

BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON

COLUMBIA BASIN ELECTRIC
COOPERATIVE, INC.

Complainant,

vs.

UMATILLA ELECTRIC COOPERATIVE,
INC.

Defendant.

Docket No. UM 1823

**JOINT MOTION FOR LIMITED
STAY OF PROCEDURAL
SCHEDULE BY COLUMBIA
BASIN ELECTRIC
COOPERATIVE, INC.,
UMATILLA ELECTRIC
COOPERATIVE, INC. AND
WHEATRIDGE WIND ENERGY,
LLC**

1 **I. Introduction**

2 Columbia Basin Electric Cooperative, Inc. (“CBEC”), Umatilla Electric Cooperative, Inc.
3 (“UEC”) and Wheatridge Wind Energy, LLC (“Wheatridge”) respectfully submit this joint
4 motion for a limited stay of the procedural schedule in order for CBEC, UEC and Wheatridge to
5 conduct confidential settlement discussions. The moving parties have conferred with counsel for
6 Staff, who has indicated that Staff does not object to the motion.

7 At Wheatridge’s request, CBEC and UEC have agreed to a limited stay of the proceeding
8 starting immediately upon filing of this motion and ending on July 31, 2017. The purpose of the
9 limited stay is for CBEC, UEC and Wheatridge to conduct confidential discussions to settle all
10 outstanding issues in Docket No. UM 1823, including the following: (i) the execution of
11 definitive agreements on the design, construction, ownership, operation and maintenance of the
12 transmission line in dispute; (ii) the execution of an interconnection agreement between CBEC
13 and UEC and (iii) the resolution of the provision of station service consistent with the respective
14 service territories of CBEC and UEC.

1 If CBEC, UEC and Wheatridge cannot reach settlement on all outstanding issues as of
 2 the close of business on July 31, 2017, the parties agree that the stay shall be lifted on August 1,
 3 2017 and request that the following procedural schedule be adopted.

EVENT	DATE
Parties may issue discovery requests	August 1, 2017
The resolution of all discovery disputes related to pre-stay discovery requests	August 2, 2017
Columbia Basin’s Initial Testimony	August 8, 2017
UEC, Wheatridge and Staff Reply Testimony	August 22, 2017
Columbia Basin Reply Testimony	September 1, 2017
All-Party Cross-Examination Statements	September 7, 2017
Hearing	September 14, 2017
Initial Briefs	September 25, 2017
Reply Briefs	October 4, 2017

4 The moving parties recognize that the proposed hearing date will be subject to
 5 Commission availability but, by virtue of this motion, agree to all other pre-hearing dates
 6 proposed above and will not seek additional changes to those dates without the agreement of all
 7 parties. In order to accommodate this schedule, the parties agree to the following shortened
 8 timeframes for responding to discovery: (1) discovery served by CBEC on August 1, 2017 to
 9 UEC and Wheatridge will be responded to by UEC and Wheatridge, respectively, on or before
 10 August 4, 2017; and (2) discovery served by CBEC, UEC or Wheatridge after August 1, 2017
 11 will be responded to within five (5) business days.

12 During the stay, UEC and Wheatridge agree to work with CBEC to address any currently
 13 pending or outstanding CBEC data requests. If there is any disagreement at the end of the stay
 14 on whether Wheatridge and UEC have addressed CBEC’s currently pending or outstanding data
 15 requests, CBEC, UEC and Wheatridge request that the administrative law judge conduct a
 16 teleconference or meeting to resolve all pending discovery disputes on or before August 2, 2017,
 17 with any additional data request narratives or document production ordered to be submitted by

- 1 UEC and Wheatridge to CBEC by close of business on August 4, 2017. CBEC, UEC and
- 2 Wheatridge also agree not to issue new discovery during the limited stay.

DATED this 29th day of June 2017.

Respectfully submitted,

By /s/ Raymond S. Kindley
Raymond S. Kindley, OSB 964910
Kindley Law, PC
Email: kindleylaw@comcast.net
Tel: (503) 206-1010

Of Attorneys for Columbia Basin Electric Cooperative

By /s/ Chad M. Stokes
Chad M. Stokes, OSB No. 004007
Tommy A. Brooks, OSB No. 076071
Cable Huston LLP
1001 SW Fifth Ave., Suite 2000
Portland, OR 97204-1136
Telephone: (503) 224-3092
Facsimile: (503) 224-3176
E-Mail: cstokes@cablehuston.com
tbrooks@cablehuston.com
Of Attorneys for Umatilla Electric Cooperative, Inc.

By: /s/ Caroline Harris Crowne
Michael M. Morgan, OSB #721738
Caroline Harris Crowne, OSB #021315
Tonkon Torp, LLP
1600 Pioneer Tower
888 SW Fifth Avenue
Portland, OR 97204
mike.morgan@tonkon.com
caroline.harris.crowne@tonkon.com
Telephone: 503-802-2056

Attorneys for Intervenor Wheatridge Wind Energy, LLC