FILING

Public Utility Commission of Oregon
201 High Street SE, Suite 100
Salem, OR 97301-3398

Attn: Filing Center

Re: UM 2059—Motion for General Protective Order—Expedited Treatment Requested

PacifiCorp d/b/a Pacific Power hereby submits for filing its Motion for General Protective Order with Expedited Treatment Requested. The entry of a general protective order will facilitate disclosure of confidential information relating to commercially sensitive and confidential business information related to PacifiCorp's 2020 All-Source Request for Proposal.

If you have questions about this filing, please contact Cathie Allen, Regulatory Affairs Manager, at (503) 813-5934.

Sincerely,

Etta Lockey
Vice President, Regulation

Enclosure

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 2059

In the Matter of
PACIFICORP d/b/a PACIFIC POWER's,
Application for Approval of 2020 All-Source
Request for Proposals.

**MOTION FOR GENERAL
PROTECTIVE ORDER**
Expedited Consideration Requested

1 Under ORCP 36(C)(1) and OAR 860-001-0080(2), PacifiCorp d/b/a Pacific Power
2 (PacifiCorp) moves the Public Utility Commission of Oregon (Commission) for entry of a
3 general protective order in this proceeding. On February 24, 2020, PacifiCorp filed an
4 application asking the Commission to open a docket for approval of a solicitation process for
5 new resources and to appoint an independent evaluator to oversee the request for proposal
6 (RFP) process. Good cause exists to issue a general protective order to protect commercially
7 sensitive and confidential business information related to PacifiCorp's 2020 All-Source RFP.
8 PacifiCorp requests expedited consideration of this motion to facilitate the disclosure of
9 confidential information related to independent evaluator bids to Commission Staff.

10 The Commission's rules authorize PacifiCorp to seek reasonable restrictions on
11 discovery of trade secrets and other confidential business information.¹ The Commission's
12 general protective order is designed to allow the broadest possible discovery consistent with

¹ See OAR 860-001-0000(2) (adopting the ORCP); ORCP 36(C)(1) (providing protection against unrestricted discovery of "trade secrets or other confidential research, development, or commercial information"). See also *In re Investigation into the Cost of Providing Telecommunication Service*, Docket UM 351, Order No. 91-500 (1991) (recognizing that protective orders are a reasonable means to protect trade secrets and other confidential commercial information and "to facilitate the communication of information between litigants").

1 the need to protect confidential information.² PacifiCorp anticipates that discovery in this
2 proceeding may include RFP-related information covered by confidentiality agreements,
3 proprietary cost data and models, commercially-sensitive load and resource projections, and
4 confidential market and pricing analyses. PacifiCorp will be exposed to competitive injury if
5 it is forced to make unrestricted disclosure of its confidential business information. Issuance
6 of a protective order will facilitate the production of relevant information and expedite the
7 discovery process.

8 For these reasons, PacifiCorp respectfully requests that the Commission enter its
9 general protective order in this docket. PacifiCorp requests expedited consideration of this
10 motion to allow for the disclosure of confidential materials related to selection of the
11 independent evaluator.

Respectfully submitted this 11th day of March, 2020.

By: 

Jessica Buno Ralston
Senior Attorney
PacifiCorp d/b/a Pacific Power

² See OAR 860-001-0080(2).