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DEPARTMENT OF JUSTICE
GENERAL COUNSEL DIVISION

December 1, 2009

Traci Kirkpatrick
Administrative Law Judge
Public Utility Commission of Oregon
550 Capitol St NE – Suite 215
Salem OR 97301

Re: UM 1442 Hearing: Cross Examination Statement

Dear Judge Kirkpatrick:

I am authorized to state on behalf of Pacific Power (PacifiCorp), the Industrial Customers of the Northwest (ICNU), the Oregon Department of Energy (ODOE) and the Commission staff (collectively, "Parties") that the Parties do not intend to cross examine any witnesses in this proceeding. If no other party intends to conduct cross examination, the Parties do not believe a hearing is necessary. Further, if the hearing is canceled, the Parties intend to still submit simultaneous opening briefs on December 15th as currently scheduled.

Sincerely,

Michael T. Weirich
Assistant Attorney General
Regulated Utility & Business Section

MTW:nal/1741627-v1
c: all parties

1 **CERTIFICATE OF SERVICE**

2 I certify that on December 1, 2009 I served the foregoing Cross Examination Statement
3 upon the parties in this proceeding by electronic mail and by sending a true, exact and full copy
4 by regular mail, postage prepaid, or by hand-delivery/shuttle, to the parties accepting paper
5 service.

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