

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

3 UM 1790

4 In the Matter of  
5 PACIFICORP, dba PACIFIC POWER,  
6 2017-2021 Renewable Portfolio Standard  
7 Implementation Plan.

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**STAFF'S AMENDED UNOPPOSED REQUEST  
FOR WAIVER OF OAR 860-083-0400(8) AND  
STIPULATED MOTION TO ADOPT A  
PROCEDURAL SCHEDULE**

9 It has come to Staff's attention that it failed to consult with one of the intervenors, the  
10 Small Business Utility Advocates (SBUA), prior to filing its Request and Motion. Staff has  
11 since communicated with SBUA's lawyer and has been advised that the SBUA does not oppose  
12 Staff's Request and that the SBUA supports Staff's Motion. Staff is filing this Amended  
13 Request and Motion to correct its earlier oversight with the additional language as shown in bold  
14 print on page 2.

15 After Staff filed its Request and Motion, Pursuant to OAR 860-001-0420(2) and OAR  
16 860-083-0005(2), Staff of the Public Utility Commission of Oregon (Staff) moves the  
17 Administrative Law Judge (ALJ) for an order granting Staff's request to waive the time set by  
18 OAR 860-038-0400(8) for filing comments in this docket. Staff further requests that the ALJ  
19 adopt the procedural schedule agreed to by the parties in this proceeding as shown on page two  
20 of this motion.

21 OAR 860-038-0400(8)(a) provides that Staff and other interested persons may file  
22 written comments on PacifiCorp's "renewable portfolio implementation plan" (RPIP) within 45  
23 calendar days of its filing, and that the Company then has 30 days to file a written response to  
24 any comments filed. Under this subsection of the rule, Staff "should present its recommendation  
25 at a Commission public meeting within 120 days of the implementation plan filing date." *Id.*

26 OAR 860-083-0005(2) provides that the Commission may waive any of the Division 083

1 rules upon request or upon its own motion for good cause shown. Given the complexity and  
2 importance of PacifiCorp's filing in light of the recently enacted SB 1547, Staff believes there is  
3 good cause in this case to waive the provisions in OAR 860-038-0400(8)(a) in order to allow  
4 time for additional analysis. In accordance with ORS 469A.075(3) and OAR 860-083-  
5 0400(8)(c), Staff's proposed schedule, shown below, allows for final Commission action on  
6 PacifiCorp's RPIP no later than six months after the Company filed its RPIP on July 15, 2016.

7 Staff has conferred with PacifiCorp, the Industrial Customers of Northwest Utilities,  
8 Renewable Northwest, the Citizens' Utility Board of Oregon **and the SBUA**. No party objects  
9 to Staff's request for waiver of OAR 860-083-0400(8)(a). Further, Staff is authorized to state  
10 that the parties have agreed to the following procedural schedule:

Event	Date - 2016
Staff and Intervenor Opening Comments	September 9
PacifiCorp Response Comments	October 28
Staff Public Meeting Memo Posted on PUC website	December 2
Commission Special Public Meeting	December 15 (1:30 pm)

16 Staff respectfully requests: (1) that the Commission grant its unopposed request for  
17 waiver of OAR 860-083-0400(8)(a) and (2) that the ALJ adopt the above proposed procedural  
18 schedule for this proceeding.

19 DATED this 10<sup>th</sup> day of August, 2016

20 Respectfully submitted,

21 ELLEN F. ROSENBLUM  
22 Attorney General

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24 Michael T. Weirich, OSB # 824250  
25 Assistant Attorney General  
26 Of Attorneys for Staff of the Public Utility  
Commission of Oregon