

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1121

In the Matter of)	
)	
OREGON ELECTRIC UTILITY COMPANY,)	PREHEARING
LLC, et al.,)	CONFERENCE
)	REPORT
)	
Application for Authorization to Acquire Portland)	
General Electric Company.)	

DISPOSITION: PETITIONS TO INTERVENE GRANTED/ SCHEDULE
ADOPTED

On March 16, 2004, a prehearing conference was held in Salem, Oregon. Appearances were made by Michael Armstrong and Benjamin Walters, City of Portland; Thad Miller and Lisa Rackner, Oregon Electric Utility Company (Applicants); Lawrence Tuttle; Jay Dudley, Portland General Electric; Sonja Ling, Renewable Northwest Project; Michael Morgan, Enron Corporation; Bob Jenks, Citizens' Utility Board (CUB); Mike Weirich, Staff; Ann Fisher, Portland Metropolitan Association of Building and Managers (BOMA); Brad Van Cleve, Industrial Customers of Northwest Utilities (ICNU) and West Linn Paper; Robert Kahn, Northwest Independent Power Producers Coalition; Rich Williams, Strategic Energy LLC; Leonard Girard; Jim Abrahamson, Community Actions Directors of Oregon (CADO) and Oregon Energy Coordinators Association (OECA); Gregory Nowak, PacifiCorp; and Dan Meek, Utility Reform Project (URP).

ALJ Logan indicated that parties were to address documents using the proper caption, which is indicated on the Commission website and at the top of this document.

In the filing, Applicants indicated their intent to waive the 19 business day limitation to approve their application under ORS 757.511(3). The waiver was acknowledged. The issue of a later deadline was reserved for a future date.

A Standard Protective Order had already been issued, and Applicants had filed a motion for a Modified Protective Order, which was to be discussed at the prehearing conference. Applicants indicated that they intended to move for an amended Modified Protective Order sometime before the next prehearing conference and that no further discussions were necessary until that time.

CUB had filed a Notice of Intent to Intervene, which was acknowledged at the conference. Enron and Portland General Electric had filed petitions to intervene.

Administrative Law Judge (ALJ) Logan indicated that she had already granted them party status with the Applicants.

Additional petitions to intervene had been filed by the following:

- Lawrence Tuttle
- Northwest Independent Power Producers Coalition
- Fred Meyer Stores and Quality Food Centers
- PacifiCorp
- IBEW Local 125
- Gary Duell
- Kafoury Brothers and Commercial Customers Group
- Tualatin Valley Water District
- Portland Metropolitan Association of Building and Managers
- Oregon Energy Partnership, CADO
- Oregon Energy Coordinators Association
- Utility Reform Project
- Lloyd Marbet
- League of Oregon Cities
- Leonard Girard and Grieg Anderson
- City of Glendale, California
- Renewable Northwest Project
- West Linn Paper Company
- ICNU
- Eugene Water and Electricity Board

No party objected. ALJ Logan found that petitioners have sufficient interest in this proceeding and that their appearances will not unreasonably broaden the issues, burden the record, or delay the proceedings. OAR 860-013-0021(2). Accordingly, those petitions were granted.

The parties also discussed open house and town hall meetings to provide information and obtain public comments about the proposed application. At the open house meetings, Staff will have one table, the ALJs will have one table, Applicants will have three tables, and Intervenors will have four tables in total. Any intervenor whose petition is received by March 30, 2004, is eligible to participate in the open house tables as an intervenor. Applicants and intervenors are responsible for creating and printing their own posterboards, but the boards must be approved for format by an ALJ before the open house meetings. Draft posterboards should be submitted to christina.smith@state.or.us. One intervenor asked about having an electronic presentation; that request is denied. Each table will consist of a station of three posterboards and additional handouts.

The schedule for posterboards and public comment meetings was adopted as follows:

Deadline to submit posterboards	March 30, 2004
Deadline for ALJ's to approve posterboards	April 2, 2004
Open House – Tualatin, Tualatin HS, 22300 SW Boones Ferry, Commons Area	April 8, 2004
Open House – Portland, Ambridge Event Center, 300 NE Multnomah	April 12, 2004
Open House – Salem, Willamette ESD, 2611 Pringle Road SE	April 13, 2004
Open House – Gresham, Mt. Hood CC, 26000 SE Stark, Town & Gown Room	April 14, 2004
Open House – Hillsboro, Shirley Huffman Auditorium, 1555 N. 1st Street	April 19, 2004
Town Hall – Salem, Willamette ESD, 2611 Pringle Road SE	April 27, 2004
Town Hall – Portland, Ambridge Event Center, 300 NE Multnomah Street	April 28, 2004

These locations may be subject to change. If there is a change, you will be notified. Doors open to the public at 7:00 p.m.; parties are encouraged to arrive at 6:30 p.m.

URP objected to the open house format on two grounds. First, URP objected that intervenors should have to collaborate on presentations and be limited to four stations. Second, URP objected that the posterboards should be subject to ALJ review. PGE responded that open house meetings are being held in addition to the traditional process, so the Commission should be able to structure the open house meetings in a manner it deems appropriate. URP's objections are denied. The Commission believes that the open house meetings will provide the best opportunity to inform the public about this docket, to answer any questions they may have, and to obtain their comments. Furthermore, as noted above, the ALJs will only be reviewing the posterboards for format, not content. Open house meetings will be held as specified above.

URP also moved to allow for electronic filing of documents with certain specifications. ALJ Logan requested that URP submit its motion in writing so that the technical specifications can be further analyzed. All filings must still be submitted to the Commission by hard copy.

Another prehearing conference is scheduled for 9:30 a.m., April 15, 2004. The conference will be held in the main hearing room at the PUC in Salem.

Dated this 19th day of March, 2004, at Salem, Oregon.

Christina M. Smith
Administrative Law Judge