

BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON

Docket No. UE 374

In the Matter of

PACIFICORP d/b/a PACIFIC POWER
COMPANY

) PREHEARING STATEMENT
) OF TESLA, INC.
)

Request for a General Rate Revision

I. Introduction

In response to Administrative Law Judge (ALJ) Alison Lackey's June 30, 2020 and August 31, 2020 rulings, Tesla, Inc. (Tesla) submits this pre-hearing statement in the Matter of PacifiCorp, dba Pacific Power, Request for a General Rate Revision. This statement also contains Tesla's list of active participants, cross-examination statement, exhibit list, and list of hearing materials.

Tesla has been an active participant in this proceeding, which includes opening and Rebuttal Testimony by Mr. William Ehrlich on behalf of Tesla. After submitting Opening Testimony (TESLA/100-103) and prior to filing Rebuttal Testimony (TESLA/200), Tesla participated in settlement discussions and was able to reach an agreement in principle with other parties related to the pertinent issues covered in its opening testimony. Tesla's Rebuttal Testimony states that an agreement in principle has been reached related to rate spread and rate

design. After submission of Rebuttal Testimony, a Stipulation regarding that settlement was signed by Tesla along with other parties and filed in the docket on August 17, 2020.¹

Tesla's primary issues, enumerated in Opening Testimony, were as follows:

1. The eligibility language for Schedule 45 should be modified to enable participation by all public DCFC stations.
2. The applicability language for Schedule 45 and Schedule 29 should be adjusted in terms of the demand cap.
3. The time-of-use periods for Schedule 29 should be aligned with the current time-of-use periods of Schedule 45 rather than the time-of-use periods of Schedule 48.
4. Schedule 29 should include provisions to incrementally lift the participant cap if the 100-meter cap is reached due to increased customer interest.

These issues are sufficiently addressed in the Stipulation as filed on August 17, 2020.

Therefore, Tesla has no issues that it intends to raise in the Hearings that commence on September 9, 2020 beyond support for the Stipulation.

II. Stipulation

Tesla supports the Stipulation as filed, which includes resolution on the initial issues raised in Tesla's testimony. Paragraphs 14 and 19 in the Stipulation specifically address Tesla's concerns in this case, which are focused on Schedule 45 eligibility and Schedule 29 rate design.²

¹ PacifiCorp, CUB, AWEC, Calpine Solutions, ChargePoint, Tesla, Fred Meyer, SBUA, Walmart, KWUA, Oregon Farm Bureau, Vitesse, and Staff's Partial Settlement Stipulation filed on 8/17/2020 in Docket No. UE 374.

² Tesla's Opening Testimony of William Ehrlich (Tesla/100-103, Ehrlich). Filed by Tesla on 6/4/2020 in Docket No. UE 374.

The Stipulation’s terms address the issues raised by Tesla in a fair, just, and reasonable manner, and Tesla recommends that the Stipulation should be approved.

III. Tesla’s List of Active Participants

Tesla’s counsel Kevin Auerbacher will attend the hearing to the extent necessary, but given the Stipulation Tesla does not intend to actively participate beyond its support for the Stipulation. William Ehrlich, Senior Policy Advisory for EV Charging and Rates at Tesla, will be available for cross-examination. However, given the Stipulation, unless a party plans to cross-examine him, Tesla asks that he be excused from the hearing.

IV. Tesla’s Cross Examination Statement

Tesla does not intend to cross examine any witnesses at hearing

V. Tesla’s List of Exhibits

Tesla has already filed the following previously submitted exhibits and testimony. The issues discussed in these materials were addressed in the Stipulation.

Testimony/Exhibits	Description	Date Filed or Submitted
Tesla/100-103	Opening Testimony of William Ehrlich	June 4, 2020
Tesla/200	Rebuttal Testimony of William Ehrlich	July 24, 2020

VI. Tesla's List of Hearing Materials

Tesla does not intend to rely on any other materials beyond those listed in the table above.

VII. Conclusion

Tesla appreciates the opportunity to submit this pre-hearing brief to demonstrate its support for the Stipulation as filed. Tesla does not intend to raise further issues during the Hearings. Tesla thanks Pacific Power, Commission Staff, and other parties for working together towards an appropriate resolution in this matter.

Respectfully Submitted,

/s/Kevin Auerbacher

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