

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1121

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

DISPOSITION: SCHEDULE MODIFIED

On June 18, 2004, a prehearing conference was held in Salem, Oregon. Appearances were made by Oregon Electric Utility Company, LLC, *et al.* (Applicants), Portland General Electric (PGE), Enron Corp., Bonneville Power Administration, Industrial Customers of Northwest Utilities (ICNU), Community Action Directors of Oregon, Oregon Energy Coordinators Association, Staff of the Public Utility Commission of Oregon (Staff), Utility Reform Project, Renewable Northwest Project, Citizens' Utility Board, City of Portland, Northwest Independent Power Producers Coalition, Strategic Energy, LLC, and Portland Metropolitan Association of Building and Managers.

Schedule

The parties agreed to modify the procedural schedule. The new schedule, which was adopted, is as follows:

ACTION	DUE DATE
Staff & Intervenors File Testimony	July 21, 2004
Applicants File Rebuttal Testimony	August 16, 2004 ¹
Settlement Conference	August 23-24, 2004
Status Conference (Notice to be served at a later date.)	August 26, 2004
Staff & Intervenors File Surrebuttal Testimony	September 22, 2004
Settlement Conference	September 27, 2004
Applicants file Sursurrebuttal Testimony	October 11, 2004 (by 8:00 am)
Settlement Conference	October 14, 2004
Status Conference	October 15, 2004
Hearings (Notice to be served at a later date.)	October 19-21, 2004
Briefs Due (opening and reply)	To be determined
Oral Argument before Commission	To be determined

¹ Applicants will send other parties a courtesy copy of the filing by noon, even though the filing is due to be filed with the PUC no later than 5:00 pm on the 16th. Applicants need to make certain that parties are served with the same filing submitted to the PUC.

The dates for filing are considered "in-hand" dates.

We also note that the schedule change causes a slight revision to the prehearing conference report issued April 16, 2004, regarding data responses. Staff and intervenors are to respond within seven working days to Applicants' data requests generated in response to Staff and intervenors' testimony filed July 21, 2004. Applicants are to respond by 8:00 am on October 18, 2004, to Staff and intervenors' data requests generated in response to Applicants' testimony filed October 11, 2004, if the data requests are received by noon on October 12, 2004. If Staff and intervenors' data requests are received after noon on October 12, 2004, Applicants must respond within five working days.

We have included the settlement conference dates in the schedule. We remind the parties, however, that the Administrative Hearings Division does not issue notices for these events. Therefore, the parties are free to reset these types of conferences, or add new ones, without submitting a motion to the Administrative Law Judges.

A dial-in telephone number will be provided for the status conferences. Reminder – *parties should notify us no later than one week prior to the status conference if they wish to participate by telephone.* We also remind parties that the use of cell phones may make it difficult for them to hear and participate in the conference.

Finally, the Commissioners are available on December 8 and 9 for oral argument in this docket. Our preference is for oral argument to be held on December 8. By July 6, 2004, please notify Cheryl Walker by email or telephone (Cheryl.Walker@state.or.us/ 503.378.2849) if you are unavailable for either date.

Issues List

The parties stated that more time was needed to complete a joint issues list for the docket. This list is now due on or before June 25, 2004.

Discovery/Protective Order Issues

ICNU and Applicants are trying to resolve the discovery issues that triggered Applicants' request for a heightened protective order. ICNU intends to file its response to the certification motion on June 22, 2004. The parties were informed that if they were able to resolve the matter, the certification motion would not be ruled upon, as the matter would then be moot.

PGE and Applicants were informed that the ruling regarding the deposition of Peggy Fowler would be issued on June 21, 2004.

Dated this 23rd day of June, 2004.

Kathryn A. Logan
Administrative Law Judge

Christina M. Smith
Administrative Law Judge