

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON

UF 4218/UM 1206

In the Matter of the Application of  
PORTLAND GENERAL ELECTRIC  
COMPANY for an Order Authorizing the  
Issuance of 62,500,000 Shares of New  
Common Stock Pursuant to ORS 757.410 et  
seq.;

and

In the Matter of the Application of  
STEPHEN FORBES COOPER, LLC, as  
Disbursing Agent, on behalf of the  
RESERVE FOR DISPUTED CLAIMS, for  
an Order Allowing the Reserve for Disputed  
Claims to Acquire the Power to Exercise  
Substantial Influence over the Affairs and  
Policies of Portland General Electric  
Company Pursuant to ORS 757.511.

PETITION TO INTERVENE BY PGE  
MUTUAL UTILITY, INC.

Pursuant to *OAR* 860-013-0021, petitioner PGE Mutual Utility, Inc. respectfully submits  
this petition to intervene in the above-referenced dockets.

**I. Name and Address of Petitioner**

PGE Mutual Utility, Inc.  
5 Centerpointe Drive, Suite 400  
Lake Oswego, OR 97035

///

///

///

1 **11. Name and Address of Petitioner's Attorneys**

2 Petitioner will be represented in these proceedings by the following attorneys:

3 Lawrence Reichman, OSB No. 86083  
4 Ivan Gold, OSB No. 72102  
5 PERKINS COIE LLP  
6 1120NW Couch St., 10<sup>th</sup> Floor  
7 Portland, Oregon 97209  
(503) 727-2019, LReichman@perkinscoie.com  
(503) 727-2124, IGold@perkinscoie.com  
(503) 727-2222 (facsimile)

8 **111. Nature and Extent of Petitioner's Interest in This Proceeding**

9 Petitioner is organized as an Oregon nonprofit mutual benefit corporation under ORS  
10 Chapter 65. Petitioner is interested in purchasing all of the current outstanding stock of PGE and  
11 operating PGE as a mutual benefit corporation for the benefit of its customers. The management  
12 team of petitioner has been pursuing legislation in the 2005 Oregon legislative session that would  
13 authorize a funding mechanism to permit such an acquisition. Petitioner is interested in this  
14 proceeding because its ability to purchase PGE will be affected by the outcome of this  
15 proceeding. Accordingly, petitioner has a sufficient interest in this proceeding.  
16

17 **IV. The Issues the Petitioner Intends to Raise in the Proceeding**

18 Petitioner intends to raises issues with respect to whether the issuance of securities by  
19 PGE and the acquisition of the power to exercise substantial influence over PGE, as proposed in  
20 the pending Application, satisfy the applicable statutory standards and criteria.

21 **V. Any Special Knowledge or Expertise of the Petitioner Which Would Assist  
22 the Commission in Resolving the Issues in the Proceeding**

23 The members of the management team of petitioner collectively have over 200 years  
24 experience in the management of electric utilities in Oregon. In addition, they recently have  
25 focused considerable attention in connection with their legislative efforts on the potential  
26

1 acquisition of PGE. For these reasons, petitioner can bring considerable relevant knowledge and  
2 expertise to bear upon the issues that will be presented to the Commission for decision.

3 The Application was filed on or about June 17,2005. The Commission has not yet  
4 established a procedural schedule in this docket. Accordingly, petitioner's appearance and  
5 participation will not unreasonably delay the proceeding. Petitioner's intervention will not  
6 burden the record or unreasonably broaden the issues.

7 For the foregoing reasons, petitioner PGE Mutual Utility, Inc. respectfully requests that  
8 the Commission grant its petition to intervene in these combined dockets.

9 DATED: July 13,2005.

10 Respectfully submitted,

11 **PERKINS COIE, LLP**

12 

13 

---

Lawrence H. Reichman, OSB No. 86083

Ivan Gold, OSB No. 72102

14 Attorneys for Petitioner PGE Mutual Utility, Inc.

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that I served the foregoing **PETITION TO INTERVENE BY PGE**  
3 **MUTUAL UTILITY, INC.** in Dockets UF 42 18/UM 1206 on the following named person(s) on  
4 the date indicated below by

5  mailing with postage prepaid

6  electronic mail (email)

7  
8 to said person(s) a true copy thereof, contained in a sealed envelope, addressed to said person(s)  
9 at his or her last-known address(es) indicated below:

10 SEE ATTACHED SERVICE LIST

11  
12  
13 DATED: July 13, 2005

14 

15 \_\_\_\_\_  
16 Lawrence H. Reichman, OSB 86083

17 Counsel for Petitioner PGE Mutual Utility, Inc.  
18  
19  
20  
21  
22  
23  
24  
25  
26

**SERVICE LIST**  
**UF 4218/UM 1206**

<p>SUSAN ANDERSON CITY OF PORTLAND OFFICE OF SUSTAINABLE DEV 721 NW 9TH AVE -- SUITE 350 PORTLAND OR 97209-3447 susananderson@ci.portland.or.us</p>	<p>STEPHANIE SANDRUS DEPARTMENT OF JUSTICE REGULATED UTILITY &amp; BUSINESS SECTION 1162 COURT ST NE SALEM OR 97301-4096 stephanie.andrus@state.or.us</p>
<p>LOWREY R BROWN CITIZENS' UTILITY BOARD OF OREGON 610 SW BROADWAY, SUITE 308 PORTLAND OR 97205 lowrey@oregoncub.org</p>	<p>MELINDA J DAVISON DAVISON VAN CLEVE PC 333 SW TAYLOR, STE. 400 PORTLAND OR 97204 mail@dvclaw.com</p>
<p>J JEFFREY DUDLEY PORTLAND GENERAL ELECTRIC 121 SW SALMON ST 1WTC1300 PORTLAND OR 97204 jay.dudley@pgn.com</p>	<p>JASON EISDORFER CITIZENS UTILITY BOARD OF OREGON 610 SW BROADWAY STE 308 PORTLAND OR 97205 jason@oregoncub.org</p>
<p>JAMES F FELL STOEL RIVES LLP 900 SW 5TH AVE STE 2600 PORTLAND OR 97204-1268 jffell@stoel.com</p>	<p>KATHERINE A MCDOWELL STOEL RIVES LLP 900 SW FIFTH AVE STE 1600 PORTLAND OR 97204-1268 kamcdowell@stoel.com</p>
<p>DANIEL W MEEK DANIEL W MEEK ATTORNEY AT LAW 10949 SW 4TH AVE PORTLAND OR 97219 dan@meek.net</p>	<p>MICHAEL M MORGAN TONKON TORP LLP 888 SW 5TH AVE STE 1600 PORTLAND OR 97204-2099 mike@tonkon.com</p>
<p>PGE- OPUC FILINGS RATES &amp; REGULATORY AFFAIRS PORTLAND GENERAL ELECTRIC COMPANY 121 SW SALMON STREET, 1WTC0702 PORTLAND OR 97204 pge.opuc.filings@pgn.com</p>	<p>MITCHELL TAYLOR ENRON CORPORATION 1221 LAMAR - STE 1600 HOUSTON TX 77251 mitchell.taylor@enron.com</p>
<p>BENJAMIN WALTERS CITY OF PORTLAND - OFFICE OF CITY ATTORNEY 1221 SW 4TH AVE - RM 430 PORTLAND OR 97204 bwalters@ci.portland.or.us</p>	