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December 8, 2025

**VIA E-MAIL TO**

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

**Re: Docket No. PCN 8 — In the Matter of PacifiCorp, d/b/a Pacific Power, Petition for Certificate of Public Convenience and Necessity.**

Attention Filing Center:

Attached for filing in the above-referenced docket, please find the Stipulating Parties' Stipulation filed on behalf of PacifiCorp, d/b/a Pacific Power and Staff of the Public Utility Commission of Oregon.

Please contact this office with any questions.

Sincerely,

A handwritten signature in blue ink that reads "Cole Albee".

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Cole Albee  
Paralegal  
McDowell Rackner Gibson PC

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

**PCN 8**

In the Matter of  
PACIFICORP, d/b/a PACIFIC POWER,  
Petition for Certificate of Public  
Convenience and Necessity.

**STIPULATION**

1           On March 11, 2025, PacifiCorp, d/b/a Pacific Power (PacifiCorp or the Company)  
2 filed with the Public Utility Commission of Oregon (Commission) its Petition for a Certificate  
3 of Public Convenience and Necessity (CPCN) for the Lone Pine to Whetstone transmission  
4 line project (LPW or Project), an approximately 11.5-mile-long, overhead, 230 kilovolt (kV)  
5 transmission line between the existing Lone Pine substation north, and west to the existing  
6 Whetstone substation near Medford in central Jackson County (the County). This Stipulation  
7 resolves all issues among PacifiCorp and Staff (Stipulating Parties) to recommend that the  
8 Commission grant a CPCN for the Project.

**PARTIES**

- 9
- 10           1.       The parties to this Stipulation are PacifiCorp and Staff of the Public Utility  
11 Commission of Oregon (Staff).
- 12           2.       Lynn Ogden and John Webb filed a petition to intervene in this docket on July  
13 30, 2025, which was granted by Administrative Law Judge (ALJ) John Mellgren on August 5,  
14 2025. On October 22, 2025, Ms. Ogden and Mr. Webb withdrew as intervenors.

1 **BACKGROUND**

2 3. On March 11, 2025, PacifiCorp filed its Petition for CPCN for LPW in  
3 accordance with the filing requirements under OAR 860-025-0030.<sup>1</sup> On April 22, 2025, ALJ  
4 Mellgren issued a ruling establishing the procedural schedule for PCN 8.<sup>2</sup>

5 4. Before any significant activity occurred in this docket, the Oregon Legislature  
6 passed House Bill (HB) 3681 which amended the CPCN review criteria under ORS  
7 758.015(2). On June 26, 2025, ALJ Mellgren issued a ruling requesting parties to file brief  
8 letters outlining their respective views whether there would be, and to what extent there may  
9 be, impacts on the procedural schedule and to indicate if a conference should be scheduled to  
10 discuss the impacts of HB 3681.<sup>3</sup>

11 5. In response, PacifiCorp submitted a Motion for a Partial Waiver and  
12 Clarification of Scope regarding OARs 860-025-0030, 860-025-0035, and 860-025-0040, and  
13 that the Commission clarify the scope of review for the Company’s Petition for CPCN  
14 pursuant to HB 3681 (Motion).<sup>4</sup>

15 6. Staff opposed PacifiCorp’s Motion and recommended that parties address  
16 waivers of the CPCN rules in closing briefs and the Commission decide on PacifiCorp’s  
17 Motion in the final order.<sup>5</sup>

18 7. On August 11, 2025, the Commission issued Order No. 25-302 finding that  
19 PacifiCorp’s Motion was premature and that the Company’s request that the Commission

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<sup>1</sup> PacifiCorp’s Petition of Public Convenience and Necessity (Mar. 11, 2025). Prior to filing its petition, on March 11, 2025, PacifiCorp provided a Notice of Intent which was copied to all landowners, informing them of the Company’s plan to file the Petition and the need for the line. *See* PacifiCorp’s Notice of Intent to File a Petition for Certificate of Public Convenience and Necessity (Dec. 18, 2024).

<sup>2</sup> Ruling – Disposition: Procedural Schedule Established (Apr. 22, 2025).

<sup>3</sup> Ruling – Disposition: Deadline Established (June 26, 2025).

<sup>4</sup> PacifiCorp’s Request for Partial Waiver and Clarification of Scope (July 2, 2025).

<sup>5</sup> Staff’s Response to PacifiCorp’s Motion at 1-2 (July 17, 2025).

1 “waive certain rules and clarify others now could preclude Staff and any intervenors from  
2 effectively participating in our proceedings or raising arguments related to the new standard.”<sup>6</sup>  
3 Accordingly, the Commission concluded that it would entertain arguments regarding the  
4 applicability of its CPCN rules in briefing and at oral argument in this docket and would  
5 address them in the final order.<sup>7</sup>

6 8. The Commission held Public Comment Hearings on July 9, 2025, and July 22,  
7 2025, to afford an opportunity for PacifiCorp’s customers, intervenors, and members of the  
8 public to offer comments to the Commission and ALJ regarding their concerns about the line.

9 9. Over the course of this proceeding, PacifiCorp responded to 76 data requests  
10 from Staff including 29 standard data requests. This proceeding also included five rounds of  
11 written testimony. PacifiCorp witness Kristopher Bremer filed Direct Testimony in support of  
12 the Company’s Petition for CPCN on March 11, 2025. Staff and Ms. Ogden and Mr. Webb  
13 filed Opening Testimony on August 11, 2025. PacifiCorp filed the Reply Testimony of Mr.  
14 Bremer on September 18, 2025. Staff filed its Rebuttal Testimony on October 23, 2025.  
15 PacifiCorp filed the Surrebuttal Testimony of Mr. Bremer on November 10, 2025.

16 10. The parties agreed to a mutual waiver of cross-examination.<sup>8</sup> The ALJ issued a  
17 notice of cancelation of the cross-examination hearing on November 24, 2025.<sup>9</sup>

18 11. The Stipulating Parties convened a settlement conference on November 25,  
19 2025, and engaged in negotiations intended to result in an agreement in principle resolving all  
20 issues in docket PCN 8. With Staff’s support, PacifiCorp moved on December 2, 2025, to

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<sup>6</sup> Order No. 25-302 at 8 (Aug. 11, 2025).

<sup>7</sup> *Id.*

<sup>8</sup> PacifiCorp’s Motion to Modify the Procedural Schedule at 1-2 (Nov. 18, 2025). Staff supported PacifiCorp’s Motion. *Id.* at 2.

<sup>9</sup> Notice of Cancellation of the December 2, and December 3, 2025 Hearing (Nov. 24, 2025).

1 suspend the procedural schedule to allow for more time for Parties to reach a final  
2 agreement.<sup>10</sup> ALJ Mellgren issued a ruling suspending the procedural schedule on  
3 December 3, 2025.<sup>11</sup> PacifiCorp moved to admit Parties’ Stipulation and PacifiCorp’s  
4 Attestation of Adam Lint on December 8, 2025.

5 12. The settlement establishes that Stipulating Parties are in agreement that the  
6 Commission should grant PacifiCorp’s Petition for CPCN for LPW. The terms of the  
7 settlement are captured in this Stipulation.

### 8 **AGREEMENT**

9 13. Recommendation for CPCN: The Stipulating Parties agree to submit this  
10 Stipulation to the Commission and request that the Commission approve the Stipulation as  
11 presented. The Stipulating Parties agree that PacifiCorp has demonstrated that the Project  
12 complies with ORS 758.015 and the Commission’s rules for granting a CPCN. Therefore,  
13 Stipulating Parties recommend that the Commission grant PacifiCorp’s Petition for CPCN for  
14 LPW.

15 14. Application of HB 3681: The Stipulating Parties agree that ORS 758.015, as  
16 amended by HB 3681, applies to the Commission’s final order in this proceeding since the  
17 law becomes effective on January 1, 2026—before the Commission’s target final order  
18 deadline of February 13, 2026. Although the Stipulating Parties disagree on the necessity of a  
19 waiver of the Commission’s rules implementing the criteria removed by HB 3681, the  
20 Stipulating Parties agree that PacifiCorp provided sufficient evidence for Staff to make  
21 findings in support of the agreement in Paragraph 13 of this Stipulation.

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<sup>10</sup> PacifiCorp’s Motion to Suspend Procedural Schedule at 1 (Dec. 2, 2025).

<sup>11</sup> Ruling: Motion Granted; Procedural Schedule Suspended; Deadline Established (Dec. 3, 2025).

1           15.    Need for Reliability and Capacity in the Electric Grid: The Stipulating Parties  
2 agree that the CPCN review criteria under ORS 758.015(2)(a) are satisfied because PacifiCorp  
3 demonstrated that the Project is needed to reinforce capacity between the Lone Pine and  
4 Whetstone substations to accommodate load growth and allow greater interconnection of new  
5 resources and to provide reliable service to PacifiCorp’s customers in southern Oregon.

6           16.    Land Use Compatibility: The Stipulating Parties agree that the Commission  
7 may rely on a land use compatibility statement (LUCS) under OAR 860-025-0040(3) and  
8 ORS 758.015(2)(a). The Stipulating Parties also agree that the LUCS from Jackson County is  
9 sufficient under OAR 860-025-0040(3)(c) insofar as it states that the proposed transmission  
10 project will be compatible with Jackson County’s acknowledged comprehensive plan,  
11 provided that the Company secures the permit identified therein. As such, the Stipulating  
12 Parties agree that the Commission may rely on the LUCS to make land use compatibility  
13 findings under OAR 860-025-0040(1) and (2), while recognizing that such findings do not  
14 constitute a final land use decision. Furthermore, the Stipulating Parties acknowledge that if  
15 the LUCS upon which the Commission based its land use compatibility findings is revoked or  
16 modified to include a finding that the transmission line is incompatible with the County’s  
17 comprehensive plan or implementing regulations after the Commission has issued a CPCN,  
18 that the Commission may amend or withdraw the CPCN final order pursuant to OAR 860-  
19 025-0040(5).

20           17.    Safety: The Stipulating Parties agree that PacifiCorp has demonstrated that it  
21 will construct, operate, and maintain the Project in a safe manner in accordance with the 2023  
22 Edition of the National Electrical Safety Code (NESC) as required by OAR 860-024-0010,  
23 and that PacifiCorp assures that in addition to complying with the NESC, it will also conduct

1 its business in compliance with all applicable federal, state, and local laws, regulations, and  
2 ordinances.

3 18. Attestation: In support of the Stipulating Parties' agreement in Paragraph 17 of  
4 this Stipulation, PacifiCorp provides the Attestation of Adam Lint as Attachment A to this  
5 Stipulation regarding the required clearances around 230 kV lines, including reference to  
6 NESC and any other relevant standards used for the basis for that determination, and any  
7 relevant exceptions and mitigations.

8 19. Route Selection: The Stipulating Parties agree that PacifiCorp has  
9 demonstrated that the Company considered a range of valid tradeoffs that led to the route  
10 selection, including but not limited to permitting constraints, terrain issues, and environmental  
11 and wildlife implications. The Stipulating Parties further agree that the route for the Project is  
12 reasonable and aligned with statutory factors for issuing the CPCN.

13 20. Environmental Justice: The Stipulating Parties agree that PacifiCorp's  
14 environmental justice analysis is sufficient for purposes of this proceeding and for the  
15 Commission, as a natural resource agency, to consider the effect of its decision on  
16 environmental justice issues and discuss and consider such issues in accordance with  
17 ORS 182.545(1).

18 21. If this Stipulation is challenged, the Stipulating Parties agree that they will  
19 continue to support the Commission's adoption of the terms of this Stipulation. The  
20 Stipulating Parties agree to cooperate in any hearing and put on such a case as they deem  
21 appropriate to respond fully to the issues presented, which may include raising issues that are  
22 incorporated in the settlements embodied in this Stipulation.

1           22.    The Stipulating Parties have negotiated this Stipulation as an integrated  
2 document. If the Commission rejects all or any material part of this Stipulation or adds any  
3 material condition to any final order that is not consistent with this Stipulation, each  
4 Stipulating Party reserves its right, pursuant to OAR 860-001-0350(9), to present argument in  
5 support of the Stipulation or to withdraw from the Stipulation. The Stipulating Parties agree  
6 that in the event the Commission rejects all or any material part of this Stipulation or adds any  
7 material condition to any final order that is not consistent with this Stipulation, the Stipulating  
8 Parties will meet in good faith within 5 business days and discuss next steps. A Stipulating  
9 Party may withdraw from the Stipulation after this meeting by providing written notice to the  
10 Commission and the other Stipulating Party. The Stipulating Parties shall be entitled to seek  
11 rehearing or reconsideration pursuant to OAR 860-001-0720 in any manner that is consistent  
12 with the agreement embodied in this Stipulation.

13           23.    By entering into this Stipulation, no Stipulating Party shall be deemed to have  
14 approved, admitted, or consented to the facts, principles, methods, or theories employed by  
15 any other Stipulating Party in arriving at the terms of this Stipulation, other than those  
16 specifically identified in the body of this Stipulation. No Stipulating Party shall be deemed to  
17 have agreed that any provision of this Stipulation is appropriate for resolving issues in any  
18 other proceeding, except as specifically identified in this Stipulation.

19           24.    This Stipulation is not enforceable by any Stipulating Party unless and until  
20 adopted by the Commission in a final order. Each signatory to this Stipulation acknowledges  
21 that they are signing this Stipulation in good faith and that they intend to abide by the terms of  
22 this Stipulation unless and until the Commission rejects or adopts only in part the Stipulation.

1 The Stipulating Parties agree that the Commission has exclusive jurisdiction to enforce or  
2 modify the Stipulation.


3 25. This Stipulation may be executed in counterparts and each signed counterpart  
4 shall constitute an original document.

**STAFF**

By: /s/ Marli Klass  
Marli Klass, OSB No. 223244  
Assistant Attorney General  
Of Attorneys for PUC

Date: December 8, 2025

**PACIFICORP**

By: 

Date: December 8, 2025

Docket No. PCN 8  
Attachment A  
Stipulation

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

**PACIFICORP, d/b/a PACIFIC POWER**

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**Attachment A to Stipulation**

**Attestation of Adam Lint, P.E.,  
Principal Area/Transmission Planner—PacifiCorp**

**December 2025**

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

**PCN 8**

In the Matter of  
  
PACIFICORP d/b/a PACIFIC POWER,  
  
Petition for Certificate of Public Convenience  
and Necessity.

**ATTESTATION OF  
ADAM LINT, P.E.  
PRINCIPAL AREA/TRANSMISSION  
PLANNER - PACIFICORP**

1 I, ADAM LINT, declare under penalty of perjury under the laws of the state of Oregon:

2 1. My name is Adam Lint. I am employed by PacifiCorp, d/b/a Pacific Power  
3 (PacifiCorp or Company) as Principal Area/Transmission Planner. I have been an  
4 Area/Transmission Planner for PacifiCorp since April 2016. Specifically, from 2016 to 2020, I  
5 was a Senior Planning Engineer, and since 2020, I have been a Principal Planning Engineer.  
6 Previously, from 2007 to 2016, I worked at PacifiCorp as a Transmission Design Engineer where  
7 I was responsible for transmission line design, utilizing engineering methods to demonstrate  
8 compliance with the National Electrical Safety Code (NESC). At my current position, I am  
9 responsible for designing and evaluating transmission systems, ensuring compliance with North  
10 American Electric Reliability Corporation (NERC) and Western Electricity Coordinating Council  
11 (WECC) reliability standards.

12 2. I also have experience as a presenter for the Portland Chapter of the Institute of  
13 Electrical and Electronics Engineers (IEEE) Power & Energy Society (PES), which sets the  
14 standard for engagement, education, and development as the premier provider of scientific and  
15 engineering information on electric power and energy.

16 3. I studied Electrical Engineering at the University of Idaho in Moscow, Idaho, from  
17 2001 to 2005 and received a bachelor's degree in electrical engineering in December 2005.





1           11.     In Table 2 of TA 181, the typical total ROW width for a 230 kV line depends on  
2 the location of the line (urban, rural, and cross country), the design of the line (single pole or H-  
3 frame), whether the line is adjacent to a road, and whether the line is adjacent to other transmission  
4 infrastructure. For example, the typical total ROW width for a 230 kV H-frame line in a rural area  
5 is 125 feet. However, when the 230 kV H-frame line in a rural area is also located adjacent to a  
6 road, the typical total ROW width is reduced to 80.5 feet, with a required distance of at least 18 feet  
7 from the edge of the road ROW to the transmission line centerline.

8           12.     PacifiCorp implements the total ROW widths developed from TA 181 through its  
9 easements with landowners. Within the ROW, permanent structures and vegetation may be and  
10 often are allowed so long as the line is designed in accordance with the clearance requirements in  
11 the NESC and PacifiCorp determines that these uses are compatible with the Company's easement.  
12 In its easements, PacifiCorp may also establish prohibitions and restrictions for landowners, such  
13 as prohibition of new construction or remodeling or rebuilding of structures without PacifiCorp's  
14 permission and height limitations and prohibition of certain trees (e.g., trees with high growth  
15 rates). These easement restrictions are intended to ensure that landowners will not engage in  
16 incompatible uses and encroach on the utility's easement, which may result in a regulatory  
17 violation of the required clearances in the 2023 NESC and OAR 860-024-0016(4)(a) and  
18 PacifiCorp's standards and protocols that implement these requirements and other best industry  
19 practices.

20           **III.     Attestation Regarding Lone Pine to Whetstone 230 kV Transmission Line**

21           13.     I attest that the 230 kV Lone Pine to Whetstone transmission line project meets or  
22 exceeds all applicable NESC requirements, as well as all applicable federal and state laws,  
23 regulations, and ordinances. Furthermore, I attest that the landowner easements drafted by


1 PacifiCorp and negotiated with landowners provide adequate protections to avoid and/or address  
2 potential violations of the required clearance for the line.

3 14. Within the proposed ROW, PacifiCorp may microsite or further refine the Project  
4 design in response to landowner requests raised in ongoing easement negotiations. I attest that any  
5 changes to the design of the line will meet or exceed all applicable NESC requirements, as well as  
6 all applicable federal and state laws, regulations, and ordinances.

7 15. Pursuant to ORS 162.055(4), I attest that the above statements are true to the best  
8 of my knowledge and belief, and that I understand it is made for use as evidence before the  
9 Commission and is subject to penalty for perjury.

10 16. I make this attestation in compliance with Paragraph 18 of the Stipulation filed in  
11 this docket on December 8, 2025.

SIGNED this 5<sup>th</sup> day of December 2025, at Portland, Oregon.

Signed:  P.E. (OR License 84828PE)  
Adam Lint, P.E.