

ISSUED: September 24, 2010

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UE 221

In the Matter of

PORTLAND GENERAL ELECTRIC
COMPANY,

2009 Annual Power Cost Variance Mechanism

RULING

DISPOSITION: SCHEDULE MODIFIED

A prehearing conference was held in this matter on July 26, 2010, and a prehearing conference memorandum issued that same date. Among other things, the adopted schedule set the date of September 15, 2010, for the filing of testimony by the Public Utility Commission of Oregon Staff (Staff) and Intervenors. No party filed testimony by September 15. No party filed a motion to extend the time or otherwise amend the schedule.

On September 22, 2010, Staff filed a motion to suspend the procedural schedule in this docket. Staff states that the parties have reached an agreement resolving all issues in this docket and intend to file a stipulation and supporting brief in this proceeding. Staff states that PGE and the Citizens' Utility Board of Oregon support the motion. Staff also notes in its motion that the Industrial Customers of Northwest Utilities was unavailable at the time of the filing of their motion.

Staff's motion is late. A motion to suspend the procedural schedule should have been filed before the date for the filing of testimony. Moreover, notice of a settlement among parties should have been filed promptly with the Commission.

Rather than suspend the schedule, I modify it. The parties are directed to file the stipulation and supporting brief by October 6, 2010.

Dated at Salem, Oregon, this 24th day of September, 2010.



Patrick Power
Administrative Law Judge

DOCKETED