

MENZA Candice

From: ROWE Sarah
Sent: Tuesday, July 25, 2017 4:40 PM
To: 'Kevin Fox'
Cc: 'Sam Harvey'; MENZA Candice; GRANT Michael
Subject: RE: Docket Number UM 1716--Notice of Filing--Oregon PUC

Mr. Fox,

We regret not being able to find a hearing time suitable to all parties. We appreciate Mr. Gilfenbaum's willingness to take time from his vacation and testify. He may appear by phone along with Mr. Olson. Each party will have a microphone and can conduct, if necessary, cross-examination of both Mr. Olson and Mr. Gilfenbaum. Candice Menza will provide the call-in information prior to the hearing.

Thank you,
Sarah Rowe

From: Kevin Fox [mailto:kfox@kfwlaw.com]
Sent: Tuesday, July 25, 2017 4:02 PM
To: ROWE Sarah <SSROWE@puc.state.or.us>
Cc: Sam Harvey <sharvey@kfwlaw.com>
Subject: Fwd: Docket Number UM 1716--Notice of Filing--Oregon PUC

Judge Rowe,

I am contacting you in hopes that we may discuss a procedural matter with respect to the August 1st hearing in UM 1716.

When parties were discussing the scheduling of the hearing, I let Commission Staff know that the witness for The Alliance for Solar Choice (TASC) is not available to be in Salem on August 1st. Staff inquired if TASC's witness could appear telephonically, which I believe Staff communicated to your honor.

Although telephonic appearance is not ideal, my witness agreed to take time away from his vacation to participate by telephone in order to assist with scheduling the hearing. At the time, we understood that the hearing would be similar to the format of the last hearing, in which there was no opportunity for cross-examination or redirect.

The attached ruling does not mention that my witness will need to appear telephonically, so I want to make sure that such arrangements will be possible? I also want to make sure your honor is comfortable with other parties' attorneys conducting cross examination of a witness who is appearing by telephone, and to inquire if it necessary to obtain consent from the other parties for such an arrangement?

Please let me know if it would be helpful to arrange a call to discuss these issues.

Thank you.

Kevin Fox, Counsel to The Alliance for Solar Choice