

January 10, 2005

VIA FACSIMILE AND OVERNIGHT MAIL

Honorable Kathryn A. Logan  
Honorable Christina M. Smith  
Administrative Law Judges  
Oregon Public Utility Commission  
550 Capitol Street NE, Suite 215  
Salem, OR 97308-2148

Re: UM 1121: Change of Confidentiality Designation for Certain Documents in the Record

Dear Judges Logan and Smith:

As you are aware, last Wednesday the Willamette Week newspaper published an article in which it announced that it had obtained Applicants' confidential documents filed in this case from one of the intervenors. In that article, Willamette Week selectively disclosed and discussed portions of those documents in what we believe to be a misleading fashion. We understand and appreciate the Commission's acknowledgment that such unauthorized disclosure does not waive Applicants' right to continue to claim confidential status for those documents. However, as a practical matter, Applicants have determined that, at this point, they and the public will be better served if interested persons can review the confidential documents in their entirety in order to evaluate them fairly and in context. For this reason, the Applicants have changed the confidentiality designation of the following documents from "confidential" to "public." All of these documents are part of the official record in this proceeding and are described using the appropriate exhibit number.

- Oregon Electric/101, Davis/1-2
- Oregon Electric/203, Wheeler/3, 11-13, 25, 28-29
- Staff/202, Morgan/25-165, 169-183, 188-189, 196-224, 226-462, 590-592, 597-608
- Staff/302, Durrenberger/1-230, 232-238
- Staff/800, Conway/12
- Staff/1000, Durrenberger/3
- CUB/104, Jenks-Brown/1-2

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- CUB/105, Jenks-Brown/1-13
- CUB/106, Jenks-Brown/1
- CUB/107, Jenks-Brown/1-2
- CUB/108, Jenks-Brown/1
- CUB/109, Jenks-Brown/1
- CUB/110, Jenks-Brown/1-4
- CUB/112, Jenks-Brown/1-2
- CUB/205, Dittmer/1
- CUB/207, Dittmer/1
- CUB/301, Jenks-Brown/1
- CUB/302, Jenks-Brown/1-3
- ICNU/102, Schoenbeck/1-7
- ICNU/104, Schoenbeck/1-22
- ICNU/106, Schoenbeck/1-12
- ICNU/107, Schoenbeck/1-13
- ICNU/108, Schoenbeck/1-3
- ICNU/109, Schoenbeck/1
- ICNU/110, Schoenbeck/1
- ICNU/111, Schoenbeck/1-43
- ICNU/203, Antonuk-Vickroy/1-14
- ICNU/204, Antonuk-Vickroy/1-3
- ICNU/510, pages 1-4 (cross-examination exhibit)
- ICNU/802, pages 1-2 (cross-examination exhibit)
- ICNU/803, page 1 (cross-examination exhibit)
- ICNU/804, page 1 (cross-examination exhibit)
- ICNU/902, Transcript of the Deposition of Kelvin L. Davis, all confidential pages and exhibits
- ICNU/903, pages 1-24 (cross-examination exhibit)

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- ICNU/904, pages 1-2 (cross-examination exhibit)
- ICNU/905, pages 1-24 (cross-examination exhibit)

With the removal of the confidential designations for the above documents, only the following five confidential exhibits remain in the official record. The Applicants do not have the unilateral authority to change the confidentiality designations of these exhibits.

- Exhibit Staff/202, Morgan/463-502, 575-589
- Exhibit CUB/203, Dittmer/1
- Exhibit CUB/204, Dittmer/1
- Exhibit ICNU/202, Antonuk-Vickroy/1
- ICNU/806, pages 18, 26-27, 35, 38, 42, 44, 47-49, 51-57, 81, 83, 94 (cross-examination exhibit)

Please contact me with any questions.

Sincerely,



Lisa F. Rackner

cc: UM 1121 Service List  
Bryan Conway

**CERTIFICATE OF SERVICE  
UM 1121**

I hereby certify that a true and correct copy of **LETTER TO ADMINISTRATIVE LAW JUDGES LOGAN AND SMITH REGARDING CHANGE OF CONFIDENTIALITY DESIGNATION FOR CERTAIN DOCUMENTS IN THE RECORD** was served via U.S. Mail on the following parties on January 10, 2005:

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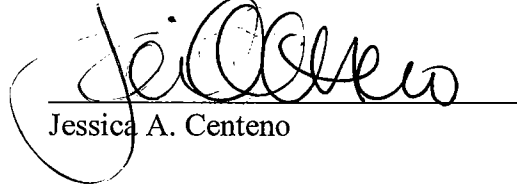
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