



Portland General Electric Company
121 SW Salmon Street • 1WTC0306 • Portland, OR 97204
portlandgeneral.com

June 30, 2023

Via Electronic Filing

Public Utility Commission of Oregon
P.O. Box 1088
Salem, OR 97308-1088

Re: UM 1103 PGE's Application for Deferral of Costs Related to Intervenor Funding

Attention Filing Center:

Enclosed for filing is Portland General Electric Company's (PGE) Application for Reauthorization to Defer Costs Related to Intervenor Funding, with an effective date of July 01, 2023.

PGE received authorization to continue to defer Intervenor Funding costs through Commission Order No. 22-451. A Notice of Application has been provided to the parties on the UM 1103 and UE 416 service lists.

Thank you for your assistance in this matter. If you have any questions or require further information, please call me at (503) 464-7488 or Ben Orndoff at (541) 973-4304.

Please direct all formal correspondence, questions, or requests to the following e-mail address pge.opuc.filings@pgn.com.

Sincerely,

/s/ Jaki Ferchland

Jaki Ferchland
Manager, Revenue Requirement

JF/dm

Enclosure

cc: UM 1103 and UE 416 service lists

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1103

In the Matter of

PORTLAND GENERAL ELECTRIC
COMPANY

Application for Deferral of Costs Related to
Intervenor Funding

**PORTLAND GENERAL ELECTRIC
COMPANY’S APPLICATION FOR
DEFERRAL REAUTHORIZATION**

Pursuant to OAR 860-027-0300; ORS 757.259(3); ORS 757.072; and Public Utility Commission of Oregon (Commission or OPUC) Order Nos. 03-388, 22-506, 22-451, and 23-033, Portland General Electric Company (PGE) requests reauthorization to defer intervenor funding costs as described below, for the 12-month period July 1, 2023 through June 30, 2024.

I. Deferral History:

Commission Order No. 03-388 approved an Intervenor Funding Agreement (IFA), pursuant to the Intervenor Funding Act, between PGE, Pacific Power and Light (dba PacifiCorp), Northwest Natural Gas Company, Northwest Industrial Gas Users, the Oregon Citizens’ Utility Board (CUB), and Industrial Customers of Northwest Utilities (ICNU), dated February 3, 2003. This agreement specified the terms and conditions for intervenor funding grants, funding amounts to be contributed by each utility, and the payment of grants by utilities into three funds, which include the CUB Fund, the Pre-authorized Matching Fund, and the Issue Fund.

Table 1 below lists amendments to the IFA as well as Commission orders approving the revisions.

**Table 1
Intervenor Funding Approval and Amendments**

IFA	OPUC Order No.	Docket No.	Effective Date	Expiration Date
Original Agreement	03-388	AR 462	07/02/03	12/31/07
First Amendment	07-564	UM 1357	12/19/07	12/31/12
Second Amendment	12-452	UM 1357	01/01/13	12/31/17
Third Amendment	15-335	UM 1357	10/02/15	12/31/17
Fourth Amendment	18-017	UM 1929	01/17/18	12/31/22
Fifth Amendment	22-506	UM 2264	12/29/22	12/31/27
Justice Funding Agreement (JFA)	OPUC Order No.	Docket No.	Effective Date	Expiration Date
Interim Agreement	22-043	UM 2211	02/10/22	N/A
Agreement	23-033	UM 2211	02/08/23	12/31/24

These amended IFAs clarify the use of funds for dockets, modify terms and conditions, and change the funding amounts to be contributed by each utility. Order No. 22-506 approved the Fifth Amendment, which supersedes and replaces all previous IFA orders. The Fifth Agreement continues the three funds from which intervenor funding grants can be made while adding a separate account for the Issue Fund called the Case-Certified Account. This new account will ensure that a minimum level of funding will be available for case-certified entities even when an Issue Fund account might otherwise be depleted.

House Bill (HB) 2475 was enacted into state law on September 25, 2021, and took effect on January 1, 2022. Section 3 of HB 2475 amended ORS 757.072 to allow for intervenor funding (in addition to the intervenor funding made available under the IFA) for environmental justice and low-income organizations with the total aggregate financial assistance to all organizations that represent low-income residential customers and/or residential customers that are members of environmental justice communities not to exceed \$500,000 annually. As a result of this amendment to ORS 757.072, on February 10, 2022, through Order No. 22-043, the Commission approved an

interim agreement for interim funding for environmental justice and low-income organizations that included provisions for the deferral and amortization of intervenor funding made available under interim intervenor funding agreements. (“Interim Intervenor Funding Agreements”) Almost a year later, on February 8, 2023, through Order No. 23-033, the Commission approved a justice funding agreement (JFA) for environmental justice and low-income organizations consistent with HB 2475, which will expire in December 2024. Cost recovery and any associated deferral of any intervenor funding made available under the JFA are authorized by Order No. 23-033 and by Commission rule adopted pursuant to Order No. 23-137 (AR 652, OAR 860-001-0900).

PGE filed an application with the Commission for an order authorizing PGE to defer IFA costs, which was approved and adopted by Commission Order No. 03-561. PGE also filed an application with the Commission for an order authorizing PGE to defer both IFA costs and Interim Intervenor Funding Agreements costs, which was approved and adopted by Commission Order No. 22-451. PGE requests reauthorization to defer intervenor funding costs (inclusive of intervenor funding made available under both the IFA and JFA), as described below, for the 12-month period July 1, 2023 through June 30, 2024. Table 2 below lists the Commission-approved reauthorizations for this deferral.

**Table 2
Commission Orders for Reauthorization**

Filing Date	Renewal Period	Order No.	Approval Date
6/29/2022	7/01/22-6/30/22	22-451	11/18/22
6/29/2021	7/01/21-6/30/22	21-255	8/12/21
6/25/2020	7/01/20-6/30/21	21-069	2/25/21
6/26/2019	7/01/19-6/30/20	19-251	7/30/19
6/27/2018	7/01/18-6/30/19	18-316	8/28/18
6/14/2017	7/01/17-6/30/18	17-349	9/14/17
6/23/2016	7/01/16-6/30/17	16-295	8/02/16
6/22/2015	7/01/15-6/30/16	15-269	9/08/15
6/26/2014	7/01/14-6/30/15	14-270	7/01/14
6/27/2013	7/01/13-6/30/14	13-287	8/06/13
6/29/2012	7/01/12-6/30/13	12-311	8/14/12
6/22/2011	7/01/11-6/30/12	11-282	8/01/11
6/15/2010	7/01/10-6/30/11	10-342	9/02/10
6/02/2009	7/01/09-6/30/10	09-268	7/13/09
6/05/2008	7/01/08-6/30/09	08-442	8/28/08
6/07/2007	7/01/07-6/30/08	07-324	7/27/07
6/07/2006	7/01/06-6/30/07	06-412	7/17/06
5/13/2005	7/01/05-6/30/06	05-816	6/29/05
5/20/2004	7/01/04-6/30/05	04-363	6/28/04
8/11/2003	7/01/03-6/30/04	03-561*	9/17/03

* Initial application

Pursuant to the Commission Orders listed above, PGE respectfully requests an Order reauthorizing the deferral for later rate-making treatment of all payments made by PGE between July 1, 2023 and June 30, 2024, to intervenors under the most recent IFA, and to intervenors under Interim Intervenor Funding Agreements and the JFA.

II. OAR 860-027-0300 Requirements:

The following is provided pursuant to OAR 860-027-0300(3):

a. Description of Utility Expense or Revenue

For the 12-month period of July 1, 2023 through June 30, 2024, PGE seeks reauthorization to continue recording, in a deferred account, all amounts it is required to pay through the CUB Fund, the Pre-authorized Matching Fund, the Issue Fund (General Account and Case-Certified Account), the Interim Intervenor Funding Agreements, and the JFA.

b. Reasons for Deferral

Commission Order No. 03-561 authorized PGE's accounting process for the IFA grant funds. Commission Order No. 22-043 authorized the deferral for later amortization of intervenor funding made available under Interim Intervenor Funding Agreements. Commission Order No. 23-033 authorized PGE to defer for later amortization intervenor funding made available under the JFA. PGE has been deferring funds pursuant to the IFA since 2003, and the latest Commission Order No. 22-451, is about to expire. PGE will continue to incur IFA expenses until December 31, 2027, pursuant to the Fifth Amended and Restated IFA, approved by the Commission through Order No. 22-506. PGE will continue to incur intervenor funding expenses until December 31, 2024, pursuant to the JFA, approved by the Commission through Order No. 23-033. Without reauthorization, the current authorization to defer costs will expire on June 30, 2023.

PGE requests to continue to use the deferral mechanism as approved in Order No. 22-451, including any expenses accrued, under the fifth amendment of the IFA, Interim Intervenor Funding Agreements, and the JFA. Moreover, PGE requests that the additional amounts it is required to pay to the six funds during the period of July 1, 2023 through June 30, 2024, be treated similarly.

c. Proposed Accounting

PGE proposes to record all deferred costs in FERC Account 182.3, Other Regulatory Assets, with a credit to FERC account 456, Other Revenue. In the absence of a deferred accounting order from the Commission, PGE would record costs associated with the intervenor funding costs to FERC account 928 Regulatory Commission Expenses.

d. Estimates of Amounts to be Recorded for the next 12 months

PGE estimates the following amounts could be deferred, during the 12-month period after

the filing of this application, in Table 3 below.¹

**Table 3
Funds and Amounts to be Deferred**

Fund	Amounts to be Deferred
CUB Fund	\$116,294
Pre-Authorized Matching Fund	\$81,868
Issue Fund (General Account)	\$165,313
Issue Fund (Case-Certified Account)	\$10,000
JFA Interim	\$0 ²
JFA Pre-Certification Fund	\$154,861 ³
JFA Case Fund	\$56,667

Based on this, PGE estimates the following intervenor funding account balances in Table 4 below.

**Table 4
Account Balances**

Fund Description	Balance May 2023	Forecasted Deferral 2023	Estimated Balance 2024*
CUB	\$395,303	\$116,294	\$511,567
Matching	\$170,376	\$81,868	\$252,244
ISSUE (General and Case-Cert)	\$474,282	\$165,313	\$649,595
JFA (Interim, Pre-Cert, Case)	\$20,730	\$211,528	\$232,258
		Estimated Total Balance	\$1,645,693

** does not include amortization and interest*

Exhibit 1 lists the individual postings for each funding account to date. PGE amortized these funds in 2008 through Advice No. 07-029, in 2011 through Advice No. 10-022A, in January

¹ The Intervenor Funding Agreement (IFA) was amended and restated through OPUC Order No. 22-506, continuing intervenor funding through December 31, 2027, and establishing Annual Grant amounts to be made available for each utility account.

² In light of the fact that the JFA has been executed and is effective, PGE does not expect any further deferred amounts during the 12-month period related to interim intervenor funding agreements.

³ There are additional funds available for 2023 because some funding from 2022 was not spent and utilities agreed to permit these funds to directly roll-over. See Order No. 23-180 for further detail.

2017 through Advice No. 16-20, in 2020 through Advice No. 19-32, and in 2023 through Advice No. 22-40. As the IFA renewal modifies funding payment amounts, PGE will update the accruals and estimated balances as appropriate.

The current IFA and JFA⁴ permit intervenors to request grants from the various funds at any time during the calendar year, though the proposed deferral period runs from July 1, 2023 to June 30, 2024. Amounts will be debited to the deferral account as funds are dispersed. See Commission Order No. 22-506, Appendix A, Page 12. Subject to certain conditions, balances in the funds may roll over into the following year if intervenors do not use the entire amount available, and some funds (the CUB and Matching Funds) permit intervenors to request advances from future-year funds.

Pursuant to the terms of the IFA, individual fund costs will be allocated to the appropriate customer class: the CUB Fund will be charged to residential customers; the Pre-authorized Matching Fund will be charged to industrial customers, and the Issue Fund costs will be aligned and allocated to the intended beneficiaries of the advocacy undertaken on their behalf. Pursuant to the terms of the JFA, the Commission will decide as to how to recover the Justice Funding grants from the various customer classes of the affected Participating Public Utility or Utilities.

e. Notice

A copy of the Notice of application for Reauthorization to Defer Intervenor Funding Costs and a list of the persons served with the notice are attached to the application as Attachment A. (OAR 860-027-0300 [6]).

III. The following is provided pursuant to OAR 860-027-0300(4):

⁴ Justice Funding Pre-Certification Fund applications for any given year are due by November 10 of the prior year. If an intervenor achieves pre-certification, this serves as their grant request. Justice Funding Case Fund grant requests are similar to the current IFA guidelines.

a. Description of Deferred Account Entries between July 2023 and June 2024:

Please see Section II (c) and (d) above for estimated entries and projected deferrals through June 30, 2024.

b. The reason for continuing deferred accounting

PGE seeks approval to continue the IFA Deferral pursuant to the latest Commission Order No. 22-451 as described in Section (II)(b) above, and the latest IFA through December 2027 and JFA through December 2024.

IV. PGE Contacts: The authorized address to receive notices and communications in respect of this application is:

PGE-OPUC Filings
Rates & Regulatory Affairs
Portland General Electric Company
121 SW Salmon Street, 1WTC0306
Portland, OR 97204
Phone: (503) 464-8929
E-Mail: pge.opuc.filings@pgn.com

Kim Burton
Assistant General Counsel
Portland General Electric Company
121 SW Salmon Street, 1WTC1301
Portland, OR 97204
Phone: (573) 356-9688
E-Mail: kim.burton@pgn.com

In addition, the names and addresses to receive notices and communications via the email service list are:

Ben Orndoff, Regulatory Analyst
E-Mail: ben.orndoff@pgn.com

V. Summary of Filing Conditions:

Information related to future amortization is listed below:

a. Earnings Review: None required. The deferral is made in accordance with Commission Order Nos. 03-388, 22-506, 22-043 and 23-033, which state that the Commission shall allow the Participating Public Utilities to recover in rates all amounts paid for intervenor funding made available under the IFA (as amended), any Interim Intervenor Funding Agreements, and JFA. If a Participating Public Utility seeks rate recovery through a deferred account, the account and

amortization of the account shall be exempt from the amortization caps and earnings test set forth in subsections 5, 6, 7, 8 and 10 of ORS 757.259. The IFA's term was renewed through Commission Order No. 22-506 and expires in December 2027. The JFA's term was created through Commission Order No. 23-033 and expires in December 2024.

- b. Prudence: A prudence review should be performed prior to amortization.
- c. Sharing: Intervenor funding costs are not subject to a sharing mechanism.
- d. Rate Spread/Rate Design: Rates are spread on a cents per kilowatt-hour basis to the appropriate customer classes per Commission Order 22-506, Appendix A, Page 28.
- e. Three Percent Test [(ORS 757.259(6))]: The three percent does not apply to amortization of this deferral.

VI. Conclusion

For the reasons stated above, PGE requests authorization to defer any additional Intervenor Funding costs paid by PGE during the period July 1, 2023 to June 30, 2024.

DATED this 30th day of June 2023.

Respectfully Submitted,

/s/ Jaki Ferchland

Jaki Ferchland
Manager, Revenue Requirement
Portland General Electric Company
121 SW Salmon Street, 1WTC0306
Portland, OR 97204
Telephone: 503-464-7488
E-Mail: jacquelyn.ferchland@pgn.com

UM 1103

Exhibit 1

Funding Account Listing

UM 1103

Exhibit 1

(PGE Intervenor Funding Postings)

Deferral Period July 2022 through June 2023

Date	ISSUE FUND AWO 700000891				CUB FUND AWO 700000888			MATCHING FUND AWO 700000889			JE FUND (CASE CERTIFIED ACCOU AWO 4000014008			JFA (INTERIM) AWO 4000014009				JFA (Pre-Cert) AWO 4000014010			JFA (Case) AWO 4000014011			
	Issue Fund	Amount	Docket #	Party	Cub Fund	Amount	Docket #	Matching Fund	Amount	Docket #	Order No.	Amount	Docket #	Party	Order No.	Amount	Docket	Party	Order No.	Amount	Docket	Order No.	Amount	Docket
2022	21-434*	\$9,564.26	UE 394	AWEC	22-014*	\$101,125.00	UM 1929	22-148*	61,328.84	UM 1929														
	22-222	\$64,435.74	UE 394	AWEC				22-418	48,427.05	UM 1929														
2023	23-073	\$57,774.00	UE 394	CUB	23-090	\$116,294.00	UM 2264							23-019	\$1,954.77	AR 652	CEP							
	23-172	\$9,282.00	UM 2165	CUB										23-171	\$5,362.50	UM 2225	CCC							
														23-099	\$4,860.00	UM 2225	Rogue C							
														23-102	\$6,459.24	AR 652	Rogue C							
														23-135	\$2,032.68	AR 653	CAP							
Through 05/31/2023																								

*Was during deferral period July 2021 through June 2022

2023

Fund Description	Balance May 31, 2023	Accrual June 2023 - May 2024	Estimated Balance 05/31/2024
CUB	\$395,302.84	\$116,294.00	\$511,596.84
Matching	\$170,375.65	\$81,868.00	\$252,243.65
ISSUE (General and Case-Certified)	\$474,281.68	\$175,313.00	\$649,594.68
JFA (Interim, Pre-Cert, Case)	\$20,730.15	\$211,528.04	\$232,258.19
			<hr/>
			\$1,645,693.36

UM 1103

Attachment A

Notice of Application for Reauthorization
to Defer Intervenor Funding Costs

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1103

In the Matter of

PORTLAND GENERAL ELECTRIC
COMPANY

Application for Deferral of Costs Related to
Intervenor Funding

**PORTLAND GENERAL ELECTRIC
COMPANY'S NOTICE OF
APPLICATION FOR DEFERRAL
REAUTHORIZATION**

On June 30, 2023, Portland General Electric Company (PGE) filed an Application with the Public Utility Commission of Oregon (Commission or OPUC) for an Order reauthorizing deferral of its intervenor funding costs.

Approval of PGE's application will not authorize a change in PGE's rates but will permit the Commission to consider allowing such deferred amounts in rates in a subsequent proceeding.

Persons who wish to obtain a copy of PGE's application will be able to access it on the OPUC website.

Any person who wishes to submit written comments to the Commission on PGE's application must do so no later than July 30, 2023.

Dated this 30^t day of June 2023.

/s/ Jaki Ferchland

Jaki Ferchland

Manager, Revenue Requirement

Portland General Electric Company

121 SW Salmon Street, 1WTC0306

Portland, OR 97204

Telephone: 503-464-7488

E-Mail: jacquelyn.ferchland@pgn.com

CERTIFICATE OF SERVICE

I hereby certify that I have this day caused the foregoing **Notice of Application for Reauthorization to Defer Intervenor Funding Costs** to be served by electronic mail to those parties whose e-mail addresses appear on the attached service lists for OPUC Docket Nos. UM 1103 and UE 416.

Dated at Portland, Oregon, this 30th day of June 2023.

/s/ Jaki Ferchland

Jaki Ferchland
Manager, Revenue Requirement
Portland General Electric Company
121 SW Salmon Street, 1WTC0306
Portland, OR 97204
Telephone: 503-464-7488
E-Mail: jacquelyn.ferchland@pgn.com

**SERVICE LIST
OPUC DOCKET # UM 1103**

HEATHER COHEN PUBLIC UTILITY COMMISSION OF OREGON	PO BOX 1088 SALEM OR 97308-1088 heather.b.cohen@puc.oregon.gov
---	--

MITCH MOORE PUBLIC UTILITY COMMISSION OF OREGON	PO BOX 1088 SALEM OR 97308-1088 mitch.moore@puc.oregon.gov
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Share PGE RATES & REGULATORY AFFAIRS PORTLAND GENERAL ELECTRIC	PORTLAND GENERAL ELECTRIC COMPANY 121 SW SALMON STREET, 1WTC0306 PORTLAND OR 97204 pge.opuc.filings@pgn.com
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KATHY ZARATE PUBLIC UTILITY COMMISSION OF OREGON	201 HIGH ST SE STE 100 SALEM OR 97301 kathy.zarate@puc.oregon.gov
--	---

PGE

KIM BURTON PORTLAND GENERAL ELECTRIC	121 SW SALMON STREET PORTLAND OR 97204 kim.burton@pgn.com
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**PORTLAND GENERAL
ELECTRIC**

BEN ORNDOFF PORTLAND GENERAL ELECTRIC	121 SW SALM ST 1WTC0306 PORTLAND OR 97204 ben.orndoff@pgn.com
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SERVICE LIST OPUC DOCKET UE 416

<p>GUILERMO CASTILLO (C) SMALL BUSINESS UTILITY ADVOCATES</p>	<p>guillermo@utilityadvocates.org</p>
<p>STEVE CHRISS WALMART</p>	<p>stephen.chriss@wal-mart.com</p>
<p>TONIA L MORO (C) ATTORNEY AT LAW PC</p>	<p>106 TALENT AVE STE 6 TALENT OR 97540 tonia@toniamoro.com</p>
<p>BENEDIKT SPRINGER (C) COMMUNITY ACTION PARTNERSHIP OF OREGON</p>	<p>2475 CENTER ST NE SALEM OR 97301 benedikt@caporegon.org</p>
AWEC	
<p>BRENT COLEMAN (C) (HC) DAVISON VAN CLEVE</p>	<p>1750 SW HARBOR WAY, SUITE 450 PORTLAND OR 97201 blc@dvclaw.com</p>
<p>JESSE O GORSUCH (C) (HC) DAVISON VAN CLEVE</p>	<p>1750 SW HARBOR WAY STE 450 PORTLAND OR 97201 jog@dvclaw.com</p>
<p>CORRINE OLSON (C) (HC) DAVISON VAN CLEVE</p>	<p>1750 SW HARBOR WAY, STE. 450 PORTLAND OR 97201 coo@dvclaw.com</p>
CALPINE SOLUTIONS	
<p>GREGORY M. ADAMS (C) RICHARDSON ADAMS PLLC</p>	<p>515 N 27TH ST BOISE ID 83702 greg@richardsonadams.com</p>
<p>GREG BASS CALPINE ENERGY SOLUTIONS, LLC</p>	<p>401 WEST A ST, STE 500 SAN DIEGO CA 92101 greg.bass@calpinesolutions.com</p>
<p>KEVIN HIGGINS (C) ENERGY STRATEGIES LLC</p>	<p>215 STATE ST - STE 200 SALT LAKE CITY UT 84111-2322 khiggins@energystrat.com</p>

**COMMUNITY ENERGY
PROJECT**

CHARITY FAIN (C)
COMMUNITY ENERGY
PROJECT

2900 SE STARK ST STE A
PORTLAND OR 97214
charity@communityenergyproject.org

CUB

WILLIAM GEHRKE (C) (HC)
OREGON CITIZENS' UTILITY
BOARD

610 SW BROADWAY STE 400
PORTLAND OR 97206
will@oregoncub.org

MICHAEL GOETZ (C) (HC)
OREGON CITIZENS' UTILITY
BOARD

610 SW BROADWAY STE 400
PORTLAND OR 97205
mike@oregoncub.org

Share OREGON CITIZENS'
UTILITY BOARD
OREGON CITIZENS' UTILITY
BOARD

610 SW BROADWAY, STE 400
PORTLAND OR 97205
dockets@oregoncub.org

FRED MEYER

JUSTIN BIEBER (C)
FRED MEYER/ENERGY
STRATEGIES LLC

215 SOUTH STATE STREET, STE
200
SALT LAKE CITY UT 84111
jbieber@energystrat.com

KURT J BOEHM (C)
BOEHM KURTZ & LOWRY

36 E SEVENTH ST - STE 1510
CINCINNATI OH 45202
kboehm@bkllawfirm.com

JODY KYLER COHN
BOEHM KURTZ & LOWRY

36 E SEVENTH ST STE 1510
CINCINNATI OH 45202
jkylercohn@bkllawfirm.com

NEWSUN ENERGY

MARIE P BARLOW (C)
NEWSUN ENERGY LLC

550 NW FRANKLIN AVE STE 408
BEND OR 97703
mbarlow@newsunenergy.net

LESLIE SCHAUER (C)
NEWSUN ENERGY LLC

550 NW FRANKLIN AVE STE 408
BEND OR 97703
leslie@newsunenergy.net

JACOB (JAKE)
STEPHENS (C)
NEWSUN ENERGY LLC

550 NW FRANKLIN AVE STE 408
BEND OR 97703
jstephens@newsunenergy.net

NRDC

RALPH
CAVANAGH (C) (HC)
NATURAL RESOURCES
DEFENSE COUNCIL

111 SUTTER ST FL 20
SAN FRANCISCO CA 94104
rcavanagh@nrdc.org

CAROLINE CILEK (C) (HC)
GREEN ENERGY INSTITUTE

carolinecilek@lclark.edu

NW ENERGY COALITION

F. DIEGO RIVAS (C) (HC)
NW ENERGY COALITION

1101 8TH AVE
HELENA MT 59601
diego@nwenergy.org

PARSONS BEHLE & LATIMER

JUSTINA A CAVIGLIA
PARSONS BEHLE &
LATIMER

50 WEST LIBERTY ST STE 750
RENO NV 89501
jcaviglia@parsonsbehle.com

PGE

PORTLAND GENERAL
ELECTRIC

pge.opuc.filings@pgn.com

KIM BURTON (C) (HC)
PORTLAND GENERAL
ELECTRIC

121 SW SALMON STREET
PORTLAND OR 97204
kim.burton@pgn.com

JAKI FERCHLAND (C) (HC)
PORTLAND GENERAL
ELECTRIC

121 SW SALMON ST. 1WTC0306
PORTLAND OR 97204
jacquelyn.ferchland@pgn.com

**SMALL BUSINESS UTILITY
ADVOCATES**

DIANE HENKELS (C)
SMALL BUSINESS UTILITY
ADVOCATES

621 SW MORRISON ST. STE 1025
PORTLAND OR 97205
diane@utilityadvocates.org

SBUA SBUA
SMALL BUSINESS UTILITY
ADVOCATES

9450 SW GEMINI DR. #11200
BEAVERTON OR 97008
britt@utilityadvocates.org

STAFF

STEPHANIE S
ANDRUS (C) (HC)
Oregon Department of Justice

BUSINESS ACTIVITIES SECTION
1162 COURT ST NE
SALEM OR 97301-4096
stephanie.andrus@doj.state.or.us

MATTHEW
MULDOON (C) (HC)
PUBLIC UTILITY
COMMISSION OF OREGON

PO BOX 1088
SALEM OR 97308-1088
matt.muldoon@puc.oregon.gov

NATASCHA SMITH (C) (HC)
Oregon Department of Justice

BUSINESS ACTIVITIES SECTION
1162 COURT ST NE
SALEM OR 97301
natascha.b.smith@doj.state.or.us

WALMART

ALEX KRONAUER (C)
WALMART

alex.kronauer@walmart.com