

October 28, 2024

***VIA ELECTRONIC FILING***

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

**Re: UM 2345—PacifiCorp Continual Progress towards HB 2021 Compliance—  
PacifiCorp’s Motion to Suspend the Procedural Schedule (*Expedited Consideration Requested*)**

PacifiCorp d/b/a Pacific Power (PacifiCorp) submits for filing its Motion to Suspend the Procedural Schedule (*Expedited Consideration Requested*) in the above referenced docket.

Informal inquiries may be directed to Cathie Allen, Manager, Regulatory Affairs, at (503) 813-5934.

Sincerely,



Matthew McVee  
Vice President, Regulatory Policy and Operations

Enclosures

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

**UM 2345**

In the Matter of

PACIFICORP, dba PACIFIC POWER,

Continual Progress towards HB 2021  
Compliance.

PACIFICORP’S MOTION TO SUSPEND  
THE PROCEDURAL SCHEDULE

**(Expedited Consideration Requested)**

In accordance with OAR 860-001-0420, PacifiCorp dba Pacific Power (PacifiCorp) respectfully requests that the Public Utility Commission of Oregon (Commission) issue an order suspending the procedural schedule in this docket. Because the Initial Concurrent Brief is due November 13, 2024, PacifiCorp requests expedited treatment of this motion in accordance with OAR 860-001-0420(6).

On October 28, 2024, PacifiCorp filed a Petition for Judicial Review with the Marion County Circuit Court, seeking judicial review of Order No. 24-297 entered in Docket No. LC 82 (Petition). Thus, PacifiCorp requests that the procedural schedule in this docket is suspended until the Court issues an opinion on the Petition.

PacifiCorp’s request for a suspension is reasonable for several reasons. First, this docket was initiated to address questions regarding the Commission’s authority that flowed from the Commission’s directives in Order No. 24-297. It is therefore reasonable for the Commission to suspend the procedural schedule in this docket while the Court addresses the issues raised in the Petition. The Petition raises issues that are directly related to the matters at issue in this docket. Should the Court remand Order No. 24-297 to the Commission, the matters at issue in this docket may be moot. Given the gravity and scope of the questions presented in the Petition and in this docket, a suspension of the procedural schedule is

warranted until the threshold questions regarding the Commission's authority to order the relief mandated in Order No. 24-297 are resolved.

Second, suspending the procedural schedule in this docket will conserve administrative resources given that the Court may find the Commission exceeded its authority in Order No. 24-297. Because the Commission's directives in Order No. 24-297 may be altered significantly, if not rendered moot depending on the outcome of PacifiCorp's Petition, the Commission may find it will need to rescope the issues in this docket following the Court's opinion. A suspension of the procedural schedule in this docket will prevent the expenditure of time and resources addressing an order that the Court may determine is beyond the Commission's power to award.

Third, postponing compliance will not delay PacifiCorp's preparation and issuance of the 2025 Integrated Resource Plan (IRP), and if justified, a Request for Proposal (RFP) based on the results of the 2025 IRP. Thus, even if the Commission grants this postponement, PacifiCorp will continue to work towards issuance of an RFP in 2025.

PacifiCorp has contacted the parties to this docket. As of the time of filing, no party supports the motion, and multiple parties, including Commission Staff, the Oregon Citizens' Utility Board, Northwest & Intermountain Power Producers Coalition, Renewable Northwest, NW Energy Coalition, Sierra Club, Green Energy Institute, and Mobilizing Climate Action, each oppose the motion.

PacifiCorp respectfully requests the Commission's expedited consideration of this petition, and requests resolution within 30 days. If the Commission denies PacifiCorp's petition, PacifiCorp will seek a stay with the Court.

Respectfully submitted this 28th day of October, 2024.



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