

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

UM 1129

In the Matter of )  
 )  
PUBLIC UTILITY COMMISSION OF ) **RULING**  
OREGON STAFF )  
 )  
Investigation Relating to Electric Utility )  
Purchases From Qualifying Facilities. )

**DISPOSITION: CROSS-EXAMINATION SCHEDULE ESTABLISHED**

I have reviewed the statements of cross-examination for the first hearing (regarding Phase I compliance issues) of the second phase of the above-captioned docket. This hearing begins at 9:30 a.m. on February 2, 2006. Based upon my review of the statements, I believe only one day of hearing will be necessary. Nevertheless, the hearing room will remain reserved for February 8, 2006, should additional hearing time be needed. Attachment A to this ruling outlines the order of witnesses, issues, and times allotted.

As indicated in Attachment A, I will ask Portland General Electric Company (PGE) to call its witnesses first, followed by PacifiCorp, Idaho Power Company (Idaho Power), the Oregon Department of Energy (ODOE) and Staff of the Public Utility Commission of Oregon. At the time that Staff calls Ms. Schwartz to testify, Staff may ask Ms. Schwartz to supplement her testimony by addressing Staff's support of the Stipulation on Issue 4 that was submitted by ODOE witness, Carel DeWinkel.

Any party that has submitted testimony by a witness that is not scheduled for cross-examination may make a motion at the hearing, or file a motion prior to the hearing, to allow the sponsored testimony and exhibits to be accepted into the record by stipulation and without the live appearance of the witness to authenticate the pre-filed testimony.

Dated this 26<sup>th</sup> day of January, 2006, at Salem, Oregon.

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**Traci A. G. Kirkpatrick**  
Administrative Law Judge

**ATTACHMENT A:  
UM 1129 (PHASE I COMPLIANCE ISSUES) HEARING SCHEDULE  
(February 2, 2006)**

<b>Witness (Party)</b>	<b>Examined By</b>	<b>Issue(s)</b>	<b>Time</b>
Kuns (PGE)	Sherman County Court & J. R. Simplot	Cap on new QF additions; Gas price forecast	20 minutes
	ODOE	Monthly basis differentials; kind of market and volume that exists for the Opal hub forward market	30 minutes
Griswold (PacifiCorp)	Sherman County Court & J. R. Simplot	Off system QFs, sufficiency period	30 minutes
Engberg (PacifiCorp)	Sherman County Court & J. R. Simplot	Gas price forecast	10 minutes
	ODOE	Gas price forecast	30 minutes
Gale (Idaho Power)	ODOE	Financing QF projects; contract price differences in the Idaho v. Oregon markets; types of financing used; number of publicly financed projects	10 minutes
Keto (ODOE)	Idaho Power	Limitations on QF liability for defaults; ODOE's lending criteria	20 minutes
	Staff	Limitations on QF liability (cap) for defaults	15 minutes
Schwartz (Staff)	Idaho Power	Limitations on QF liability for defaults; limitations on QF's obligation to provide energy; computation of minimum delivery amount; recommendation that Idaho Power be required to utilize annual delivery obligation, rather than monthly delivery obligation	20 minutes
	ODOE	Minimum contract delivery requirements; termination damages; commercial operation date	20 minutes
	Sherman County Court & J. R. Simplot	Contract terms; default provisions; security; creditworthiness	45 minutes
Chriss (Staff)	Sherman County Court & J. R. Simplot	Gas price forecast	10 minutes
	ODOE	Gas price forecast	60 minutes

Galbraith (Staff)	Sherman County Court & J. R. Simplot	Sufficiency period	10 minutes
	Idaho Power	Pricing structure	15 minutes
Keto (ODOE)	PGE	Standard contract term	15 minutes