

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1610

In the Matter of

PUBLIC UTILITY COMMISSION OF
OREGON,

Investigation into Qualifying Facility
Contracting and Pricing.

RULING

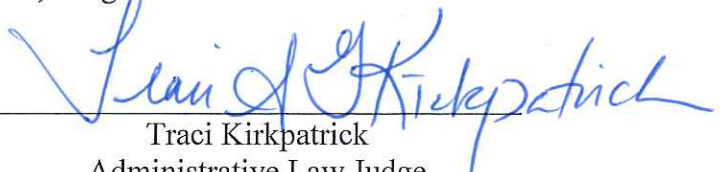
**DISPOSITION: MOTION TO STRIKE COMMENTS OF CITY OF
PORTLAND DENIED**

On July 27, 2016, the City of Portland filed comments in response to two filings in this docket: (1) the Application for Reconsideration and Motion for Stay jointly filed by PacifiCorp and Portland General Electric (PGE); and (2) the Compliance Filing and Application for Reconsideration, Rehearing, and/or Clarification of Idaho Power Company. The City of Portland acknowledges it is not a party to this proceeding, but states an interest in the proceedings and asks the Commission to consider its comments.

On August 2, 2016, PGE filed a Motion to Strike the Comments of the City of Portland. The City of Portland did not file a petition to intervene, PGE states, and would not in any case meet intervenor requirements because its participation would unreasonably broaden the scope of the issues and burden the record. PGE particularly objects to an attempt to raise the issue of whether PGE should offer prices for the City's hydroelectric project based on a base load standard avoided cost price. PGE asserts that the issue pertains to the Schedule 202 contract negotiations between the City and PGE and does not relate to the issues contained in the applications for reconsideration. On August 11, 2016, the City of Portland filed a reply to PGE's Motion to Strike.

The City of Portland implicitly asks to be an "interested person" in this docket under OAR 860-001-0300 by filing its comments. That request is granted. Interested persons may file comments, but may not file pleadings (as defined by OAR 860-001-0390) or introduce evidence. Comments may be accepted and placed in the administrative record, but not in the evidentiary record because they are not subject to cross-examination. PGE's motion to strike is, therefore, unnecessary as the comments by the City of Portland do not have evidentiary value. PGE's motion to strike is denied.

Dated this 15th day of August, 2016, at Salem, Oregon.


Traci Kirkpatrick
Administrative Law Judge