

ITEM NO. CA5

PUBLIC UTILITY COMMISSION OF OREGON
STAFF REPORT
PUBLIC MEETING DATE: April 23, 2019

REGULAR CONSENT EFFECTIVE DATE May 1, 2019

DATE: April 4, 2019

TO: Public Utility Commission

FROM: Marianne Gardner ^{MG}

THROUGH: Jason Eisdorfer and John Crider ^{EJ}

SUBJECT: PACIFIC POWER: (Docket No. UM 1631) Requests Limited Waiver of Filing Deadline in OAR 860-027-0070(1).

STAFF RECOMMENDATION:

Staff recommends that Pacific Power's (PacifiCorp or Company) request for a limited waiver of the filing deadline in OAR 860-027-0070(1) from May 1, 2019 to May 31, 2019, be approved.

DISCUSSION:

Issue

Whether the Commission should waive the May 1 filing deadline for PacifiCorp's Annual Reports under OAR 860-027-0000(2), which authorizes the Commission to waive the requirement for good cause shown.

Applicable Rule

Under OAR 860-027-0070(1), PacifiCorp must file an "Annual Report" with the Commission each year by May 1. Under OAR 860-027-0000(1), the Commission may waive the requirement to file the Annual Report by May 1 for good cause shown.

Analysis

Background

OAR 860-027-0070(1) requires electric, gas, water, and steam utilities to file their Annual Reports by May 1 of each year. PacifiCorp requests an alternative filing deadline of May 31, 2019. The Company states that this extension is necessary to allow sufficient time to process the data necessary to produce the reports in each of the Company's state jurisdictions.

In 2014, the Commission changed its rules to make all annual reports and results of operations filed by electric and gas companies due on the same date, which was May 1. All utilities agreed to this date except PacifiCorp. The Company indicated that it would be unable to get the reports completed until May 31.

Staff decided that rather than write an exception into the rule for PacifiCorp, the Company would be required to file for a waiver each year. Staff expects that a waiver filing from PacifiCorp will be an annual event. As anticipated, PacifiCorp filed its petition for a limited waiver of OAR 860-027-0070(1) on April 3, 2019.

Conclusion

The Commission Staff has examined the petition and believes there is good cause to waive the May 1 deadline. The Company does need the extra time requested. Staff recommends that the Commission grant PacifiCorp's request.

PROPOSED COMMISSION MOTION:

Approve Pacific Power's request for a limited waiver of the filing deadline from May 1, 2019 to May 31, 2019.