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**Via Electronic Mail – [PUC.FilingCenter@state.or.us](mailto:PUC.FilingCenter@state.or.us)**

September 2, 2020

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

**Re: Case No. UE-374**

Dear Sir or Madam:

Please find attached the PREHEARING BRIEF OF FRED MEYER STORES AND QUALITY FOOD CENTERS, DIVISIONS OF THE KROGER CO. for filing in the above referenced matter.

Copies have been served on all parties of record. Please place this document of file.

Very truly yours,

Kurt J. Boehm  
Kurt J. Boehm, Esq.  
Jody Kyler Cohn, Esq.  
**BOEHM, KURTZ & LOWRY**

KJBkew  
Enclosure

**BEFORE THE  
PUBLIC UTILITY COMMISSION OF OREGON**

**UE 374**

In The Matter Of	:	PREHEARING BRIEF OF
PACIFICORP, dba PACIFIC POWER	:	FRED MEYER STORES AND QUALITY FOOD
	:	CENTERS, DIVISIONS OF THE KROGER CO.
Request for a General Rate Revision	:	

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Pursuant to Administrative Law Judge Lackey’s August 31, 2020 Memorandum Regarding Updated Remote Hearing Procedures and Filing Requirements, Fred Meyer Stores and Quality Food Centers, divisions of The Kroger Co. (“Fred Meyer”) submits this Prehearing Brief.

Fred Meyer filed the Opening Testimony of its expert witness Justin Bieber on June 4, 2020. Mr. Bieber’s Testimony addressed issues related to the rate design for Schedule 200 Base Supply Service applicable to customers served under Schedule 30/730 secondary, the Rate Mitigation Adjustments, and the proposed Schedule 29 non-residential time of use pilot. Each of these issues was addressed and resolved in the Partial Stipulation filed with the Commission on August 17, 2020 and signed by Pacificorp, Commission Staff and all intervening parties in this proceeding other than the Sierra Club. Fred Meyer supports the Partial Stipulation and recommends that it be approved by the Commission in its entirety.

Fred Meyer has not addressed the remaining, contested issues that will be the subject of the Evidentiary Hearings beginning on September 9, 2020.

Respectfully submitted,

*/s/ Kurt J. Boehm*

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September 2, 2020

## CERTIFICATE OF SERVICE

I hereby certify that true copy of the foregoing was served via electronic mail, unless otherwise noted, this 2<sup>nd</sup> day of September, 2020.

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