

1 **BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON**

2
3 **UM 1224**

4 **UTILITY REFORM PROJECT and**
5 **KEN LEWIS,**

RENEWAL OF APPLICATION
FOR DEFERRED ACCOUNT

6
7 **Complainants/Applicants,**

8
9 **v.**

10
11 **PORTLAND GENERAL ELECTRIC**
12 **CO.,**

13
14 **Defendant.**

- 15
16
- 17 1. Pursuant to ORS 756.500, ORS 757.259, and all other applicable
18 statutes and rules, the Utility Reform Project (URP) and Ken Lewis file
19 this Renewal of Application for Deferred Accounting.
20
 - 21 2. This Renewal of Application applies to the Application for Deferred
22 Accounting filed October 5, 2005, and seeks continuation of the deferred
23 account which may be created pursuant to that Application.
24
 - 25 3. This Renewal of Application incorporates by reference all of the
26 elements of the Application for Deferred Accounting filed October 5,
27 2005, in this docket.
28
 - 29 4. The original Application has not been granted or denied but remains
30 pending. Thus, this Renewal of Application may be considered
31 premature or unnecessary.
32
 - 33 5. Contents of Application (OAR 860-027-0300)
34
 - 35 (a) A description of the utility expense or revenue for which deferred
36 accounting is requested.
37

38 The revenue is the amount charged to ratepayers, under current
39 rate schedules, due to the estimated PGE liabilities for "federal

1 income taxes" and "state income taxes." All of the revenue
2 should be included in the deferred account, less any amounts of
3 federal or state income taxes actually paid by PGE or on behalf
4 of PGE by its corporate parent.

- 5
6 (b) The reason(s) deferred accounting is being requested and a
7 reference to the section(s) of ORS 757.259 or 759.200 under
8 which deferral may be authorized.

9
10 Deferred accounting is requested, because PGE is charging
11 ratepayers approximately \$92.6 million annually for "federal
12 income taxes" and "state income taxes" that is not being paid to
13 either government. The Commission has concluded that, as of
14 the effective date of SB 408, such charges are not fair, just and
15 reasonable.

16
17 This deferred account should be authorized pursuant to ORS
18 757.259(1)(a) and (2)(e).

- 19
20 (c) The account proposed for recording of the amounts to be
21 deferred and the account which would be used for recording the
22 amounts in the absence of approval of deferred accounting.

23
24 The Commission should record the amounts to be deferred in a
25 new "Unpaid Federal and State Income Taxes Charged to
26 Ratepayers" account. The account currently used by PGE for
27 recording the revenue it receives from ratepayers for its phony
28 income taxes is unknown to Applicants.

- 29
30 (d) An estimate of the amounts to be recorded in the deferred
31 account for the 12-month period subsequent to this Renewal of
32 Application.

33
34 The estimate is \$92.6 million, less the amounts returned to
35 ratepayers pursuant to automatic adjustment provisions adopted
36 and implemented pursuant to SB 408 (1995).

- 37
38 (e) A copy of the notice of application for deferred accounting and
39 list of persons served with the notice.
40

1
2
3
4
5

The notice and service list attached.

Dated: October 5, 2005

Respectfully Submitted,

DANIEL W. MEEK
OSB No. 79124
10949 S.W. 4th Avenue
Portland, OR 97219
(503) 293-9021 fax 293-9099
dan@meek.net

Attorney for Applicants

1
2
3 **CERTIFICATE OF SERVICE**

4 I hereby certify that I filed served for foregoing RENEWAL OF APPLICATION
5 FOR DEFERRED ACCOUNT by email to the list below and by depositing a true
6 copy in the U.S. Mail, first class postage prepaid, a true and correct copy upon
7 the addresses below.

8 David White
9 Tonkon, Trop
10 888 SW 5th Avenue #1600
11 Portland, OR 97204
12

13 Inara Scott
14 Portland General Electric Co.
15 121 S.W. Salmon 1WTC1300
16 Portland, OR 97204
17

18 David B. Hatton
19 Assistant Attorney General
20 Oregon Department of Justice
21 Regulated Utility & Business Section
22 1162 Court Street NE
23 Salem, OR 97301-4096
24

25 Linda K. Williams
26 Kafoury & McDougal
27 10266 SW Lancaster Road
28 Portland, OR 97219-6305
29

30 Portland General Electric Company
31 Rates & Regulatory Affairs
32 121 SW Salmon Street, 1WTC0702
33 Portland, OR 97204
34

35 Dated: October 26, 2006
36
37

38 _____
39 Daniel W. Meek

1 **BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON**

2
3 **UTILITY REFORM PROJECT and**
4 **KEN LEWIS,**
5
6 **Complainants/Applicants,**
7
8 **v.**
9
10 **PORTLAND GENERAL ELECTRIC CO.,**
11
12 **Defendant.**

NOTICE OF:
RENEWAL OF APPLICATION
FOR DEFERRED ACCOUNT

13
14
15 Pursuant to OAR 860-027-0300, Complainants/Applicants Utility Reform Project
16 (URP) and Ken Lewis provide this Notice of Renewal of Application for Deferred
17 Account to Portland General Electric Co. (PGE).

- 18
19 1. Utility Reform Project (URP) is a non-profit corporation duly incorporated under
20 the laws of the State of Oregon. Its mailing address is 10949 S.W. 4th
21 Avenue, Portland, Oregon 97219. Among the principal purposes of the
22 Project is to represent its members and utility ratepayers generally in
23 proceedings before the Oregon Public Utility Commission (OPUC). The
24 Project has more than 20 members, several of whom are PGE ratepayers.
25
26 2. Ken Lewis resides in Portland, Oregon, and has been a residential customer
27 of PGE at all relevant times, with one or more accounts for electric service.
28
29 **3. OAR 860-027-0300(6) Content of Notice:**
30
31 (a) The Complainants/Applicants have applied to the Commission for an
32 order requiring that deferred accounting be used by an energy or large
33 telecommunications utility--namely, PGE.
34
35 (b) The utility revenues for which deferred accounting is requested are: the
36 amounts charged to ratepayers, under current rate schedules, due to the
37 estimated PGE liabilities for "federal income taxes" and "state income
38 taxes," which are not paid to those governments.
39
40 (c) An interested person can obtain a copy of the application by request to
41 info@utilityreform.net.

1
2
3
4
5
6
7

- (d) Any person may submit to the Commission written comment on the renewal of application by November 20, 2006.
- (e) The granting of the application will not authorize a change in rates, but will permit the Commission to consider allowing such deferred amounts in rates in a subsequent proceeding.

8

Dated: October 26, 2006

Respectfully Submitted,

9

DANIEL W. MEEK
OSB No. 79124
10949 S.W. 4th Avenue
Portland, OR 97219
(503) 293-9021 fax 293-9099
dan@meek.net

Attorney for Applicants

10

1
2
3 **CERTIFICATE OF SERVICE**

4 I hereby certify that I filed served for foregoing NOTICE OF: APPLICATION FOR
5 DEFERRED ACCOUNT by email to the list below and by depositing a true copy in the
6 U.S. Mail, first class postage prepaid, a true and correct copy upon the addresses
7 below.

8 David White
9 Tonkon, Trop
10 888 SW 5th Avenue #1600
11 Portland, OR 97204
12

13 Inara Scott
14 Portland General Electric Co.
15 121 S.W. Salmon 1WTC1300
16 Portland, OR 97204
17

18 David B. Hatton
19 Assistant Attorney General
20 Oregon Department of Justice
21 Regulated Utility & Business Section
22 1162 Court Street NE
23 Salem, OR 97301-4096
24

25 Linda K. Williams
26 Kafoury & McDougal
27 10266 SW Lancaster Road
28 Portland, OR 97219-6305
29

30 Portland General Electric Company
31 Rates & Regulatory Affairs
32 121 SW Salmon Street, 1WTC0702
33 Portland, OR 97204
34

35 Dated: October 26, 2006
36
37

38 _____
Daniel W. Meek
39